

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Friday, January 05, 2018

Hearing Room 6C

9:00 AM

**8:12-23047 Jeffrey Sumner Childs**

**Chapter 7**

Adv#: 8:13-01351 Triple Nine Plus Fine Land and Mining Company, LLC v. Tucker et al

**#1.00**

Hearing RE: Emergency Ex Parte Motion For Order To Show Cause And Temporary Restraining Order To Prevent Plaintiffs/Cross-Defendants From Disposing Of The Mining Claims In Dispute And To Compel Production Of Letter Of Intent To Purchase The Mining Claims  
(Motion filed 12/26/17)

Docket 106

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - NOTICE OF  
WITHDRAWAL OF EMERGENCY EX PARTE MOTION FILED 1-3-18 -  
(Docket No. [110])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Jeffrey Sumner Childs

Pro Se

**Defendant(s):**

Sean Tucker

Represented By  
Roger F Friedman  
Oleg Elkhunovich  
Carel Ale

Leslie Tucker

Represented By  
Roger F Friedman  
Oleg Elkhunovich  
Carel Ale

**Plaintiff(s):**

Triple Nine Plus Fine Land and

Represented By  
David R Haberbush  
Vanessa M Haberbush  
Michael D McCaffrey

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
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9:00 AM

**CONT... Jeffrey Sumner Childs**

**Chapter 7**

C. B. Nada

Represented By  
David R Haberbush  
Vanessa M Haberbush  
George B Piggott

Triple Nine Plus Charity

Represented By  
David R Haberbush  
Vanessa M Haberbush

**Trustee(s):**

Jeffrey I Golden (TR)

Represented By  
Ashley M McDow  
Jeffrey I Golden (TR)  
Michael T Delaney

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
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Courtroom 6C Calendar**

Friday, January 05, 2018

Hearing Room 6C

9:00 AM

**8:12-23047 Jeffrey Sumner Childs**

**Chapter 7**

Adv#: 8:13-01390 Triple Nine Plus Fine Land and Mining Company, LLC v. Childs et al

**#2.00**

Hearing RE: Emergency Ex Parte Motion For Order To Show Cause And Temporary Restraining Order To Prevent Plaintiffs/Cross-Defendants From Disposing Of The Mining Claims In Dispute And To Compel Production Of Letter Of Intent To Purchase The Mining Claims  
(Motion filed 12/26/17)

Docket 114

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - NOTICE OF  
WITHDRAWAL OF EMERGENCY EX PARTE MOTION FILED 1-3-18 -  
(Docket No. [118])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Jeffrey Sumner Childs

Pro Se

**Defendant(s):**

Jeffrey Sumner Childs

Represented By  
Kurt E English

**Plaintiff(s):**

Triple Nine Plus Fine Land and

Represented By  
Michael D McCaffrey

CB Nanda

Represented By  
George B Piggott

**Trustee(s):**

Jeffrey I Golden (TR)

Represented By  
Ashley M McDow  
Jeffrey I Golden (TR)  
Michael T Delaney

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
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**CONT... Jeffrey Sumner Childs**

**Chapter 7**

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
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**Friday, January 05, 2018**

**Hearing Room 6C**

9:00 AM

**8:12-23047 Jeffrey Sumner Childs**

**Chapter 7**

Adv#: 8:14-01108 Golden v. Nanda et al

**#3.00**

Hearing RE: Emergency Ex Parte Motion For Order To Show Cause And Temporary Restraining Order To Prevent Plaintiffs/Cross-Defendants From Disposing Of The Mining Claims In Dispute And To Compel Production Of Letter Of Intent To Purchase The Mining Claims  
(Motion filed 12/26/17)

Docket 186

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - NOTICE OF  
WITHDRAWAL OF EMERGENCY MOTION FILED 1-3-18 - (Docket No.  
[190])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Jeffrey Sumner Childs Pro Se

**Defendant(s):**

C. B. Nanda Pro Se

Triple Nine Plus Fine Land and  
Represented By  
Michael D McCaffrey

Triple Nine Kelly, LLC  
Represented By  
Penelope Parmes

RMDG LLC  
Represented By  
Penelope Parmes

COORG Corporation  
Represented By  
Penelope Parmes

DGRM LLC  
Represented By  
Penelope Parmes

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
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Courtroom 6C Calendar**

**Friday, January 05, 2018**

**Hearing Room      6C**

9:00 AM

**CONT...      Jeffrey Sumner Childs**

**Chapter 7**

INDON LLC

Represented By  
Penelope Parmes

KIMAN LLC

Represented By  
Penelope Parmes

ELEMO LLC

Represented By  
Penelope Parmes

**Plaintiff(s):**

Jeffrey I Golden

Represented By  
Michael T Delaney  
Ashley M McDow

**Trustee(s):**

Jeffrey I Golden (TR)

Represented By  
Ashley M McDow  
Jeffrey I Golden (TR)  
Michael T Delaney

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
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Friday, January 05, 2018

Hearing Room 6C

9:00 AM

**8:12-23047 Jeffrey Sumner Childs**

**Chapter 7**

Adv#: 8:14-01135 Golden et al v. Nanda et al

**#4.00**

Hearing RE: Emergency Ex Parte Motion For Order To Show Cause And Temporary Restraining Order To Prevent Plaintiffs/Cross-Defendants From Disposing Of The Mining Claims In Dispute And To Compel Production Of Letter Of Intent To Purchase The Mining Claims  
(Motion filed 12/26/17)

Docket 111

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - NOTICE OF  
WITHDRAWAL OF EMERGENCY EX PARTE MOTION FILED 1-3-18 -  
(Docket No. [115])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Jeffrey Sumner Childs Pro Se

**Defendant(s):**

C. B. Nanda Represented By  
George B Piggott

Triple Nine Plus Fine Land and Represented By  
Michael D McCaffrey

RMDG LLC Represented By  
George B Piggott

COORG Corporation Represented By  
George B Piggott

DGRM LLC Represented By  
George B Piggott

INDON LLC Represented By  
George B Piggott

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
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**Friday, January 05, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... Jeffrey Sumner Childs**

**Chapter 7**

KIMAN LLC

Represented By  
George B Piggott

ELEMO LLC

Represented By  
George B Piggott

Triple Nine Kelly, LLC

Represented By  
George B Piggott

**Plaintiff(s):**

Jeffrey I Golden

Represented By  
Michael T Delaney

Leslie A. Tucker

Represented By  
Carel Ale  
Oleg Elkhunovich

Sean Tucker

Represented By  
Carel Ale  
Oleg Elkhunovich

**Trustee(s):**

Jeffrey I Golden (TR)

Represented By  
Ashley M McDow  
Jeffrey I Golden (TR)  
Michael T Delaney



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
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**Friday, January 05, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-14396 Styles For Less, Inc., a California corporation**

**Chapter 11**

**#5.00**

Hearing RE: Renewal Use Of Cash Collateral  
(Motion filed 11/7/17) (Set per Order Entered 12/12/17)

**[Tele. appr., Jennifer D. Raviele, repr. Landlords]**

**[Tele. appr., Michelle E. Shriro, repr., Red Development]**

Docket 5

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO JANUARY 12, 2018 AT  
9:00 A.M. PER ORDER APPROVING STIPULATION ENTERED 1-4-18 -  
[Docket No. [205]**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
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**Debtor(s):**

Styles For Less, Inc., a California

Represented By

Marc J Winthrop

Andrew B Levin

Garrick A Hollander

Marvin Maurice Oliver

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Friday, January 05, 2018**

**Hearing Room 6C**

2:00 PM

**8:16-15208 Michael Younessi**

**Chapter 11**

**#1.00**

Hearing RE: Emergency Motion For Stay Of Order Confirming Debtor's First Amended Plan Of Reorganization Until After Hearing On Diamond Enterprises' Motion For Reconsideration Of Plan Confirmation (Motion filed 12/28/17)

Docket 201

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant in part, deny in part. As the Court previously stated, the plan became effective upon entry of the confirmation order on December 21, 2017. The Court was very concerned that creditors who voted in favor of the plan (no creditor except Diamond Enterprises opposed plan confirmation or voted against the plan) did so upon then-prevailing assumptions that then-existing tax law would apply to plan transactions, including but not limited to the federal income tax effect of claiming tax losses in 2017. Generally speaking, the tax benefit of a tax loss is directly linked to the marginal tax rate applicable to the taxpayer. In other words, a taxpayer who claims a \$1,000 bad debt deduction and is in a 28 percent marginal tax bracket generally would obtain a \$280 tax benefit from such deduction. The 2017 Tax Act that had been passed by Congress but not yet signed by President Trump lowered tax rates for many corporate and individual taxpayers, thus creating the prospect of reduced tax benefits if the plan became effective in 2018. Moreover, the details of the tax legislation were still very much in flux at the time that the creditors voted on the plan and, indeed, it was far from certain that tax legislation would actually pass.

Under these circumstances, the Court believed it would be very unfair to creditors to saddle them with the tax consequences of the 2017 Tax Act (which generally became effective January 1, 2018) when they did not know or have reason to know what the new law would be, especially in a situation where moving the effective date into 2018 could well cost those creditors money in the form of reduced tax benefits as well as

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2:00 PM

**CONT...**

**Michael Younessi**

**Chapter 11**

deferring those tax benefits from 2017 for one full year into 2018. For these reasons, the Court made changes in the lodged confirmation order to ensure that the plan became effective on the date of entry of the order confirming the plan (i.e., December 21, 2017). In this manner, plan transactions occurring on the plan effective date of December 21, 2017 would trigger 2017, not 2018, tax consequences and potentially would enhance federal income tax benefits to creditors (as well as accelerating such losses into 2017 rather than deferring them into 2018).

The Court grants the motion insofar as it seeks a stay of any further implementation of the plan. The Debtor is stayed from making any further distributions under the plan through and including January 17, 2018. Diamond Enterprises is excused from performing under the confirmed plan through and including January 17, 2018. Otherwise, Diamond Enterprises' motion is denied.

<b>Party Information</b>
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**Debtor(s):**

Michael Younessi

Represented By  
Michael Jones  
Sara Tidd

**Movant(s):**

Diamond Enterprises Ltd., LP

Represented By  
M Douglas Flahaut  
Christopher K.S. Wong

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, January 08, 2018**

**Hearing Room 6C**

9:00 AM

**8:14-13254 Todd Murdock Campbell and Karin Lynn Campbell**

**Chapter 13**

**#1.00**

CONT'D Motion for relief from stay [Real Property]

Seterus, Inc. As The Authorized Subservicer For Federal National Mortgage Association ("Fannie Mae"), Creditor c/o Seterus, Inc., Its Successors And/Or Assigns vs. DEBTORS  
(Motion filed 9/26/17)

**[RE: 2375 W. Mystic Lane, Anaheim, CA 92804]**

FR: 11-6-17

Docket 48

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The motion is granted pursuant to 11 U.S.C. § 362(d)(1) to permit movant, its successors, transferees and assigns, to enforce its remedies to foreclose upon and obtain possession of the subject property in accordance with applicable law, *unless* debtors are current by the date of the hearing or a stipulation has been fully executed for an APO. Movant may not pursue any deficiency claim against the debtor or the estate except by filing a proof of claim pursuant to 11 U.S.C. § 501.

The 14-day stay provided by Rule 4001(a)(3) is waived.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Todd Murdock Campbell

Represented By  
Gary Leibowitz

**Joint Debtor(s):**

Karin Lynn Campbell

Represented By

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, January 08, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... Todd Murdock Campbell and Karin Lynn Campbell  
Gary Leibowitz**

**Chapter 13**

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, January 08, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15244 Gary Scott and Denise Johnson-Scott**

**Chapter 13**

**#2.00**

CONT'D Motion for relief from stay [Real Property]

U.S. Bank, N.A., Successor Trustee To LaSalle Bank National Association, On Behalf Of The Holders Of Bear Stearns Asset Backed Securities I Trust 2006-HE2, Asset-Backed Certificates Series 2006-HE2 - vs. DEBTOR  
(Motion filed 10/16/17)

**[RE: 3891 Claremont Street, Irvine, CA 92614]**

FR: 11-13-17; 12-4-17

Docket 95

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will inquire into the status of this matter.

<b>Party Information</b>
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**Debtor(s):**

Gary Scott

Represented By  
Michael A Younge

**Joint Debtor(s):**

Denise Johnson-Scott

Represented By  
Michael A Younge

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
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Monday, January 08, 2018

Hearing Room 6C

9:00 AM

8:15-15987 Bill Charles

Chapter 13

#3.00

CONT'D Motion for relief from stay [Real Property]

Seterus, Inc. As The Authorized Subservicer For Federal National Mortgage Association ("Fannie Mae"), Its Successors And/Or Assigns vs. DEBTOR (Motion filed 10/20/17)

**[RE: 10442 Whirlaway, Cypress, CA 90630]**

FR: 11-20-17

Docket 110

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR: SETTLED BY  
STIPULATION ORDER ENTERED 12/15/17 - (Docket No. [118])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Bill Charles

Represented By  
Aaron Lloyd

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, January 08, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-11897 Josefina Cendejas**

**Chapter 11**

**#4.00**

Motion for relief from stay [Action In Non-Bankruptcy Forum]

MOVANT: Josefina Cendejas  
(Motion filed 12/7/17)

**[RE: Case Name: Martin Cervantes v. Narcisco Cendejas et al.]  
[Docket No: 30-2009-0012885]  
[Pending In: Orange County Superior Court]**

Docket 63

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The motion is granted pursuant to 11 U.S.C. § 362(d)(1). Cause exists for relief under 11 U.S.C. § 362(d)(1) because the claims at issue arise under non-bankruptcy law and can be most expeditiously resolved in the non-bankruptcy forum.

The 14-day stay provided by Rule 4001(a)(3) is waived.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Josefina Cendejas

Pro Se



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, January 08, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-11898 Gina Estrella**

**Chapter 11**

**#5.00**

Motion for relief from stay [Action In Non-Bankruptcy Forum]

MOVANT: Gina Estrella  
(Motion filed 12/7/17)

**[RE: Case Name: Martin Cervantes v. Narciso Cenedjas et al.]  
[Docket No. 30-2009-0012885]  
[Pending In: Orange County Superior Court]**

Docket 62

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The motion is granted pursuant to 11 U.S.C. § 362(d)(1). Cause exists for relief under 11 U.S.C. § 362(d)(1) because the claims at issue arise under non-bankruptcy law and can be most expeditiously resolved in the non-bankruptcy forum.

The 14-day stay provided by Rule 4001(a)(3) is waived.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Gina Estrella

Represented By  
Andrew S Bisom

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, January 08, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-12513 Eric Joseph Bolstad and Norma Renee Bolstad**

**Chapter 13**

**#6.00**

Motion for relief from stay [Real Property]

Ditech Financial, LLC vs. DEBTORS  
(Motion filed 11/29/17)

**[RE: 18452 Forrer Street, Detroit, MI 48235]**

**[Tele. appr., Darlene C. Vigil, repr. Ditech Financial]**

Docket 41

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The motion is granted pursuant to 11 U.S.C. § 362(d)(1) to permit movant, its successors, transferees and assigns, to enforce its remedies to foreclose upon and obtain possession of the subject property in accordance with applicable law, *unless* the debtor pays all arrearages in full on or before the hearing date on this matter. Movant may not pursue any deficiency claim against the debtor or the estate except by filing a proof of claim pursuant to 11 U.S.C. § 501.

The 14-day stay provided by Rule 4001(a)(3) is waived.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Eric Joseph Bolstad

Represented By  
Douglas L Weeks

**Joint Debtor(s):**

Norma Renee Bolstad

Represented By

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, January 08, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... Eric Joseph Bolstad and Norma Renee Bolstad  
Douglas L Weeks**

**Chapter 13**

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, January 08, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-14168 Frederick Calloway and Evelyn J. Calloway**

**Chapter 7**

**#7.00**

Motion for relief from stay [Personal Property]

Daimler Trust vs. DEBTORS  
(Motion filed 11/28/17)

**[RE: 2014 Mercedes-Benz C250 - VIN No.: WDDGF4HB5EA952199]**

**[Tele. appr., Sheryl K. Ith, repr. MB]**

Docket 11

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The motion is granted pursuant to 11 U.S.C. § 362(d)(1) to permit movant, its successors, transferees and assigns, to enforce its remedies to repossess or otherwise obtain possession and dispose of its collateral pursuant to applicable law, and to use the proceeds from its disposition to satisfy its claim, *unless* the debtor pays all arrearages in full on or before the hearing date on this matter. Movant may not pursue any deficiency claim against the debtor or the estate except by filing a proof of claim pursuant to 11 U.S.C. § 501.

The 14-day stay provided by Rule 4001(a)(3) is waived.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Frederick Calloway

Represented By  
James D. Hornbuckle

**Joint Debtor(s):**

Evelyn J. Calloway

Represented By

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
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Courtroom 6C Calendar**

**Monday, January 08, 2018**

**Hearing Room 6C**

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9:00 AM

**CONT...**

**Frederick Calloway and Evelyn J. Calloway**

James D. Hornbuckle

**Chapter 7**

**Trustee(s):**

Karen S Naylor (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, January 08, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-14223 Sammy Bran**

**Chapter 7**

**#8.00**

Motion for relief from stay [Personal Property]

Global Lending Services LLC vs. DEBTOR  
(Motion filed 11/29/17)

**[RE: 2015 Hyundai Elantra - VINNo.: 5NPDH4AE9FH581148]**

**[Tele. appr., Mark D. Estle, repr. Global Lending Services, LLC]**

Docket 8

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The motion is granted pursuant to 11 U.S.C. §§ 362(d)(1) and (d)(2) to permit movant, its successors, transferees and assigns, to enforce its remedies to repossess or otherwise obtain possession and dispose of its collateral pursuant to applicable law, and to use the proceeds from its disposition to satisfy its claim, *unless* the debtor pays all arrearages in full on or before the hearing date on this matter. Movant may not pursue any deficiency claim against the debtor or the estate except by filing a proof of claim pursuant to 11 U.S.C. § 501.

The 14-day stay provided by Rule 4001(a)(3) is waived.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Sammy Bran

Represented By  
William Huestis

**Trustee(s):**

Weneta M Kosmala (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, January 08, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-14396 Styles For Less, Inc., a California corporation**

**Chapter 11**

**#9.00**

Motion for relief from stay [Unlawful Detainer]

Sarm Five Points Plaza, LLC vs. DEBTOR  
(Motion filed 12/14/17)

**[RE: 18587 Main Street, Huntington Beach, CA 92648 ]**

Docket 136

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - NOTICE OF  
WITHDRAWAL OF MOTION FILED 1-4-18 - (Docket No. [203])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Styles For Less, Inc., a California

Represented By

Marc J Winthrop

Andrew B Levin

Garrick A Hollander

Marvin Maurice Oliver

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
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**Monday, January 08, 2018**

**Hearing Room 6C**

9:00 AM

**6:17-17583 Paul Cousineau Jr, Jr**

**Chapter 7**

**#10.00**

Barrett Daffin Frappier Treder & Weiss, LLP - movant attorney

Evidentiary Hearing RE: Motion for Relief from Stay

Nationstar Mortgage LLC DBA Mr. Cooper  
(Motion filed 9/25/17)

Re: 1206 S CYPRESS AVE #E, Ontario, CA 91762

**(To be held in Courtroom 6C, 411 West Fourth Street, Santa Ana, CA 92701)**

Docket 8

**\*\*\* VACATED \*\*\* REASON: Withdrawal of motion filed 12/29/17**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Paul Cousineau Jr Jr

Pro Se

**Movant(s):**

Nationstar Mortgage LLC

Represented By  
Darlene C Vigil

**Trustee(s):**

Todd A. Frealy (TR)

Pro Se



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, January 08, 2018**

**Hearing Room 6C**

2:00 PM

**8:14-13587 Stuart A Smith and Renee M Smith**

**Chapter 11**

**#1.00**

Hearing RE: Order To Appear For Examination RE: Enforcement Of Judgment  
RE: Jeanne Marie Behling  
(Set per Order Entered 11/17/17)

Docket 0

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO JANUARY 29, 2018 AT  
2:00 P.M. PER ORDER APPROVING STIPULATION ENTERED 1-4-18 -  
(Docket No. [564])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Stuart A Smith

Represented By  
Melissa Davis Lowe  
Mark Bradshaw  
Ryan D ODea  
Dennis E McGoldrick

**Joint Debtor(s):**

Renee M Smith

Represented By  
Melissa Davis Lowe  
Mark Bradshaw  
Ryan D ODea  
Dennis E McGoldrick

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, January 08, 2018**

**Hearing Room 6C**

2:00 PM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

**#2.00**

Hearing RE: Motion For Order Approving Settlement By And Between Certain Of The Debtors And LMG National Publishing, Inc.  
(Motion filed 12/8/17)

**[Tele. appr., Alan J. Friedman, repr. Freedom Communication, et al]**

Docket 1458

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the motion.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
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**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, January 08, 2018**

**Hearing Room 6C**

2:00 PM

**8:16-13380 Eric Martinson**

**Chapter 11**

**#3.00**

CONT'D Hearing RE: Motion For Order Disallowing Claim:  
(Motion filed 8/9/17)

Claim No. 8            Renita Turner, dba Music Plus Entertainment    \$185,794.00

FR: 9-11-17; 11-20-17

Docket        128

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Continue the hearing to February 12, 2018 at 2:00 p.m.

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Eric Martinson

Represented By  
Richard Lynn Barrett

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, January 08, 2018**

**Hearing Room 6C**

2:00 PM

**8:17-11749 Dean Lavar Corbin and Lianne Corbin**

**Chapter 11**

**#4.00**

Hearing RE: Motion By United States Trustee To Dismiss Case Or Convert Case To One Under Chapter 7 Pursuant To 11 U.S.C. Section 1112(b); And, Request For Judgment For Quarterly Fees Due And Payable To The U.S. Trustee At The Time Of The Hearing  
(Motion filed 11/24/17)

Docket 156

**\*\*\* VACATED \*\*\* REASON: VOLUNTARY DISMISSAL OF U.S.  
TRUSTEE MOTION TO DISMISS OR CONVERT DEBTOR'S CASE  
FILED 12/18/17 - (Docket No. [166])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Dean Lavar Corbin

Represented By  
Michael Jones  
Sara Tidd

**Joint Debtor(s):**

Lianne Corbin

Represented By  
Michael Jones  
Sara Tidd

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, January 09, 2018**

**Hearing Room 225**

9:00 AM

**6:17-12702 Rudolfo Jose Castillo, Jr. and Joann Tojino Castillo**

**Chapter 7**

**#1.00**

Scheer Law Group, LLP - movant attorney

Motion for relief from stay

Pacific Marine Credit Union vs Debtors  
(Motion filed 11/22/17)

RE: 2014 LINCOLN MKZ Vin 3LN6L2GK6ER832594

**(Tele. appr. Timothy Silverman, rep. creditor, Pacific Marine Credit Union)**

Docket 35

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The motion is granted pursuant to 11 U.S.C. §§ 362(d)(1) and (d)(2) to permit movant, its successors, transferees and assigns, to enforce its remedies to repossess or otherwise obtain possession and dispose of its collateral pursuant to applicable law, and to use the proceeds from its disposition to satisfy its claim, *unless* the debtor pays all arrearages in full on or before the hearing date on this matter. Movant may not pursue any deficiency claim against the debtor or the estate except by filing a proof of claim pursuant to 11 U.S.C. § 501.

The 14-day stay provided by Rule 4001(a)(3) is waived.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Rudolfo Jose Castillo Jr.

Represented By  
Kristin R Lamar

**Joint Debtor(s):**

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, January 09, 2018**

**Hearing Room 225**

9:00 AM

**CONT... Rudolfo Jose Castillo, Jr. and Joann Tojino Castillo Chapter 7**  
Joann Tojino Castillo Represented By  
Kristin R Lamar

**Movant(s):**

Pacific Marine Credit Union Represented By  
Timothy J Silverman

**Trustee(s):**

Larry D Simons (TR) Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, January 09, 2018**

**Hearing Room 225**

9:00 AM

**6:17-12702 Rudolfo Jose Castillo, Jr. and Joann Tojino Castillo**

**Chapter 7**

**#2.00**

Scheer Law Group, LLP - movant attorney

Motion for relief from stay

Pacific Marine Credit Union vs Debtors  
(Motion filed 11/22/17)

RE: 2011 FORD F250 Vin 1FT7W2BT1BEA05827

Docket 36

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Deny the motion without prejudice. Movant appears to be adequately protected by over \$3,000 in equity.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Rudolfo Jose Castillo Jr.

Represented By  
Kristin R Lamar

**Joint Debtor(s):**

Joann Tojino Castillo

Represented By  
Kristin R Lamar

**Movant(s):**

Pacific Marine Credit Union

Represented By  
Timothy J Silverman

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, January 09, 2018**

**Hearing Room 225**

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9:00 AM

**CONT... Rudolfo Jose Castillo, Jr. and Joann Tojino Castillo**

**Chapter 7**

**Trustee(s):**

Larry D Simons (TR)

Pro Se



**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, January 09, 2018**

**Hearing Room 225**

9:00 AM

**6:17-17136 Jacqueline Brown**

**Chapter 7**

**#3.00**

H.G. Long Esq - movant attorney

Motion for relief from stay

The MPSN Properties LP vs Debtor  
(Motion filed 12/12/17)

RE: 2048 W. 15th Street, San Bernardino

Docket 24

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The motion is granted pursuant to 11 U.S.C. § 362(d)(1). A judgment against the debtor was entered in the unlawful detainer action prepetition. The granting of this motion will permit the movant to exercise its rights under state law with respect to the subject property.

The 14-day stay provided by Rule 4001(a)(3) is waived.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Jacqueline Brown

Pro Se

**Movant(s):**

THE MPSN PROPERTIES LP

Represented By  
Helen G Long

**Trustee(s):**

Charles W Daff (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, January 09, 2018**

**Hearing Room 225**

9:00 AM

**6:17-18480 Hoi Jung Chung**

**Chapter 7**

**#4.00**

Malcolm Cisneros ALC - movant attorney

Motion for relief from stay

US Bank Trust NA vs Debtor  
(Motion filed 12/8/17)

RE: 15719 Virginia Drive, Fontana, CA 92336

Docket 9

**\*\*\* VACATED \*\*\* REASON: Case dismissed 12/20/17**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Hoi Jung Chung

Represented By  
Kelly K Chang

**Movant(s):**

U.S. Bank Trust, N.A., as Trustee

Represented By  
Christina J O

**Trustee(s):**

Todd A. Frealy (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, January 09, 2018**

**Hearing Room 225**

9:00 AM

**6:17-18765 Nicholas J. Adams**

**Chapter 7**

**#5.00**

Cooksey, Toolen, Gage, Duffy & Woog - movant attorney

Motion for relief from stay

TD Auto Finance LLC vs Debtor  
(Motion filed 12/12/17)

RE: 2017 Ford Mustang, VIN: 1FA6P8CF8H5240969

Docket 10

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The motion is granted pursuant to 11 U.S.C. §§ 362(d)(1) and (d)(2) to permit movant, its successors, transferees and assigns, to enforce its remedies to repossess or otherwise obtain possession and dispose of its collateral pursuant to applicable law, and to use the proceeds from its disposition to satisfy its claim, *unless* the debtor pays all arrearages in full on or before the hearing date on this matter. Movant may not pursue any deficiency claim against the debtor or the estate except by filing a proof of claim pursuant to 11 U.S.C. § 501.

The 14-day stay provided by Rule 4001(a)(3) is waived.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Nicholas J. Adams

Represented By  
Steven E Cowen

**Movant(s):**

TD Auto Finance LLC

Represented By  
Sheryl K Ith

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, January 09, 2018**

**Hearing Room 225**

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9:00 AM

**CONT... Nicholas J. Adams**

**Chapter 7**

**Trustee(s):**

Robert Whitmore (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, January 09, 2018**

**Hearing Room 225**

9:00 AM

**6:17-18810 Bernard A. Pineda**

**Chapter 7**

**#6.00**

Law Office of Bret D. Allen - movant attorney

Motion for Relief from Stay

BMW Bank of North America vs. DEBTOR  
(Motion filed 12/4/17)

Re: 2013 MINI Cooper Wagon 2D S I4 Turbo

Docket 12

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The motion is granted pursuant to 11 U.S.C. §§ 362(d)(1) and (d)(2) to permit movant, its successors, transferees and assigns, to enforce its remedies to repossess or otherwise obtain possession and dispose of its collateral pursuant to applicable law, and to use the proceeds from its disposition to satisfy its claim, *unless* the debtor pays all arrearages in full on or before the hearing date on this matter. Movant may not pursue any deficiency claim against the debtor or the estate except by filing a proof of claim pursuant to 11 U.S.C. § 501.

The 14-day stay provided by Rule 4001(a)(3) is waived.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Bernard A. Pineda

Represented By  
Ahren A Tiller

**Movant(s):**

BMW Bank of North America

Represented By  
Bret D. Allen

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, January 09, 2018**

**Hearing Room 225**

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9:00 AM

**CONT... Bernard A. Pineda**

**Chapter 7**

**Trustee(s):**

Todd A. Frealy (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, January 09, 2018**

**Hearing Room 225**

9:00 AM

**6:17-19305 Michael Newett and Brooke Newett**

**Chapter 7**

**#7.00**

Cooksey, Toolen, Gage, Duffy & Woog - movant attorney

Motion for Relief from Stay

Santander Consumer USA Inc. vs. DEBTOR, John Pringle, trustee  
(Motion filed 12/6/17)

Re: 2013 Ford Mustang, VIN: 1ZVBP8CF8D5262454

Docket 9

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The motion is granted pursuant to 11 U.S.C. §§ 362(d)(1) and (d)(2) to permit movant, its successors, transferees and assigns, to enforce its remedies to repossess or otherwise obtain possession and dispose of its collateral pursuant to applicable law, and to use the proceeds from its disposition to satisfy its claim, *unless* the debtor pays all arrearages in full on or before the hearing date on this matter. Movant may not pursue any deficiency claim against the debtor or the estate except by filing a proof of claim pursuant to 11 U.S.C. § 501.

The 14-day stay provided by Rule 4001(a)(3) is waived.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Michael Newett

Pro Se

**Joint Debtor(s):**

Brooke Newett

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, January 09, 2018**

**Hearing Room 225**

9:00 AM

**CONT... Michael Newett and Brooke Newett**

**Chapter 7**

**Movant(s):**

Santander Consumer USA Inc.

Represented By  
Sheryl K Ith

**Trustee(s):**

John P Pringle (TR)

Pro Se



**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, January 09, 2018**

**Hearing Room 225**

9:00 AM

**6:17-19374 Francisco J Partida and Lydia Partida**

**Chapter 7**

**#8.00**

Cooksey, Toolen, Gage, Duffy & Woog - movant attorney

Motion for Relief from Stay

Santander Consumer USA Inc. vs. DEBTOR, Karl Anderson, trustee  
(Motion filed 12/6/17)

Re: 2015 Nissan Versa, VIN: 3N1CN7AP6FL801128

Docket 9

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The motion is granted pursuant to 11 U.S.C. §§ 362(d)(1) and (d)(2) to permit movant, its successors, transferees and assigns, to enforce its remedies to repossess or otherwise obtain possession and dispose of its collateral pursuant to applicable law, and to use the proceeds from its disposition to satisfy its claim, *unless* the debtor pays all arrearages in full on or before the hearing date on this matter. Movant may not pursue any deficiency claim against the debtor or the estate except by filing a proof of claim pursuant to 11 U.S.C. § 501.

The 14-day stay provided by Rule 4001(a)(3) is waived.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Francisco J Partida

Represented By  
Alexander Pham

**Joint Debtor(s):**

Lydia Partida

Represented By  
Alexander Pham

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, January 09, 2018**

**Hearing Room 225**

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9:00 AM

**CONT... Francisco J Partida and Lydia Partida**

**Chapter 7**

**Movant(s):**

Santander Consumer USA Inc.

Represented By  
Sheryl K Ith

**Trustee(s):**

Karl T Anderson (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, January 09, 2018**

**Hearing Room 225**

9:00 AM

**6:17-19513 Terry Lee Fleming, Sr**

**Chapter 11**

**#9.00**

Higgs Fletcher & Mack LLP - movant attorney

Motion for Relief from Stay

Havasu Lakeshore Investments vs. DEBTOR  
(Motion filed 12/1/17)

Re: ACTION IN NON-BANKRUPTCY FORUM RE: Orange County Fraudulent  
Transfer Action

Docket 18

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The motion is moot because the underlying state court action has been removed to this Court.

Deny without prejudice.

Havasu Lakeshore Investments' right to move for remand is preserved. As to motion 3 regarding the Riverside Dwelling Action, deny for reasons stated in Debtor's opposition.

DEBTOR TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Terry Lee Fleming Sr

Represented By  
James E Till

**Movant(s):**

Havasu Lakeshore Investments

Represented By  
Martin A Eliopoulos

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, January 09, 2018**

**Hearing Room 225**

9:00 AM

**CONT... Terry Lee Fleming, Sr**

**Chapter 11**

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, January 09, 2018**

**Hearing Room 225**

9:00 AM

**6:17-19513 Terry Lee Fleming, Sr**

**Chapter 11**

**#10.00**

Higgs Fletcher & Mack LLP - movant attorney

Motion for Relief from Stay

Havasu Lakeshore Investments vs. DEBTOR  
(Motion filed 12/1/17)

Re: ACTION IN NON-BANKRUPTCY FORUM RE: Riverside Fraudulent  
Transfer Action.

Docket 19

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The motion is moot because the underlying state court action has been removed to this Court.

Deny without prejudice.

Havasu Lakeshore Investments' right to move for remand is preserved. As to motion 3 regarding the Riverside Dwelling Action, deny for reasons stated in Debtor's opposition.

DEBTOR TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Terry Lee Fleming Sr

Represented By  
James E Till

**Movant(s):**

Havasu Lakeshore Investments

Represented By  
Martin A Eliopoulos

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, January 09, 2018**

**Hearing Room 225**

9:00 AM

**CONT... Terry Lee Fleming, Sr**

**Chapter 11**

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, January 09, 2018**

**Hearing Room 225**

9:00 AM

**6:17-19513 Terry Lee Fleming, Sr**

**Chapter 11**

**#11.00**

Higgs Fletcher & Mack LLP - movant attorney

Motion for Relief from Stay

Havasu Lakeshore Investments vs. DEBTOR  
(Motion filed 12/1/17)

Re: ACTION IN NON-BANKRUPTCY FORUM RE: Riverside Sale of Dwelling  
Action.

Docket 20

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The motion is moot because the underlying state court action has been removed to this Court.

Deny without prejudice.

Havasu Lakeshore Investments' right to move for remand is preserved. As to motion 3 regarding the Riverside Dwelling Action, deny for reasons stated in Debtor's opposition.

DEBTOR TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Terry Lee Fleming Sr

Represented By  
James E Till

**Movant(s):**

Havasu Lakeshore Investments

Represented By  
Martin A Eliopoulos

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, January 09, 2018**

**Hearing Room 225**

9:00 AM

**CONT... Terry Lee Fleming, Sr**

**Chapter 11**



**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, January 09, 2018**

**Hearing Room 225**

9:00 AM

**6:17-19549 Alejandro Morales and Paramy Mimee Raxajack-Morales**

**Chapter 7**

**#12.00**

Mark D. Estle - movant attorney

Motion for relief from stay

Toyota Motor Credit Corporation vs Debtors  
(Motion filed 12/11/17)

2011 Toyota Venza, VIN:4T3ZK3BB0BU034651

**(Tele. appr Mark Estle, rep. creditor, Toyota Motor Credit Corporation)**

Docket 18

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The motion is granted pursuant to 11 U.S.C. §§ 362(d)(1) and (d)(2) to permit movant, its successors, transferees and assigns, to enforce its remedies to repossess or otherwise obtain possession and dispose of its collateral pursuant to applicable law, and to use the proceeds from its disposition to satisfy its claim, *unless* the debtor pays all arrearages in full on or before the hearing date on this matter. Movant may not pursue any deficiency claim against the debtor or the estate except by filing a proof of claim pursuant to 11 U.S.C. § 501.

The 14-day stay provided by Rule 4001(a)(3) is waived.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Alejandro Morales

Represented By  
Nicholas M Wajda

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, January 09, 2018**

**Hearing Room 225**

9:00 AM

**CONT... Alejandro Morales and Paramy Mimee Raxajack-Morales**

**Chapter 7**

**Joint Debtor(s):**

Paramy Mimee Raxajack-Morales

Represented By  
Nicholas M Wajda

**Movant(s):**

TOYOTA MOTOR CREDIT

Represented By  
Mark D Estle

**Trustee(s):**

Arturo Cisneros (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, January 09, 2018**

**Hearing Room 225**

9:00 AM

**6:17-19572 Michael F. Catley and Rose T. Catley**

**Chapter 7**

**#13.00**

Mark D. Estle - movant attorney

Motion for relief from stay

Toyota Lease Trust vs Debtors  
(Motion filed 12/11/17)

2015 Toyota Sienna, VIN:5TDYK3DC0FS575398

**(Tele. appr Mark Estle, rep. creditor, Toyota Lease Trust)**

Docket 10

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The motion is granted pursuant to 11 U.S.C. §§ 362(d)(1) and (d)(2) to permit movant, its successors, transferees and assigns, to enforce its remedies to repossess or otherwise obtain possession and dispose of its collateral pursuant to applicable law, and to use the proceeds from its disposition to satisfy its claim, *unless* the debtor pays all arrearages in full on or before the hearing date on this matter. Movant may not pursue any deficiency claim against the debtor or the estate except by filing a proof of claim pursuant to 11 U.S.C. § 501.

The 14-day stay provided by Rule 4001(a)(3) is waived.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Michael F. Catley

Represented By  
Christopher J Langley

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, January 09, 2018**

**Hearing Room 225**

9:00 AM

**CONT... Michael F. Catley and Rose T. Catley**

**Chapter 7**

**Joint Debtor(s):**

Rose T. Catley

Represented By  
Christopher J Langley

**Movant(s):**

TOYOTA LEASE TRUST

Represented By  
Mark D Estle

**Trustee(s):**

Arturo Cisneros (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, January 09, 2018**

**Hearing Room 225**

9:00 AM

**6:17-19638 Olga Asuquo Zakhar**

**Chapter 7**

**#14.00**

Kimball, Tirey & St. John LLP - movant attorney

Motion for Relief from Stay

Ridgestone Partners, L.P. vs. DEBTOR  
(Motion filed 11/29/17)

Re: 39415 Ardenwood Wy. #2812, Lake Elsinore, CA 92532

Docket 9

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The motion is granted pursuant to 11 U.S.C. §§ 362(d)(1) and (d)(2). This motion has been filed to proceed with an unlawful detainer action. This action must go forward because the debtor's right to possess the premises must be determined. This does not change simply because a bankruptcy petition was filed.

The 14-day stay provided by Rule 4001(a)(3) is waived.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Olga Asuquo Zakhar

Pro Se

**Movant(s):**

RIDGESTONE PARTNERS, L.P.

Represented By  
Scott Andrews

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, January 09, 2018**

**Hearing Room 225**

---

9:00 AM

**CONT... Olga Asuquo Zakhar**

**Chapter 7**

**Trustee(s):**

Charles W Daff (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, January 09, 2018**

**Hearing Room 225**

9:00 AM

**6:17-19947 Se Jin Kim**

**Chapter 7**

**#15.00**

Luke Daniels - movant attorney

Motion for relief from stay

Andy Chou vs Debtors  
(Motion filed 12/12/17)

RE: 5051 Juneau Ct., Rancho Cucamonga, CA 91737

Docket 7

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

<b>Party Information</b>
--------------------------

**Debtor(s):**

Se Jin Kim

Pro Se

**Movant(s):**

Andy Chou

Represented By  
Luke P Daniels

**Trustee(s):**

Arturo Cisneros (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, January 09, 2018**

**Hearing Room 225**

2:00 PM

**6:15-18833 Loretta Ann Flores**

**Chapter 7**

**#1.00**

Trustee's Final Report and Applications for Compensation

Docket 63

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

In a case under chapter 7 or 11, the court may allow reasonable compensation under § 330 to the trustee for the trustee's services, payable after the trustee renders such services, not to exceed 25% on the first \$5,000 or less, 10% on any amount in excess of \$5,000 but not in excess of \$50,000, 5% on any amount in excess of \$50,000 but not in excess of \$1,000,000, and reasonable compensation not to exceed 3% of such moneys in excess of \$1,000,000, upon all moneys disbursed or turned over in the case by the trustee to parties in interest, excluding the debtor, but including holders of secured claims. 11 U.S.C. § 326(a).

The Court finds that the Trustee's requested compensation meets the requirements of 11 U.S.C. § 326(a) and represents reasonable compensation for actual, necessary services rendered in the administration of this estate.

The compensation is approved as to the Trustee, with fees in the amount of \$771.34 and expenses in the amount of \$214.66.

CHAPTER 7 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Loretta Ann Flores

Represented By  
Sunita N Sood

**Trustee(s):**

Charles W Daff (TR)

Pro Se



**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, January 09, 2018**

**Hearing Room 225**

2:00 PM

**6:16-14072 Noel S. Varela**

**Chapter 7**

**#2.00**

Trustee's Final Report and Applications for Compensation

Docket 44

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

In a case under chapter 7 or 11, the court may allow reasonable compensation under § 330 to the trustee for the trustee's services, payable after the trustee renders such services, not to exceed 25% on the first \$5,000 or less, 10% on any amount in excess of \$5,000 but not in excess of \$50,000, 5% on any amount in excess of \$50,000 but not in excess of \$1,000,000, and reasonable compensation not to exceed 3% of such moneys in excess of \$1,000,000, upon all moneys disbursed or turned over in the case by the trustee to parties in interest, excluding the debtor, but including holders of secured claims. 11 U.S.C. § 326(a).

The Court finds that the Trustee's requested compensation meets the requirements of 11 U.S.C. § 326(a) and represents reasonable compensation for actual, necessary services rendered in the administration of this estate.

The compensation is approved as to the Trustee, with fees in the amount of \$7,500.00 and expenses in the amount of \$317.38.

The Court approves a payment of a priority tax claim of \$373.23 to the California taxing authority.

CHAPTER 7 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Noel S. Varela

Represented By  
Mona V Patel

**Trustee(s):**

Robert Whitmore (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, January 09, 2018**

**Hearing Room 225**

2:00 PM

**CONT... Noel S. Varela**

**Chapter 7**

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, January 09, 2018**

**Hearing Room 225**

2:00 PM

**6:16-15248 Murray Altman**

**Chapter 11**

Adv#: 6:16-01167 Shin v. Altman

**#3.00**

PRE-TRIAL CONFERENCE re fraud as fiduciary, embezzlement, larceny)),(68  
(Dischargeability - 523(a)(6), willful and malicious injury))

(Advanced from 2/15/18)

**(Tele. appr. Kathleen March, rep. creditor, Angie Shin)**

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

<b>Party Information</b>
--------------------------

**Debtor(s):**

Murray Altman

Represented By  
Andrew S Bisom

**Defendant(s):**

Murray Altman

Represented By  
Andrew S Bisom  
Kathleen P March

**Plaintiff(s):**

Yun Hei Shin

Represented By  
Kathleen P March  
Andrew S Bisom

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, January 09, 2018**

**Hearing Room 225**

2:00 PM

**6:16-15248 Murray Altman**

**Chapter 11**

**#4.00**

Hrg on Motion of Creditor, Shin/RPL: (1) Moving for Order Dismissing Altman's Chapter 11 Case, or Converting it to Ch 7; and Alternatively (2) Moving Court to Re-set Deadline for Altman to File a New Plan and Disclosure Statement, Deadline to Get Disclosure Statement Approved, and Deadline to Confirm a Ch11 Plan, or Have Case Dismiss

**(Tele. appr. Kathleen March, rep. creditor, Angie Shin)**

Docket 131

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

If Ms. Shin's appeal of this Court's order denying her motion confirming that the stay does not apply to a state court motion to appoint a receiver for DSF (or in the alternative for relief from stay), is successful and Ms. Shin obtains a receiver's appointment in state court, the debtor-in-possession will lose control of over 80 percent of the estate's assets by value. At that point it seems questionable whether there would be any point to Mr. Altman continuing with this bankruptcy case, and a voluntary dismissal (or a consent to conversion to chapter 7) would seem to be in the cards.

For reasons of judicial economy, this Court will await the BAP's determination of the appeal before hearing and determining this motion.

The hearing on this motion is continued to June 26, 2018 at 2:00 p.m. In the event the BAP determines the appeal prior to June 26, 2018, the Court will reset this hearing to a date convenient to the Court and the parties.

COURT TO PREPARE ORDER.

**Party Information**

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, January 09, 2018**

**Hearing Room 225**

2:00 PM

**CONT... Murray Altman**

**Chapter 11**

**Debtor(s):**

Murray Altman

Represented By  
Andrew S Bisom

**Movant(s):**

Ramon Palm Lane, Inc., a CA Corp.

Represented By  
Kathleen P March

Yun Hei Shin

Represented By  
Kathleen P March

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, January 09, 2018**

**Hearing Room 225**

2:00 PM

**6:16-15248 Murray Altman**

**Chapter 11**

**#5.00**

Hrg. on Chapter 11 Status Conference

(Cont. from 11/28/17)

**(Tele. appr. Kathleen March, rep. creditor, Angie Shin)**

Docket 0

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will inquire into compliance with United States Trustee guidelines and requirements.

Next status conference: May 31, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

<b>Party Information</b>
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**Debtor(s):**

Murray Altman

Represented By  
Andrew S Bisom

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, January 09, 2018**

**Hearing Room 225**

2:00 PM

**6:16-21126 Epifanio Sandoval, Jr.**

**Chapter 7**

**#6.00**

Trustee's Final Report and Applications for Compensation

Docket 27

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

In a case under chapter 7 or 11, the court may allow reasonable compensation under § 330 to the trustee for the trustee's services, payable after the trustee renders such services, not to exceed 25% on the first \$5,000 or less, 10% on any amount in excess of \$5,000 but not in excess of \$50,000, 5% on any amount in excess of \$50,000 but not in excess of \$1,000,000, and reasonable compensation not to exceed 3% of such moneys in excess of \$1,000,000, upon all moneys disbursed or turned over in the case by the trustee to parties in interest, excluding the debtor, but including holders of secured claims. 11 U.S.C. § 326(a).

The Court finds that the Trustee's requested compensation meets the requirements of 11 U.S.C. § 326(a) and represents reasonable compensation for actual, necessary services rendered in the administration of this estate.

The compensation is approved as to the Trustee, with fees in the amount of \$1,046.50 and expenses in the amount of \$9.32.

CHAPTER 7 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Epifanio Sandoval Jr.

Represented By  
David Lozano

**Trustee(s):**

Karl T Anderson (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, January 09, 2018**

**Hearing Room 225**

2:00 PM

**6:17-12318 Alicia Martinez**

**Chapter 7**

**#7.00**

Hrg on Trustee's Motion to Claim 10 filed by Wells Fargo Bank NA

Docket 35

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the motion, sustain the objection, and treat Claim No. 10 of Wells Fargo Bank, N.A. as a late-filed claim subordinated to all timely-filed claims.

CHAPTER 7 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Alicia Martinez

Represented By  
C Scott Rudibaugh

**Movant(s):**

Robert Whitmore (TR)

Pro Se

**Trustee(s):**

Robert Whitmore (TR)

Pro Se



**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, January 09, 2018**

**Hearing Room 225**

2:00 PM

**6:17-19513 Terry Lee Fleming, Sr**

**Chapter 11**

**#8.00**

Hrg. on Movant's Motion filed 12/19/17 to dismiss Debtor's Chapter 11 case, or in the alternative, convert to Chapter 7, pursuant to Bankruptcy Code § 1112(b)

Docket 34

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

<b>Party Information</b>
--------------------------

**Debtor(s):**

Terry Lee Fleming Sr

Represented By  
James E Till

**Movant(s):**

Havasu Lakeshore Investments

Represented By  
Martin A Eliopoulos

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, January 10, 2018**

**Hearing Room 6C**

9:00 AM

**8:12-23047 Jeffrey Sumner Childs**

**Chapter 7**

Adv#: 8:14-01108 Golden v. Nanda et al

**#1.00**

Hearing RE: Omnibus Motion To (1) Alter Or Amend Orders Granting In Part And Denying In Part C.B. Nanda And Triple Nine Plus Fine Land And Mining Company, LLC's Motions Noticed For Hearing On October 18, 2017; And (2) For Relief From Orders On Objections To Form Of Orders Entered In The Above Captioned Adversary Proceedings On November 9, 2017  
(Motion filed 11/20/17)

**[Tele. appr., Louis H. Altma, repr., Louis Altman]**

**[Tele. appr., David H. Haberbush, repr., David R. Haberbush and Haberbush & Associates, LLP]**

**[Tele. appr., Vanessa M. Haberbush, repr., Haberbush & Associates, LLP]**

**[Tele. appr., Sean P. Tucker, repr., In Proppria Persona, Sean P. Tucker]**

Docket 182

**\*\*\* VACATED \*\*\* REASON: NOTICE OF VOLUNTARY DISMISSAL  
OF OMNIBUS MOTION FILED ON 12/14/17 - [Docket No. 185]**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
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**Debtor(s):**

Jeffrey Sumner Childs	Pro Se
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**Defendant(s):**

C. B. Nanda	Pro Se
Triple Nine Plus Fine Land and	Represented By Michael D. Mccaffrey
Triple Nine Kelly, LLC	Represented By

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, January 10, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... Jeffrey Sumner Childs**

**Chapter 7**

	Penelope Parmes
RMDG LLC	Represented By Penelope Parmes
COORG Corporation	Represented By Penelope Parmes
DGRM LLC	Represented By Penelope Parmes
INDON LLC	Represented By Penelope Parmes
KIMAN LLC	Represented By Penelope Parmes
ELEMO LLC	Represented By Penelope Parmes

**Plaintiff(s):**

Jeffrey I Golden	Represented By Michael T Delaney Ashley M McDow
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**Trustee(s):**

Jeffrey I Golden (TR)	Represented By Ashley M McDow Jeffrey I Golden (TR) Michael T Delaney
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**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, January 10, 2018**

**Hearing Room 6C**

9:00 AM

**8:12-23047 Jeffrey Sumner Childs**

**Chapter 7**

Adv#: 8:14-01135 Golden et al v. Nanda et al

**#2.00**

Hearing RE: Omnibus Motion To (1) Alter Or Amend Orders Granting In Part And Denying In Part C.B. Nanda And Triple Nine Plus Fine Land And Mining Company, LLC's Motions Noticed For Hearing On October 18, 2017; And (2) For Relief From Orders On Objections To Form Of Orders Entered In The Above Captioned Adversary Proceedings On November 9, 2017  
(Motion filed 11/20/17)

**[Tele. appr., Louis H. Altma, repr., Louis Altman]**

**[Tele. appr., David H. Haberbush, repr., David R. Haberbush and Haberbush & Associates, LLP]**

**[Tele. appr., Vanessa M. Haberbush, repr., Haberbush & Associates, LLP]**

**[Tele. appr., Sean P. Tucker, repr., In Proppria Persona, Sean P. Tucker]**

Docket 108

**\*\*\* VACATED \*\*\* REASON: NOTICE OF VOLUNTARY DISMISSAL  
OF OMNIBUS MOTION FILED ON 12/14/17 - [Docket No. 110]**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Jeffrey Sumner Childs

Pro Se

**Defendant(s):**

C. B. Nanda

Represented By  
George B Piggott

Triple Nine Plus Fine Land and

Represented By  
Michael D McCaffrey

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, January 10, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... Jeffrey Sumner Childs**

**Chapter 7**

RMDG LLC

Represented By  
George B Piggott

COORG Corporation

Represented By  
George B Piggott

DGRM LLC

Represented By  
George B Piggott

INDON LLC

Represented By  
George B Piggott

KIMAN LLC

Represented By  
George B Piggott

ELEMO LLC

Represented By  
George B Piggott

Triple Nine Kelly, LLC

Represented By  
George B Piggott

**Plaintiff(s):**

Jeffrey I Golden

Represented By  
Michael T Delaney

Leslie A. Tucker

Represented By  
Carel Ale  
Oleg Elkhunovich

Sean Tucker

Represented By  
Carel Ale  
Oleg Elkhunovich

**Trustee(s):**

Jeffrey I Golden (TR)

Represented By  
Ashley M McDow  
Jeffrey I Golden (TR)  
Michael T Delaney

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, January 10, 2018**

**Hearing Room 6C**

9:00 AM

**8:12-23047 Jeffrey Sumner Childs**

**Chapter 7**

Adv#: 8:13-01390 Triple Nine Plus Fine Land and Mining Company, LLC v. Childs

**#3.00**

Hearing RE: Omnibus Motion To (1) Alter Or Amend Orders Granting In Part And Denying In Part C.B. Nanda And Triple Nine Plus Fine Land And Mining Company, LLC's Motions Noticed For Hearing On October 18, 2017; And (2) For Relief From Orders On Objections To Form Of Orders Entered In The Above Captioned Adversary Proceedings On November 9, 2017  
(Motion filed 11/20/17)

**[Tele. appr., Louis H. Altma, repr., Louis Altman]**

**[Tele. appr., David H. Haberbush, repr., David R. Haberbush and Haberbush & Associates, LLP]**

**[Tele. appr., Vanessa M. Haberbush, repr., Haberbush & Associates, LLP]**

**[Tele. appr., Sean P. Tucker, repr., In Proppria Persona, Sean P. Tucker]**

Docket 105

**\*\*\* VACATED \*\*\* REASON: NOTICE OF VOLUNTARY DISMISSAL  
OF OMNIBUS MOTION FILED ON 12/14/17 - [Docket No. 111]**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Jeffrey Sumner Childs

Pro Se

**Defendant(s):**

Jeffrey Sumner Childs

Represented By  
Kurt E English

**Plaintiff(s):**

Triple Nine Plus Fine Land and

Represented By

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, January 10, 2018**

**Hearing Room 6C**

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9:00 AM

**CONT... Jeffrey Sumner Childs**

**Chapter 7**

CB Nanda

Michael D McCaffrey

Represented By  
George B Piggott

**Trustee(s):**

Jeffrey I Golden (TR)

Represented By  
Ashley M McDow  
Jeffrey I Golden (TR)  
Michael T Delaney

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, January 10, 2018**

**Hearing Room 6C**

9:00 AM

**8:12-23047 Jeffrey Sumner Childs**

**Chapter 7**

Adv#: 8:13-01096 Triple Nine Plus Fine Land and Mining Company, LLC v. Childs et al

**#4.00**

Hearing RE: Omnibus Motion To (1) Alter Or Amend Orders Granting In Part And Denying In Part C.B. Nanda And Triple Nine Plus Fine Land And Mining Company, LLC's Motions Noticed For Hearing On October 18, 2017; And (2) For Relief From Orders On Objections To Form Of Orders Entered In The Above Captioned Adversary Proceedings On November 9, 2017  
(Motion filed 11/20/17)

**[Tele. appr., Louis H. Altma, repr., Louis Altman]**

**[Tele. appr., David H. Haberbush, repr., David R. Haberbush and Haberbush & Associates, LLP]**

**[Tele. appr., Vanessa M. Haberbush, repr., Haberbush & Associates, LLP]**

**[Tele. appr., Sean P. Tucker, repr., In Propria Persona, Sean P. Tucker]**

Docket 143

**\*\*\* VACATED \*\*\* REASON: NOTICE OF VOLUNTARY DISMISSAL  
OF OMNIBUS MOTION FILED ON 12/14/17 - [Docket No. 145]**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
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**Debtor(s):**

Jeffrey Sumner Childs	Pro Se
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**Defendant(s):**

Jeffrey Sumner Childs	Pro Se
Jeffrey I Golden	Represented By Ashley M McDow Michael T Delaney



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, January 10, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... Jeffrey Sumner Childs**

**Chapter 7**

**Plaintiff(s):**

Triple Nine Plus Fine Land and

Represented By  
Michael D McCaffrey

C. B. Nanda

Represented By  
George B Piggott

**Trustee(s):**

Jeffrey I Golden (TR)

Represented By  
Ashley M McDow  
Jeffrey I Golden (TR)  
Michael T Delaney

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, January 10, 2018**

**Hearing Room 6C**

9:00 AM

**8:12-23047 Jeffrey Sumner Childs**

**Chapter 7**

Adv#: 8:13-01351 Triple Nine Plus Fine Land and Mining Company, LLC v. Tucker et al

**#5.00**

Hearing RE: Omnibus Motion To (1) Alter Or Amend Orders Granting In Part And Denying In Part C.B. Nanda And Triple Nine Plus Fine Land And Mining Company, LLC's Motions Noticed For Hearing On October 18, 2017; And (2) For Relief From Orders On Objections To Form Of Orders Entered In The Above Captioned Adversary Proceedings On November 9, 2017  
(Motion filed 11/20/17)

**[Tele. appr., Louis H. Altma, repr., Louis Altman]**

**[Tele. appr., David H. Haberbush, repr., David R. Haberbush and Haberbush & Associates, LLP]**

**[Tele. appr., Vanessa M. Haberbush, repr., Haberbush & Associates, LLP]**

**[Tele. appr., Sean P. Tucker, repr., In Proppria Persona, Sean P. Tucker]**

Docket 103

**\*\*\* VACATED \*\*\* REASON: NOTICE OF VOLUNTARY DISMISSAL  
OF OMNIBUS MOTION FILED ON 12/14/17 - [Docket No. 105]**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Jeffrey Sumner Childs

Pro Se

**Defendant(s):**

Sean Tucker

Represented By  
Roger F Friedman  
Oleg Elkhunovich  
Carel Ale

Leslie Tucker

Represented By

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, January 10, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... Jeffrey Sumner Childs**

**Chapter 7**

Roger F Friedman  
Oleg Elkhunovich  
Carel Ale

**Plaintiff(s):**

Triple Nine Plus Fine Land and

Represented By  
David R Haberbush  
Vanessa M Haberbush  
Michael D McCaffrey

C. B. Nada

Represented By  
David R Haberbush  
Vanessa M Haberbush  
George B Piggott

Triple Nine Plus Charity

Represented By  
David R Haberbush  
Vanessa M Haberbush

**Trustee(s):**

Jeffrey I Golden (TR)

Represented By  
Ashley M McDow  
Jeffrey I Golden (TR)  
Michael T Delaney

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, January 10, 2018

Hearing Room 6C

9:00 AM

8:12-23047 Jeffrey Sumner Childs

Chapter 7

#6.00

CONT'D Hearing RE: Motion For Sanctions Against Triple Nine Plus Fine Land And Mining Company, LLC, C.B. Nanda, David R. Haberbushm Esq., Louis H. Altman Esq., Vanessa M. Haberbush Esq. And Haberbush And Associates, LLP Pursuant To Federal Rules Of Bankruptcy Procedure 9011 And 8020, 28 U.S.C. Section 1927, 11 U.S.C. Section 105 And Local Bankruptcy Rule 9011-3 (Motion filed 11/27/17)

FR: 12-18-17

**[Tele. appr., Louis H. Altma, repr., Louis Altman]**

**[Tele. appr., David H. Haberbush, repr., David R. Haberbush and Haberbush & Associates, LLP]**

**[Tele. appr., Vanessa M. Haberbush, repr., Haberbush & Associates, LLP]**

**[Tele. appr., Sean P. Tucker, repr., In Proppria Persona, Sean P. Tucker]**

Docket 669

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will orally rule on evidentiary objections brought by Haberbush & Associates, LLP.

The request for judicial notice filed by Haberbush & Associates, LLP is granted.

The Court denies the motion for two independent reasons. The first reason is that a party represented by counsel may not properly file a motion *pro se*. *United States v. El-Alamin*, 574 F.3d 915, 923 (8th Cir. 2009); *United States v. Hildreth*, 485 F.3d 1120, 1124 (10th Cir. 2007); *United States v. Vampire Nation*, 451 F.3d 189, 208 (3d

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, January 10, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... Jeffrey Sumner Childs**

**Chapter 7**

Cir. 2006); *Le v. Almager*, 2013 WL 415632 at \*1 (N.D.Cal. 2013).

The second independent reason (or series of reasons) is that the requested relief in the form of sanctions fails to satisfy the requirements of the relevant statutes and rules authorizing the imposition of sanctions. Federal Rule of Bankruptcy Procedure 9011 does not apply here because parties adverse to the Tuckers in this matter were not given an opportunity to withdraw the pleadings that the Tuckers argue are sanctionable under this Rule. This dovetails with the requirement that motions for sanctions under this Rule be brought promptly after identification of the allegedly wrongful conduct, something that did not occur here (the lagtime here in some instances is measured in years). *In re Quinones*, 543 B.R. 638, 648 (N.D. Cal. 2015). Regarding 28 U.S.C. § 1927, bankruptcy courts cannot impose sanctions under this statute because (surprisingly) they do not qualify as a "court of the United States") *Determan v. Sandoval (In re Sandoval)*, 186 B.R. 490, 495-96 (B.A.P. 9th Cir. 1995). Federal Rule of Bankruptcy Procedure 8020 permits an appellate court to impose sanctions, but this Court is not an appellate court. Local Bankruptcy Rule 9011-3 is inapplicable for the reasons argued by Haberbush & Associates, LLP in its opposition to the Tuckers' sanctions motion. The Court declines to impose sanctions under 11 U.S.C. § 105(a) because it does not find any bad faith or willful misconduct on the part of C.B. Nanda, Triple Nine Plus Fine Land and Mining Co., LLC (the "Nanda Parties"), or Haberbush & Associates, LLC. To be sure, matters were intensively litigated during the course of the case and consumed a great deal of the Court's time. The Court ruled against the Nanda Parties a number of times, but that does not in and of itself show bad faith or willful misconduct on the part of the Nanda Parties.

HABERBUSH & ASSOCIATES, LLP TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, January 10, 2018**

**Hearing Room      6C**

9:00 AM

**CONT...      Jeffrey Sumner Childs**

**Chapter 7**

**Debtor(s):**

Jeffrey Sumner Childs

Pro Se

**Trustee(s):**

Jeffrey I Golden (TR)

Represented By

Ashley M McDow

Jeffrey I Golden (TR)

Michael T Delaney

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, January 10, 2018**

**Hearing Room 6C**

9:00 AM

**8:16-14461 Blue Light Capital Corp**

**Chapter 11**

Adv#: 8:17-01082 Blue Light Capital Corp v. Bian

**#7.00**

Hearing RE: Motion Of Anerio V. Altman, Esq. To Be Relieved As Counsel  
(Motion filed 11/28/17)

Docket 18

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the motion.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Blue Light Capital Corp

Represented By  
Alan M Lurya

**Defendant(s):**

Wenqiang Bian

Represented By  
Anerio V Altman

**Plaintiff(s):**

Blue Light Capital Corp

Represented By  
Alan M Lurya

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, January 10, 2018**

**Hearing Room 6C**

9:00 AM

**8:16-15208 Michael Younessi**

**Chapter 11**

Adv#: 8:17-01051 Diamond Enterprises, LTD., LP v. Younessi

**#8.00**

CONT'D Hearing RE: Amended Motion For Summary Judgment And/Or Partial Summary Adjudication Pursuant To Federal Rule Of Bankruptcy Procedure 7056  
(Motion filed 11/1/17) (Amended Motion filed 11/3/17)

FR: 12-13-17

Docket 44

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO MARCH 28, 2018 AT  
9:00 A.M., PER STIPULATION ORDER ENTERED 12-21-17 - (Docket No.  
[56])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Michael Younessi

Represented By  
Michael Jones  
Sara Tidd

**Defendant(s):**

Michael Younessi

Represented By  
Michael Jones  
Roger Frederickson

**Plaintiff(s):**

Diamond Enterprises, LTD., LP

Represented By  
Stephan M Brown



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, January 10, 2018

Hearing Room 6C

9:00 AM

8:17-11749 Dean Lavar Corbin and Lianne Corbin

Chapter 11

#9.00

CONT'D Status Conference Hearing RE: Motion for relief from stay [Real Property] On The Issues Of Whether The Bankruptcy Petition Was Filed In Bad Faith

**(Status Conference hearing set at hearing held 12/13/17)**

Daniel Neskovic vs. DEBTORS  
(Motion filed 5/25/17)

**[RE: 2430 Camino Oleada, San Clemente, CA 92673]**

FR: 6-19-17; 10-23-17; 11-15-17, 12-13-17

Docket 22

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will inquire into the status of the anticipated stipulation.

**Party Information**

**Debtor(s):**

Dean Lavar Corbin

Represented By  
Michael Jones

**Joint Debtor(s):**

Lianne Corbin

Represented By  
Michael Jones

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, January 10, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-11749 Dean Lavar Corbin and Lianne Corbin**

**Chapter 11**

**#10.00**

CONT'D Status Conference Hearing RE: Daniel Neskovic's Motion To Convert Case Pursuant To Section 1112(b), Or In The Alternative, For The Appointment Of A Chapter 11 Trustee Pursuant To Section 1104(a)  
(Motion filed 6/29/17)  
**(Status Conference hearing set at hearing held 12/13/17)**

FR: 7-24-17; 9-13-17; 10-18-17; 11-15-17, 12-13-17

Docket 54

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will inquire into the status of the anticipated stipulation.

**Party Information**

**Debtor(s):**

Dean Lavar Corbin

Represented By  
Michael Jones  
Sara Tidd

**Joint Debtor(s):**

Lianne Corbin

Represented By  
Michael Jones  
Sara Tidd

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, January 10, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-11749 Dean Lavar Corbin**

**Chapter 11**

Adv#: 8:17-01099 Neskovic v. Corbin

**#11.00**

CONT'D Status Conference Hearing RE: Motion For Summary Judgment Or, Alternatively, Summary Adjudication Against Defendant/Debtor Dean Lavar Corbin

(Motion filed 8/1/17)

**(Status Conference hearing set at hearing held 12/13/17)**

FR: 9-13-17; 10-18-17; 11-15-17; 12-13-17

Docket 13

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will inquire into the status of the anticipated stipulation.

<b>Party Information</b>
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**Debtor(s):**

Dean Lavar Corbin

Represented By  
Michael Jones  
Sara Tidd

**Defendant(s):**

Dean Lavar Corbin

Represented By  
Michael Jones

**Joint Debtor(s):**

Lianne Corbin

Represented By  
Michael Jones  
Sara Tidd

**Plaintiff(s):**

Daniel Neskovic

Represented By

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, January 10, 2018**

**Hearing Room 6C**

9:00 AM

**CONT...**

**Dean Lavar Corbin**

Paul J Kurtzhall

**Chapter 11**

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, January 10, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-11749 Dean Lavar Corbin**

**Chapter 11**

Adv#: 8:17-01099 Neskovic v. Corbin

**#12.00**

CONT'D PRE-TRIAL CONFERENCE Hearing RE: Plaintiff's Complaint To Determine Non-Dischargeability Of Debt Pursuant To 11 U.S.C. 523(a)(2)(A) & 6

(Complaint filed 6/7/17)

(Another Summons issued 7/12/17)

(Answer and Counter-claim filed 8/11/17)

FR: 8-30-17; 9-27-17; 10-25-17; 11-15-17; 12-20-17

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will inquire into the status of the anticipated stipulation.

**Party Information**

**Debtor(s):**

Dean Lavar Corbin

Represented By  
Michael Jones  
Sara Tidd

**Defendant(s):**

Dean Lavar Corbin

Pro Se

**Joint Debtor(s):**

Lianne Corbin

Represented By  
Michael Jones  
Sara Tidd

**Plaintiff(s):**

Daniel Neskovic

Represented By

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, January 10, 2018**

**Hearing Room 6C**

9:00 AM

**CONT...**

**Dean Lavar Corbin**

Paul J Kurtzhall

**Chapter 11**

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, January 10, 2018**

**Hearing Room 6C**

2:00 PM

**8:17-12874 Jimmy Alcaraz and Debra Josephine Alcaraz**

**Chapter 13**

**#1.00**

CONT'D Hearing RE: Confirmation Of Chapter 13 Plan

FR: 10-4-17

**[Tele. appr., Darlene C. Vigil, repr., Wells Fargo Bank]**

Docket 8

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Jimmy Alcaraz

Represented By  
Bert Briones

**Joint Debtor(s):**

Debra Josephine Alcaraz

Represented By  
Bert Briones

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, January 10, 2018**

**Hearing Room 6C**

2:00 PM

**8:17-13025 Abraham Hamideh and Randa Hamida**

**Chapter 13**

**#2.00**

CONT'D Hearing RE: Confirmation Of Chapter 13 Plan

FR: 11-8-17; 12-13-17

Docket 7

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Abraham Hamideh

Represented By  
Joseph M Hoats

**Joint Debtor(s):**

Randa Hamida

Represented By  
Joseph M Hoats

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, January 10, 2018**

**Hearing Room 6C**

2:00 PM

**8:17-13173 Michael Anthony Ruffino and Brandy Bernadette Ruffino**

**Chapter 13**

**#3.00**

CONT'D Hearing RE: Confirmation Of Chapter 13 Plan

FR: 11-8-17

Docket 2

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - ORDER and Notice of dismissal arising from debtor's request for voluntary dismissal of chapter 13 ENTERED 1-10-18 - (Docket No. [34])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Michael Anthony Ruffino	Pro Se
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**Joint Debtor(s):**

Brandy Bernadette Ruffino	Pro Se
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**Trustee(s):**

Amrane (SA) Cohen (TR)	Pro Se
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**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, January 10, 2018**

**Hearing Room 6C**

2:00 PM

**8:17-13336 Fernando Antonio Aguirre, III and Linda Anderson**

**Chapter 13**

**#4.00**

CONT'D Hearing RE: Confirmation Of Chapter 13 Plan

FR: 11-8-17; 12-13-17

Docket 0

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Fernando Antonio Aguirre III

Represented By  
Joseph A Weber

**Joint Debtor(s):**

Linda Anderson Aguirre

Represented By  
Joseph A Weber

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, January 10, 2018**

**Hearing Room 6C**

2:00 PM

**8:17-13561 Danny L. Haller and Deborah L. Haller**

**Chapter 13**

**#5.00**

CONT'D Hearing RE: Confirmation Of Chapter 13 Plan

FR: 11-8-17; 12-13-17

Docket 24

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Danny L. Haller

Represented By  
Joseph A Weber

**Joint Debtor(s):**

Deborah L. Haller

Represented By  
Joseph A Weber

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, January 10, 2018**

**Hearing Room 6C**

2:00 PM

**8:17-13782 Brian Hopkins, Sr.**

**Chapter 13**

**#6.00**

CONT'D Hearing RE: Confirmation Of Chapter 13 Plan

FR: 12-13-17

Docket 2

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO FEBRUARY 7, 2018 AT  
2:00 P.M. PER ORDER GRANTING STIPULATION ENTERED 1-4-18 -  
(Docket No. [57])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Brian Hopkins Sr.

Represented By  
Erika Luna

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, January 10, 2018**

**Hearing Room 6C**

2:00 PM

**8:17-13849 Kevin Todd Mount**

**Chapter 13**

**#7.00**

CONT'D Hearing RE: Confirmation Of Chapter 13 Plan

FR: 12-13-17

Docket 2

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Kevin Todd Mount

Represented By  
Marlin Branstetter

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, January 10, 2018**

**Hearing Room 6C**

2:00 PM

**8:17-13849 Kevin Todd Mount**

**Chapter 13**

**#8.00**

CONT'D Hearing RE: Debtor's Motion To Avoid Junior Lien With National City Bank Serviced By Trojan Capital Investments, LLC  
(Motion filed 11/17/17)

**[RE: 5422 Grandview Avenue, Yorba Linda, CA 92886]**

FR: 12-13-17

Docket 24

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will inquire into the status of this matter.

**Party Information**

**Debtor(s):**

Kevin Todd Mount

Represented By  
Marlin Branstetter

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, January 10, 2018**

**Hearing Room 6C**

2:00 PM

**8:17-14205 Jonathan Friestedt and Darlene Friestedt**

**Chapter 13**

**#9.00**

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 2

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Jonathan Friestedt

Represented By  
Julie J Villalobos

**Joint Debtor(s):**

Darlene Friestedt

Represented By  
Julie J Villalobos

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, January 10, 2018**

**Hearing Room 6C**

2:00 PM

**8:17-14164 Jennifer Leigh Cunningham**

**Chapter 13**

**#10.00**

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 2

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Jennifer Leigh Cunningham

Represented By  
Michael Jones

**Movant(s):**

Jennifer Leigh Cunningham

Represented By  
Michael Jones

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, January 10, 2018**

**Hearing Room 6C**

2:00 PM

**8:17-14233 Hoang A Bui**

**Chapter 13**

**#11.00**

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 13

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
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**Debtor(s):**

Hoang A Bui	Pro Se
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**Movant(s):**

Hoang A Bui	Pro Se
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**Trustee(s):**

Amrane (SA) Cohen (TR)	Pro Se
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**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, January 10, 2018**

**Hearing Room 6C**

2:00 PM

**8:17-14239 Eric Todd Nichols**

**Chapter 13**

**#12.00**

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 2

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - ORDER and Notice of  
dismissal arising from debtor's request for voluntary dismissal of chapter 13  
eNTERED 1-10-18 - (Docket No. [15])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Eric Todd Nichols

Represented By  
Lionel E Giron

**Movant(s):**

Eric Todd Nichols

Represented By  
Lionel E Giron

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, January 10, 2018**

**Hearing Room 6C**

2:00 PM

**8:17-14385 Patricia Garcia Bennett**

**Chapter 7**

**#13.00**

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 17

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - CASE CONVERTED  
TO CHAPTER 7 ON 12-14-17 - [Docket No. 33])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Patricia Garcia Bennett

Represented By  
James B Smith

**Movant(s):**

Patricia Garcia Bennett

Represented By  
James B Smith

**Trustee(s):**

Thomas H Casey (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, January 10, 2018**

**Hearing Room 6C**

2:00 PM

**8:17-14412 Carlos Alberto Janacua, Jr**

**Chapter 13**

**#14.00**

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 4

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Carlos Alberto Janacua Jr	Pro Se
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**Movant(s):**

Carlos Alberto Janacua Jr	Pro Se
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**Trustee(s):**

Amrane (SA) Cohen (TR)	Pro Se
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**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, January 10, 2018**

**Hearing Room 6C**

2:00 PM

**8:17-14443 Gregorio Reyes**

**Chapter 13**

**#15.00**

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 14

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Gregorio Reyes

Represented By  
Luis G Torres

**Movant(s):**

Gregorio Reyes

Represented By  
Luis G Torres

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, January 10, 2018**

**Hearing Room 6C**

3:00 PM

**8:12-21730 George M. Clark**

**Chapter 13**

**#1.00**

Hearing RE: Debtor's Motions to (1) Continue Administration of the Estate Per FRBP 1016; and (2) Excuse Compliance With Requirement to File Certification of Compliance and Application for Discharge Per 11 U.S.C. § 1328(a)(g) & (h) (Motion filed 12/12/17)

Docket 64

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Grant the motion.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

George M. Clark

Represented By  
Steven B Lever

**Trustee(s):**

Amrane (SA) Cohen (TR)

Represented By  
Amrane (SA) Cohen (TR)

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, January 10, 2018**

**Hearing Room 6C**

3:00 PM

**8:12-22755 Jose Mella Ramin, Jr. and Marivic Aparato Ramin**

**Chapter 13**

**#2.00**

CONT'D Hearing RE: Trustee's Verified Motion To Dismiss Case Due To  
Material Default Of A Plan Provision  
(Motion filed 8/29/17)

FR: 11-8-17; 12-13-17

Docket 53

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will inquire into the status of this matter.

**Party Information**

**Debtor(s):**

Jose Mella Ramin Jr.

Represented By  
Paul M Allen

**Joint Debtor(s):**

Marivic Aparato Ramin

Represented By  
Paul M Allen

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, January 10, 2018**

**Hearing Room 6C**

3:00 PM

**8:14-14604 Felix Martinez**

**Chapter 13**

**#3.00**

CONT'D Hearing RE: Status Conference On Trustee's Verified Motion To Dismiss Case Due To Material Default Of A Plan Provision (Motion filed 8/1/17) (Opposition filed 9/19/17) (S/C set at hearing held 10/4/17)

FR: 10-4-17

Docket 48

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will inquire into the Chapter 13 Trustee's views on this matter.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Felix Martinez

Represented By  
Joseph A Weber

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, January 10, 2018**

**Hearing Room 6C**

3:00 PM

**8:15-14939 Blanca E Gamez**

**Chapter 13**

**#4.00**

CONT'D Hearing RE: Trustee's Verified Motion For Order Dismissing Chapter 13 Proceeding For Failure To Make Plan Payments [11 U.S.C. 1307(c)] (Motion filed 10/3/17) (Opposition filed 10/16/17) (Notice of Hearing filed 10/16/17)

FR: 12-13-17

Docket 59

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the motion and dismiss the case.

CHAPTER 13 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Blanca E Gamez

Represented By  
Nima S Vokshori

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, January 10, 2018**

**Hearing Room 6C**

3:00 PM

**8:15-15792 James Jinwoo Kim**

**Chapter 13**

**#5.00**

Hearing RE: Trustee's Verified Motion For Order Dismissing Chapter 13  
Proceeding For Failure To Make Plan Payments  
[11 U.S.C. 1307(c)]  
(Motion filed 12/11/17) (Set per Response filed 12/11/17)

Docket 126

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the motion and dismiss the case.

CHAPTER 13 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

James Jinwoo Kim

Represented By  
Amanda G Billyard  
Andy C Warshaw

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, January 10, 2018**

**Hearing Room 6C**

3:00 PM

**8:16-10371 Craig Goodman**

**Chapter 13**

**#6.00**

CONT'D Hearing RE: Trustee's Verified Motion For Order Dismissing Chapter 13 Proceeding For Failure To Make Plan Payments [11 U.S.C. 1307(c)] (Motion filed 9/6/17) (Set Per Response filed 10/17/17)

FR: 12-13-17

Docket 42

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the motion and dismiss the case.

CHAPTER 13 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Craig Goodman

Represented By  
Sundee M Teeple  
Craig K Streed

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, January 10, 2018**

**Hearing Room 6C**

3:00 PM

**8:16-10371 Craig Goodman**

**Chapter 13**

**#6.10**

Hearing RE: Motion Under Local Bankruptcy Rule 3015-1 (n) And (w) To Modify Plan Or Suspend Plan Payments  
(Motion filed 12/11/17)

Docket 46

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Deny the amended motion.

CHAPTER 13 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Craig Goodman

Represented By  
Sundee M Teeple  
Craig K Streed

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, January 10, 2018**

**Hearing Room 6C**

3:00 PM

**8:16-14640 Eddie Evans Light**

**Chapter 13**

**#7.00**

Hearing RE: Trustee's Verified Motion For Order Dismissing Chapter 13 Proceeding For Failure To Make Plan Payments [11 U.S.C. 1307(c)] (Motion filed 10/31/17) (Set per Notice of Hearing and Opposition filed 11/3/17)

Docket 65

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the motion and dismiss the case.

CHAPTER 13 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Eddie Evans Light

Represented By  
Michael Jones  
Sara Tidd

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, January 10, 2018

Hearing Room 6C

3:00 PM

8:17-12805 David Williams and Denise Williams

Chapter 13

#8.00

CONT'D Evidentiary Hearing RE: Motion To Avoid Junior Lien On Principal Residence With Franklin Credit Management Corporation  
(Evidentiary hearing set at hearing held 11/8/17)

**[RE: 1220 S. Ross Street, Santa Ana. CA 92707]**

FR: 9-13-17; 11-8-17

Docket 18

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR; NOTICE OF  
WITHDRAWAL OF MOTION AND HEARING FILED 12-29-17 - (Docket  
No. [53])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

David Williams

Represented By  
Julie J Villalobos

**Joint Debtor(s):**

Denise Williams

Represented By  
Julie J Villalobos

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, January 10, 2018**

**Hearing Room 6C**

3:00 PM

**8:17-12805 David Williams and Denise Williams**

**Chapter 13**

**#9.00**

CONT'D Hearing RE: Confirmation Of Chapter 13 Plan

FR: 9-13-17; 12-13-17

Docket 2

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

David Williams

Represented By  
Julie J Villalobos

**Joint Debtor(s):**

Denise Williams

Represented By  
Julie J Villalobos

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, January 10, 2018**

**Hearing Room 6C**

3:00 PM

**8:17-14412 Carlos Alberto Janacua, Jr**

**Chapter 13**

**#10.00**

Hearing: Order To Show Cause RE: Dismissal For Failure To Comply With Rule 1006(b) - Installments.

**[\$100.00 Installment Fee Was Due On 12-1-17]**

Docket 0

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Dismiss the case.

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Carlos Alberto Janacua Jr Pro Se

**Trustee(s):**

Amrane (SA) Cohen (TR) Pro Se



**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, January 11, 2018**

**Hearing Room 225**

9:00 AM

**6:16-12645 Frank Bagheritarie**

**Chapter 7**

Adv#: 6:17-01192 Zagros Horizons USA, Inc. v. Bagheritarie

**#1.00**

Hrg on Defendant's Motion to Dismiss Adversary Proceeding

(Cont. from 11/30/17)

Docket 7

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Continue to May 3, 2018 at 9:00 a.m. to permit mediation to go forward and conclude.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Frank Bagheritarie

Represented By  
Neil R Hedtke

**Defendant(s):**

Frank Bagheritarie

Represented By  
Varand Gourjian

**Plaintiff(s):**

Zagros Horizons USA, Inc.

Represented By  
Dina Farhat  
Paymon Bidari

**Trustee(s):**

John P Pringle (TR)

Represented By  
Wesley H Avery

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, January 11, 2018**

**Hearing Room 225**

9:00 AM

**6:16-12645 Frank Bagheritarie**

**Chapter 7**

Adv#: 6:17-01192 Zagros Horizons USA, Inc. v. Bagheritarie

**#2.00**

STATUS CONFERENCE Re: Complaint for: 1. Declaratory relief 2. Preliminary injunction 3. Avoidance and recovery of actual fraudulent transfers (11 U.S.C. §§ 548(1)(A) and 550) 4. Avoidance and recovery of actual fraudulent transfers (CCP §3439) 5. Avoidance and recovery of constructive fraudulent transfer (11 U.S.C. §§5549(a)(1)(B) and 550)

(Cont. from 11/30/17)

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will order this adversary proceeding into mediation. The parties shall file a mediation stipulation on or before February 28, 2018 and lodge an order thereon.

Next status conference: May 3, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

<b>Party Information</b>
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**Debtor(s):**

Frank Bagheritarie

Represented By  
Neil R Hedtke

**Defendant(s):**

Frank Bagheritarie

Pro Se

**Plaintiff(s):**

Zagros Horizons USA, Inc.

Represented By  
Dina Farhat

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, January 11, 2018**

**Hearing Room 225**

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9:00 AM

**CONT... Frank Bagheritarie**

**Chapter 7**

Paymon Bidari

**Trustee(s):**

John P Pringle (TR)

Represented By  
Wesley H Avery

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, January 11, 2018**

**Hearing Room 225**

9:00 AM

**6:17-19513 Terry Lee Fleming, Sr**

**Chapter 11**

**#3.00**

Hrg. on Chapter 11 Status Conference

Docket 0

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will set the bar date at March 31, 2018 and require notice of the bar date to be filed and served on or before January 25, 2018.

The Court will inquire into compliance with United States Trustee guidelines and requirements.

Next status conference: April 12, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Terry Lee Fleming Sr

Represented By  
James E Till

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Friday, January 12, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-14396 Styles For Less, Inc., a California corporation**

**Chapter 11**

**#1.00**

CONT'D Hearing RE: Renewal Use Of Cash Collateral  
(Motion filed 11/7/17) (Set per Order Entered 12/12/17)

FR: 1-5-18

Docket 5

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court has reviewed Debtor's case status report, filed December 27, 2017 (Docket No. 181), wherein it is stated that Debtor intended to liquidate all inventory and vacate all retail stores by December 31, 2017. It would be helpful if Debtor were to file an updated case status report before noon on Thursday, January 11, 2018 reporting on the current status of the case, especially use of cash collateral negotiations with Wells Fargo.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Styles For Less, Inc., a California

Represented By

Marc J Winthrop

Andrew B Levin

Garrick A Hollander

Marvin Maurice Oliver

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Friday, January 12, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-14396 Styles For Less, Inc., a California corporation**

**Chapter 11**

**#2.00**

Hearing RE: Debtor's Motion For Order Authorizing Rejection Of Unexpired Leases  
(Motion filed 1/2/18) (Set per Order Entered 1-4-18)

Docket 194

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the motion.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Styles For Less, Inc., a California

Represented By

Marc J Winthrop

Andrew B Levin

Garrick A Hollander

Marvin Maurice Oliver

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, January 16, 2018**

**Hearing Room 225**

9:00 AM

**6:17-18424 Lucille Moore**

**Chapter 7**

**#1.00**

Aldridge Pite LLP - movant attorney

Motion for relief from stay

CIT BANK NA vs Debtor  
(Motion filed 12/14/17)

RE: 9825 Chantry Avenue, Fontana, California 92335

Docket 22

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The motion is granted pursuant to 11 U.S.C. §§ 362(d)(1) and (d)(2) to permit movant, its successors, transferees and assigns, to enforce its remedies to foreclose upon and obtain possession of the subject property in accordance with applicable law, *unless* the debtor pays all arrearages in full on or before the hearing date on this matter. Movant may not pursue any deficiency claim against the debtor or the estate except by filing a proof of claim pursuant to 11 U.S.C. § 501.

The 14-day stay provided by Rule 4001(a)(3) is waived.

Also, grant the following relief:

- Box 3. Movant, or its agents, may, at its option, offer, provide and enter into a potential forbearance agreement, loan modification, refinance agreement or other loan workout or loss mitigation agreement. Movant, through its servicing agent, may contact the Debtor by telephone or written correspondence to offer such an agreement.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, January 16, 2018**

**Hearing Room 225**

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9:00 AM

**CONT... Lucille Moore**

**Chapter 7**

**Debtor(s):**

Lucille Moore

Represented By  
Sundee M Teeple

**Trustee(s):**

Larry D Simons (TR)

Pro Se



**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, January 16, 2018**

**Hearing Room 225**

9:00 AM

**6:17-19543 Tycin D. Jaehnig and Jennie-Lynne Jaehnig**

**Chapter 7**

**#2.00**

H.G. Long - movant attorney

Motion for Relief from Stay

Cobra 28 No. 8, LP vs. DEBTORS  
(Motion filed 12/20/17)

Re: 33489 McGrew Drive, Lake Elsinore, CA

Docket 14

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The motion is granted pursuant to 11 U.S.C. § 362(d)(1) . This motion has been filed to proceed with an unlawful detainer action. This action must go forward because the debtor's right to possess the premises must be determined. This does not change simply because a bankruptcy petition was filed.

The request for annulment is granted.

The 14-day stay provided by Rule 4001(a)(3) is **not** waived.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Tycin D. Jaehnig

Represented By  
Patricia M Ashcraft

**Joint Debtor(s):**

Jennie-Lynne Jaehnig

Represented By  
Patricia M Ashcraft

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, January 16, 2018**

**Hearing Room 225**

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9:00 AM

**CONT... Tycin D. Jaehnig and Jennie-Lynne Jaehnig**

**Chapter 7**

**Trustee(s):**

Arturo Cisneros (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, January 16, 2018**

**Hearing Room 225**

9:00 AM

**6:17-19584 Valesheia L. Martin**

**Chapter 7**

**#3.00**

Cooksey, Toolen, Gage, Duffy & Woog - movant attorney

Motion for Relief from Stay

Santander Consumer USA Inc. vs. DEBTOR, Todd Frealy, trustee  
(Motion filed 12/21/17)

Re: 2008 Dodge Nitro, VIN: 1D8GT58K48W187715

Docket 14

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The motion is granted pursuant to 11 U.S.C. §§ 362(d)(1) and (d)(2) to permit movant, its successors, transferees and assigns, to enforce its remedies to repossess or otherwise obtain possession and dispose of its collateral pursuant to applicable law, and to use the proceeds from its disposition to satisfy its claim, *unless* the debtor pays all arrearages in full on or before the hearing date on this matter. Movant may not pursue any deficiency claim against the debtor or the estate except by filing a proof of claim pursuant to 11 U.S.C. § 501.

The 14-day stay provided by Rule 4001(a)(3) is waived.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Valesheia L. Martin

Represented By  
Patricia M Ashcraft

**Trustee(s):**

Todd A. Frealy (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, January 16, 2018**

**Hearing Room 225**

9:00 AM

**6:17-19737 Lloyd Scott Peterson and Sarah Howell Peterson**

**Chapter 7**

**#4.00**

McCarthy & Holthus - movant attorney

Motion for relief from stay

Wells Fargo Bank, NA vs Debtors  
(Motion filed 12/19/17)

RE: 31296 Via Bejarano, Temecula, CA 92592

Docket 11

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The motion is granted pursuant to 11 U.S.C. § 362(d)(2) to permit movant, its successors, transferees and assigns, to enforce its remedies to foreclose upon and obtain possession of the subject property in accordance with applicable law, *unless* the debtor pays all arrearages in full on or before the hearing date on this matter. Movant may not pursue any deficiency claim against the debtor or the estate except by filing a proof of claim pursuant to 11 U.S.C. § 501.

The 14-day stay provided by Rule 4001(a)(3) is waived.

Also, grant the following relief:

- Box 3. Movant, or its agents, may, at its option, offer, provide and enter into a potential forbearance agreement, loan modification, refinance agreement or other loan workout or loss mitigation agreement. Movant, through its servicing agent, may contact the Debtor by telephone or written correspondence to offer such an agreement.

- Box 12. Upon entry of the order, for purposes of Cal. Civ. Code § 2923.5, the Debtor is a borrower as defined in Cal. Civ.Code § 2920.5(c)(2)(C).

**MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.**

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, January 16, 2018**

**Hearing Room 225**

9:00 AM

**CONT... Lloyd Scott Peterson and Sarah Howell Peterson**

**Chapter 7**

**Party Information**

**Debtor(s):**

Lloyd Scott Peterson

Represented By  
Gary S Saunders

**Joint Debtor(s):**

Sarah Howell Peterson

Represented By  
Gary S Saunders

**Trustee(s):**

Robert Whitmore (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, January 16, 2018**

**Hearing Room 225**

2:00 PM

**6:15-19985 Jasmine Carrillo Ruiz**

**Chapter 7**

**#1.00**

Hrg on Trustee's Final Report and Applications for Compensation

Docket 28

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

In a case under chapter 7 or 11, the court may allow reasonable compensation under § 330 to the trustee for the trustee's services, payable after the trustee renders such services, not to exceed 25% on the first \$5,000 or less, 10% on any amount in excess of \$5,000 but not in excess of \$50,000, 5% on any amount in excess of \$50,000 but not in excess of \$1,000,000, and reasonable compensation not to exceed 3% of such moneys in excess of \$1,000,000, upon all moneys disbursed or turned over in the case by the trustee to parties in interest, excluding the debtor, but including holders of secured claims. 11 U.S.C. § 326(a).

The Court finds that the Trustee's requested compensation meets the requirements of 11 U.S.C. § 326(a) and represents reasonable compensation for actual, necessary services rendered in the administration of this estate.

The compensation is approved as to the Trustee, with fees in the amount of \$759.56 and expenses in the amount of \$39.91.

CHAPTER 7 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
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**Debtor(s):**

Jasmine Carrillo Ruiz

Pro Se

**Trustee(s):**

Charles W Daff (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, January 16, 2018**

**Hearing Room 225**

2:00 PM

**6:16-17286 Sergio Enrique Quntanilla Merlos**

**Chapter 7**

**#2.00**

Hrg. on United States Trustee For An Order Disgorging Fees, Assessing Damages, And Imposing Fines And Against Bankruptcy Petition Preparer Star Miller, Pursuant To 11 U.S.C. § 110

(cont from 11/28/17)

Docket 23

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the motion in part and order (1) disgorgement of \$200.00 in fees to the debtor and (2) assess damages of \$2,000.00. § 110(i)(1).

UNITED STATES TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Sergio Enrique Quntanilla Merlos                      Pro Se

**Trustee(s):**

Todd A. Frealy (TR)    Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, January 16, 2018**

**Hearing Room 225**

2:00 PM

**6:16-18160 Gary Lewis Miller, II**

**Chapter 7**

**#3.00**

Hrg on Trustee's Final Report and Applications for Compensation

Docket 26

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

In a case under chapter 7 or 11, the court may allow reasonable compensation under § 330 to the trustee for the trustee's services, payable after the trustee renders such services, not to exceed 25% on the first \$5,000 or less, 10% on any amount in excess of \$5,000 but not in excess of \$50,000, 5% on any amount in excess of \$50,000 but not in excess of \$1,000,000, and reasonable compensation not to exceed 3% of such moneys in excess of \$1,000,000, upon all moneys disbursed or turned over in the case by the trustee to parties in interest, excluding the debtor, but including holders of secured claims. 11 U.S.C. § 326(a).

The Court finds that the Trustee's requested compensation meets the requirements of 11 U.S.C. § 326(a) and represents reasonable compensation for actual, necessary services rendered in the administration of this estate.

The compensation is approved as to the Trustee, with fees in the amount of \$485.78 and expenses in the amount of \$157.55.

CHAPTER 7 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Gary Lewis Miller II

Represented By  
Thomas Watkins

**Trustee(s):**

Charles W Daff (TR)

Pro Se



**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

Tuesday, January 16, 2018

Hearing Room 225

2:00 PM

6:17-12702 **Rudolfo Jose Castillo, Jr. and Joann Tojino Castillo**

Chapter 7

#4.00

Hrg. on Debtors' Motion filed 6/30/1 to Convert Case From Chapter 7 to 13

(Cont. from 11/14/17)

Docket 18

\*\*\* VACATED \*\*\* REASON: Order vacating hearing entered 12/22/17 -  
jc

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Rudolfo Jose Castillo Jr.

Represented By  
Kristin R Lamar

**Joint Debtor(s):**

Joann Tojino Castillo

Represented By  
Kristin R Lamar

**Movant(s):**

Rudolfo Jose Castillo Jr.

Represented By  
Kristin R Lamar  
Kristin R Lamar  
Kristin R Lamar  
Kristin R Lamar  
Kristin R Lamar  
Kristin R Lamar

Joann Tojino Castillo

Represented By  
Kristin R Lamar  
Kristin R Lamar  
Kristin R Lamar

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, January 16, 2018**

**Hearing Room 225**

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2:00 PM

**CONT... Rudolfo Jose Castillo, Jr. and Joann Tojino Castillo**

**Chapter 7**

**Trustee(s):**

Larry D Simons (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, January 17, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-13556 John Olaf Halvorson**

**Chapter 7**

Adv#: 8:17-01119 Kosmala v. Pacific Commercial Group, LLC et al

**#1.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint:

- (1) For Turnover Of Property Of The Estate And For An Accounting Pursuant To 11 U.S.C. Section 542;
- (2) For Turnover Of Property Of The Estate And For An Accounting Pursuant To 11 U.S.C. Section 542;
- (3) For Turnover Of Property Of The Estate And For An Accounting Pursuant To 11 U.S.C. Section 542;
- (4) For Turnover Of Property Of The Estate And For An Accounting Pursuant To 11 U.S.C. Section 542;
- (5) To Avoid And Recover Fraudulent Transfers Pursuant To 11 U.S.C. Sections 544(B) And 550; And California Civil Code Sections 3439.04(a)(1); 3439.07 And 3439.09;
- (6) To Avoid And Recover Fraudulent Transfers Pursuant To 11 U.S.C. Sections 544(b) And 550; And California Civil Code Sections 3439.04(a)(2); 3439.07 And 3439.09;
- (7) To Avoid And Recover Fraudulent Transfers Under 11 U.S.C. Sections 544 (b) And 550; And California Civil Code Sections 3439.05; 3439.07 And 3439.09;
- (8) To Avoid And Recover Fraudulent Transfers Pursuant To 11 U.S.C. Sections 544(A)(1)(A) And 550;
- (9) To Avoid And Recover Fraudulent Transfers Pursuant To 11 U.S.C. Sections 544(A)(1)(B) And 550;
- (10) To Avoid And Recover Unauthorized Post Petition Transfers Pursuant To 11 U.S.C. Sections 549 And 550;
- (11) Declaratory Relief;
- (12) To Preserve Transfers For The Benefit Of The Estate Pursuant To 11 U.S.C. Section 551; And
- (13) For Attorneys' Fees And Costs  
(Complaint filed 7/15/17)

FR: 10-4-17; 11-8-17

Docket 1

**Tentative Ruling:**

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, January 17, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... John Olaf Halvorson**

**Chapter 7**

**APPEARANCES NOT REQUIRED.**

In view of the U.S. District Court stay (arguably applicable to all adversary proceedings in this case), this status conference is continued to March 7, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

John Olaf Halvorson

Represented By  
Marc C Forsythe  
Charity J Miller

**Defendant(s):**

Pacific Commercial Group, LLC	Pro Se
Baek Family Partnership, LLC	Pro Se
Baek 124, LLC	Pro Se
Baek Holdings, LLC	Pro Se
Baek 153, LLC	Pro Se
RGJ Baek, LLC	Pro Se
Richard Baek	Pro Se
Grace Baek	Pro Se

**Plaintiff(s):**

Weneta M.A. Kosmala

Represented By  
Reem J Bello

**Trustee(s):**

Weneta M Kosmala (TR)

Represented By  
Reem J Bello

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, January 17, 2018**

**Hearing Room 6C**

9:00 AM

**CONT...**

**John Olaf Halvorson**

Faye C Rasch

**Chapter 7**

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, January 17, 2018**

**Hearing Room 6C**

9:00 AM

**8:16-15208 Michael Younessi**

**Chapter 11**

**#2.00**

Hearing RE: Motion For Reconsideration Re Confirmation Of Debtor's First Amended Plan Of Reorganization  
(Motion filed 12/12/17) (Set per order entered 12/21/17)

Docket 181

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The matter before the Court is the motion (the "Motion") of Diamond Enterprises Ltd., L.P. ("Diamond Enterprises") for reconsideration of this Court's order confirming the plan of reorganization of Michael Younessi ("Debtor").

**INTRODUCTION**

In an Order Granting Motion to Approve First Amended Disclosure Statement and Scheduling Order, Docket No. 118, filed and entered September 23, 2017 (the "Scheduling Order"), this Court approved Debtor's First Amended Disclosure Statement, and, among other things, set a deadline of October 13, 2017 for filing any objections to the confirmation of the proposed First Amended Plan Chapter 11 Plan of Reorganization, Docket No. 106, filed September 1, 2017 (the "Plan"). Creditor Diamond Enterprises timely filed Diamond's Objection to Confirmation of Debtor's First Amended Chapter 11 Plan of Reorganization, Filed September 1, 2017, Docket No. 142, filed October 13, 2017 (the "Objection").

The Plan proposed by Debtor separately classified the claim of Diamond Enterprises in Class 7 and gave Diamond Enterprises three different options with respect to treatment of its claim under the Plan. Under Treatment A, Diamond Enterprises would be paid \$22,000.00 on the Plan effective date plus any remaining funds from the Class 7 Reserve, in total and complete satisfaction of all claims of Diamond

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, January 17, 2018**

**Hearing Room 6C**

9:00 AM

**CONT...**

**Michael Younessi**

**Chapter 11**

Enterprises and its principal, Dr. Houman. Further, Diamond Enterprises was required to dismiss its section 523 adversary proceeding against Debtor and consent to the discharge of any obligations owed to Diamond Enterprises "upon the entry of a discharge order on the docket for this Chapter 11 proceeding." Further, Dr. Houman was required to provide a statement to Debtor that he no longer believes the actions of Debtor forming the basis of Diamond Enterprises's claim were improper.

Under Treatment B, Diamond Enterprises would be paid the full amount of its claim over time out of a certain sliding scale percentage of Debtor's earnings over certain benchmarks and, additionally, would be paid \$117 per month for months 1 through 12 and \$44.00 per month for months 13 through 60, which represents the remainder of Debtor's disposable income being committed to the Plan. Diamond Enterprises would also retain all its liens, there being no provision in Treatment B for stripping any portion of such liens.<sup>1</sup> Under Treatment C, Diamond Enterprises was to be paid \$80,000.00 on the effective date in complete and total satisfaction of all of its claims and Dr. Houman's claims. If Diamond Enterprises selected Treatment C, it was required to convey real property located at 503 Vista Bella, Oceanside, CA (the "Vista Bella Property") to Debtor subject to no more than \$1,125,000.00 in total lien obligations. A statement by Dr. Houman similar to that under Treatment A was also required.

---

1. There is no direct provision for lien stripping under Treatment A or Treatment C, but the liens are effectively eliminated by the elimination of any remaining financial obligations to Diamond Enterprises: "Upon payment of the initial lump sum, and payment of the remaining Class 7 Reserve, if any, the Debtor will have no further obligations of any kind to Diamond." Plan at page 24 of 40, lines 16-17. There is a somewhat similar provision in the Plan with respect to Treatment C.

In short, the Plan gave Diamond Enterprises a choice among three different economic outcomes: accept some money up front (\$22,000) and a right to participate in the Class 7 Reserve but surrender the right to pursue the section 523 proceeding against Debtor (Treatment A); receive no money up front but retain the possibility of being paid in full from Debtor's post-effective date earnings and retain all its liens

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, January 17, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... Michael Younessi**

**Chapter 11**

(Treatment B); or receive more money up front (\$80,000) and retain all rights to continue pursuing the section 523 action but convey the Vista Bella Property to Debtor subject to no more than \$1,125,000 in liens. As a practical matter, Diamond Enterprises was presented with the classic choice between (a) more certainty and more money up front and (b) less money up front, more risk, but also potentially more reward with the possibility of being paid the full amount of its claim and retaining its liens. The Court notes that no creditor other than Diamond Enterprises was given a choice of treatment under the Plan.

Importantly, the Plan provides that "[i]f no vote is cast for Class 7, or no election for treatment is made by Diamond [Enterprises], Class 7 Treatment A will be the default treatment for Class 7." Plan at page 23 of 40, lines 19-20. The Court will refer to this as the "Default Option." Hence, the Default Option is triggered by a failure to vote or a failure to select among Treatments A, B or C but not by a vote rejecting the Plan.

As events turned out, Diamond Enterprises voted against the Plan – it was the only creditor to do so – but did not place a mark in any of the three boxes in its ballot selecting either Treatment A, Treatment B or Treatment C. Thus, by not marking any box (and presumably having read the Plan and, more specifically, the Default Option) Diamond Enterprises, arguably exercised the Default Option and, as such, was placed under Treatment A.

The Objection contains the mistaken statement that "Class 7 of the [Plan], which includes Diamond's Claim 7, provides for Treatment A on rejection of the Plan by Diamond. Because Diamond has rejected the [Plan], Treatment A is assumed throughout this objection." Objection at page 5 of 68, lines 7 – 9. Here, the conclusion is correct – Treatment A applies to Diamond Enterprises. The reasoning, however, is incorrect. Treatment A applies not because Diamond Enterprises voted against the Plan but instead because the Default Option applied when Diamond Enterprises failed to specifically select Treatment A, B or C by marking the



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, January 17, 2018**

**Hearing Room 6C**

9:00 AM

**CONT...**      **Michael Younessi**  
appropriate box on the ballot.

**Chapter 11**

Nevertheless, this statement in the Objection manifestly demonstrates that Diamond Enterprises was aware when it wrote the Objection that Treatment A would apply to it and in fact specifically states that the Objection is based upon the assumption that Treatment A would apply.

Despite this knowledge, no part of the Objection argues that the Default Option mechanism was improper, that the three options of Treatment A, B or C are Hobson's Choices or, most important of all, that it had not been designated to receive Treatment A through the Default Option.

The Court subsequently held a plan confirmation hearing, overruled objections to plan confirmation made by Diamond Enterprises in the Objection and entered an order confirming the Plan. Part of the Court's reasoning in determining that Diamond Enterprises's objections to Plan confirmation were not meritorious was its determination, described in greater detail below, that Diamond Enterprises had consented to Treatment A through the mechanism of the Default Option. For example, the Court agreed with Debtor's position as stated in Debtor's Response to Diamond's Objection to Confirmation of Debtor's First Amended Chapter 11 Plan of Reorganization Filed September 1, 2017, Docket No. 158, filed October 25, 2017 ("Debtor's Initial Opposition") that "Diamond should be estopped from asserting an objection under the absolute priority rule because the treatment [it] is receiving was of its own choosing." Debtor's Initial Opposition at page 12, lines 25-27.

**THE RECONSIDERATION MOTION**

Diamond Enterprises filed a Motion For Reconsideration Re Confirmation of Debtor's First Amended Plan of Reorganization, Docket No. 181, filed December 12, 2017 (the "Reconsideration Motion"). The Reconsideration Motion argues that (i) the

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, January 17, 2018**

**Hearing Room 6C**

9:00 AM

**CONT...**

**Michael Younessi**

**Chapter 11**

Plan violates Bankruptcy Code sections 1129(a)(1) and 1141(d)(2) by discharging debt that is excepted from discharge under section 523, (ii) violates cramdown requirements by failing to permit Diamond Enterprises to retain its lien and failing to pay Diamond Enterprises the present value of its secured interest in certain property and (iii) violates the best interest of creditors test . The Reconsideration Motion is based upon Federal Rules of Civil Procedure 59 and 60, generally made applicable to this proceeding by Federal Rules of Bankruptcy Procedure 9023 and 9024.

The linchpin of these three arguments is Diamond Enterprises's contention that it did not affirmatively consent to Treatment A by not checking any of the boxes on the ballot for Treatment A, Treatment B or Treatment C and thereby triggering the Default Option into Treatment A.<sup>2</sup> A finding in Diamond Enterprises favor on this issue would seem to be a *sine qua non* for the success of any of the three arguments enumerated above. For example, if Diamond Enterprises consented to accept a treatment under the Plan (i.e., Treatment A), it cannot be heard to complain that the treatment it selected violates the absolute priority rule and makes the Plan non-confirmable. *Volenti Non Fit Injuria* (he who consents cannot receive an injury).

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2. Diamond Enterprises agrees with this characterization: "As such, Diamond's consent – or lack thereof—is the fundamental issue currently before the Court." Reply to Debtor's Opposition to Motion for Reconsideration Re Confirmation of First Amended Plan of Reorganization, Docket No. 212, filed January 10, 2018 (the "Reply"), page 2 of 12, lines 15-16 (underscoring is in the original and is not added by the Court).

In its prayer for relief, Diamond Enterprises asks the Court to either deny confirmation of the Plan (the Court interprets this as a request to vacate the confirmation order already issued) or enter a confirmation order that "makes it clear the Court is not granting the Debtor a discharge of nondischargeable debt." Reconsideration Motion at page 8 of 24, lines 11-12.

A timely-filed motion for reconsideration is treated as a motion to alter or amend a

**United States Bankruptcy Court  
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**CONT...**

**Michael Younessi**

**Chapter 11**

judgment under Federal Rule of Civil Procedure 59(e), made applicable to this proceeding by Federal Rule of Bankruptcy Procedure 9023. The grounds for altering or amending a judgment are (1) manifest error of law, (2) manifest error of fact, and (3) newly-discovered evidence. *Hansen v. Moore (In re Hansen)*, 368 B.R. 868 (B.A.P. 9th Cir. 2007). Additional grounds for relief are that the motion is necessary to prevent manifest injustice or that there has been an intervening change in controlling law. *Turner v. Burlington N. Santa Fe R.R. Co.*, 338 F.3d 1058, 1063 (9th Cir. 2003).

The heightened standards for relief under Federal Rule of Civil Procedure 60(b) are not applicable here because the Reconsideration Motion was served prior to the expiration 14 days after entry of the order confirming the Plan. If the Reconsideration Motion had been filed after such time period had expired, it would be decided under Rule 60(b). *Lavespere v. Niagara Mach. & Tool Works, Inc.*, 910 F.2d 167, 173 (5th Cir. 1990), *abrogated by Little v. Liquid Air Corp.*, 37 F.3d 1069 (5th Cir. 1994) (on unrelated issues). As it is, Rule 59(e) applies here and Rule 60(b) does not in view of the timing of the filing of the Reconsideration Motion.

The Reconsideration Motion essentially argues that the Court committed errors of law (or perhaps mixed issues of fact and law) and does not allege newly-discovered evidence, change in controlling law or manifest injustice (except perhaps to the extent of the alleged errors of law and mixed issues of law and fact). Thus, the arguments in the Reconsideration Motion fall within the acceptable parameters of a motion for reconsideration. It is timely filed and is properly before the Court.

Debtor filed an Opposition to Motion for Reconsideration Re Confirmation of Debtor's First Amended Plan of Reorganization, Docket No. 207, filed January 3, 2018 (the "Debtor's Opposition"). The Debtor's Opposition argues that what the Court has referred to as the linchpin of Diamond Enterprises' three arguments – the contention that Diamond Enterprises did not consent to Treatment A through the

**United States Bankruptcy Court  
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**CONT... Michael Younessi**

**Chapter 11**

Default Option – has been waived because Diamond Enterprises failed to raise this argument in a timely fashion.

Federal Rule of Bankruptcy Procedure 3020(b)(1) provides in relevant part that "[a]n objection to confirmation of the plan shall be filed and served on the debtor . . . within a time fixed by the court. . ." The Court fixed such a time: the deadline for objecting to the Plan was fixed as October 13, 2017 in the Scheduling Order. As pointed out earlier, Diamond Enterprises made no objection to the Plan provisions creating the Default Option either in the Objection or in any other pleading filed on or before October 13, 2017. Under these circumstances, Diamond Enterprises's right to object to its placement in Treatment A under the Default Option is waived. *In re Seatco, Inc.*, 259 B.R. 279,284-85 (Bankr. N.D. Tex. 2001) (Houser, J.) ; *In re Bludworth Bond Shipyard, Inc.*, 93 B.R. 520, 521 (Bankr. S.D. Tex. 1988) ("Failure on the part of a party in interest to file an objection to confirmation prior to the deadline fixed by the court results in waiver of the right to object.")

Diamond Enterprises argues in the Reply that it could not have reasonably briefed the Default Option issue because Debtor had not argued consent: "With respect to the consent issue that is of fundamental importance to this Motion, Diamond could not have reasonably briefed that issue in any detail in Diamond's original written objection to confirmation of the Plan because it was only in the Debtor's response to Diamond's objection to confirmation that the Debtor argued consent for the first time." Reply at page 6 of 12, lines 2-5.

The Court agrees. There is a distinction here that neither of the parties has directly addressed but nevertheless lies at the very heart of the matter before the Court: the distinction between being placed into Treatment A by the Default Option and the separate matter of whether such placement into Treatment A can be properly characterized as a placement into Treatment A with Diamond Enterprises's consent.<sup>3</sup> Certainly, the Plan places Diamond Enterprises into Treatment A through the Default

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Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
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**CONT...**

**Michael Younessi**

**Chapter 11**

Option. But nothing within the four corners of the Plan states that such placement is with Diamond Enterprises's actual or even deemed consent. Whether the placement of Diamond Enterprises in Treatment A is with or without its actual or deemed consent is a matter that the Plan leaves up in the air.

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3. The word "consent" is defined in Webster's Ninth New Collegiate Dictionary as "to give assent or approval." There is no evidence that Diamond Enterprises gave assent or approval to Treatment A.

It is true that there were two ways Diamond Enterprises could have gotten itself into Treatment A – either by checking the box for Treatment A or by checking no box at all and thereby triggering the Default Option. Diamond Enterprises checked no box and ended up in Treatment A, but no evidence has been introduced (and none probably exists) that Diamond Enterprises checked no box because it wanted to be in Treatment A. If there were some evidence presented to the Court that Diamond Enterprises wanted Treatment A and decided to achieve that result by not checking any box (hypothetically, an email from Dr. Houman to his staff assistant to effect that "we want to be in Treatment A in case the plan gets confirmed, so go ahead and either check that box or don't check any box"), that might perhaps show consent, although even then Diamond Enterprises's vote to reject the plan might raise a question as to whether there was real consent to Treatment A.

At its very base, consent is a state of consciousness where a party agrees in his or her own mind to a certain event or outcome and communicates that in some fashion, whether orally, in writing or in some other manner (e.g., a wink or nod). Here, there is simply no evidence that a state of mind desiring Treatment A on the company's behalf ever existed among Diamond Enterprises's principals or was ever communicated in any fashion to anyone.

The law recognizes a form of deemed consent in certain situations where the state of

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
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**CONT...**

**Michael Younessi**

**Chapter 11**

consciousness referred to above does not necessarily exist, but those situations usually involve either matters of trivial importance or else important matters where the type of actual consent described in the preceding paragraph cannot be obtained (consider a Good Samaritan bringing an unconscious homeless person into a hospital emergency room for treatment). The matter before the Court does not fall into either of these categories.

In view of the absence of consent, the cramdown and best interests of creditors tests are not satisfied for the reasons stated in the Reconsideration Motion, making the Plan non-confirmable. The Reconsideration Motion requests alternative forms of relief, the first being entry of an order vacating the Plan confirmation order and the second being leaving the Plan confirmation's intact but modifying the confirmation order to make clear that nothing in that order or the Plan has any effect on Diamond's nondischargeability action against Debtor (and relieving Dr. Houman of the need to make any affirmative statement).<sup>4</sup> The Debtor may have views on which of the two forms of alternative relief makes the most sense, and the Court will ask for those views at the hearing.

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4. Interestingly, in the second alternative prayer for relief Diamond Enterprises would seem to be consenting to Treatment A provided the confirmation order is revised in the manner Diamond Enterprises wants.

**Party Information**

**Debtor(s):**

Michael Younessi

Represented By  
Michael Jones  
Sara Tidd

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, January 17, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-10699 Sen Hieu Phung**

**Chapter 7**

Adv#: 8:17-01090 Lam v. Phung

**#3.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint For  
Nondischargeability Of Debt Pursuant To 11 U.S.C. Section 523(a)(4)  
(Complaint filed 6/2/17)

FR: 8-30-17

Docket 1

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO APRIL 25, 2018 AT 9:00  
A.M. PER ORDER APPROVING STIPULATION TO CONTINUE  
STATUS CONFERENCE ENTERED 1-11-18 - (Docket No. [19])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Sen Hieu Phung

Represented By  
Jeffrey J Hagen

**Defendant(s):**

Sen Hieu Phung

Pro Se

**Plaintiff(s):**

Elaine Lam

Represented By  
Jai H Kim

**Trustee(s):**

Jeffrey I Golden (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, January 17, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-11749 Dean Lavar Corbin**

**Chapter 11**

Adv#: 8:17-01078 Neskovic v. Corbin et al

**#4.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint For:

- (1) Fraudulent Conveyance;
- (2) To Set Aside Fraudulent Conveyance;
- (3) Constructive Trust;
- (4) Declaratory Relief; And
- (5) Violation Of The Uniform Voidable Transactions Act Under California Civil Sections 3439.04(a) & 3439.05  
(Notice of Removal filed 5/16/17)

FR: 7-19-17; 7-26-17; 9-13-17

Docket 0

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Continue this status conference to January 31, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Dean Lavar Corbin

Represented By  
Michael Jones

**Defendant(s):**

Dean Corbin

Pro Se

Joshua Corbin

Pro Se

Big Blue Funding, LP

Pro Se

Jaen Industries, LLC

Pro Se



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, January 17, 2018**

**Hearing Room 6C**

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9:00 AM

**CONT... Dean Lavar Corbin**  
Safe Harbor Industries, LLC

Pro Se

**Chapter 11**

**Joint Debtor(s):**

Lianne Corbin

Represented By  
Michael Jones

**Plaintiff(s):**

Daniel Neskovic

Represented By  
Paul J Kurtzhall

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, January 17, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-11897 Josefina Cendejas**

**Chapter 11**

**#5.00**

CONT'D STATUS CONFERENCE Hearing RE: (1) Status of Chapter 11 Case;  
And (2) Requiring Report On Status Of Chapter 11 Case  
(Petition filed 5/11/17)  
(Case Converted To Chapter 11 on 7/24/17)

FR: 9-27-17; 10-18-17

Docket 0

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will inquire into compliance with United States Trustee guidelines and requirements.

Next status conference: May 9, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

<b>Party Information</b>
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**Debtor(s):**

Josefina Cendejas

Represented By  
Andrew S Bisom

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, January 17, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-11898 Gina Estrella**

**Chapter 11**

**#6.00**

CONT'D STATUS CONFERENCE Hearing RE: (1) Status of Chapter 11 Case;  
And (2) Requiring Report On Status Of Chapter 11 Case  
(Petition filed 5/11/17)  
(Case Converted To Chapter 11 on 7/24/17)

FR: 9-27-17; 10-18-17

Docket 0

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will inquire into compliance with United States Trustee guidelines and requirements.

Next status conference: May 9, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Gina Estrella

Represented By  
Andrew S Bisom

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, January 17, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-13152 Se Y Oh**

**Chapter 11**

**#7.00**

CONT'D STATUS CONFERENCE Hearing RE: (1) Status Of Chapter 11 Case;  
And (2) Requiring Report On Status Of Chapter 11 Case  
(Petition filed 8/7/17)

FR: 10-18-17

Docket 0

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will inquire into compliance with United States Trustee guidelines and requirements.

Next status conference: April 4, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Se Y Oh

Represented By  
Stephen R Wade

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, January 17, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-14396 Styles For Less, Inc., a California corporation**

**Chapter 11**

**#8.00**

STATUS CONFERENCE Hearing RE: (1) Status Of Chapter 11 Case; And (2) Requiring Report On Status Of Chapter 11 case (Petition filed 11/6/17)

Docket 27

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO FEBRUARY 26, 2018  
AT 9:00 A.M. PER HEARING HELD ON 1-12-18**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Styles For Less, Inc., a California

Represented By  
Marc J Winthrop  
Andrew B Levin

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, January 17, 2018**

**Hearing Room 6C**

9:00 AM

**8:16-10849 Casey John Simon**

**Chapter 7**

Adv#: 8:16-01187 Gordy v. Simon et al

**#9.00**

CONT'D Hearing RE: Motion For Stay Pending Appeal  
(Motion filed 9/19/17)

FR: 10-18-17; 11-15-17

Docket 60

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - VOLUNTARY  
DISMISSAL OF MOTION FILED 1-3-18 - (Docket No. [73])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Casey John Simon

Represented By  
Kelly Zinser

**Defendant(s):**

Casey John Simon

Represented By  
Kelly Zinser

Korrine Ellen Simon

Represented By  
Kelly Zinser

**Joint Debtor(s):**

Korrine Ellen Simon

Represented By  
Kelly Zinser

**Plaintiff(s):**

Paul Thomas Gordy

Represented By  
Gary Leibowitz  
Jacqueline D Serrao

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, January 17, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... Casey John Simon**

**Chapter 7**

**Trustee(s):**

Karen S Naylor (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, January 17, 2018**

**Hearing Room 6C**

9:00 AM

**8:14-14604 Felix Martinez**

**Chapter 13**

Adv#: 8:17-01161 Martinez v. CV Investment Partners et al

**#10.00**

STATUS CONFERENCE RE: Debtor's Complaint For:

1. Declaratory Relief Pursuant To 11 U.S.C. Section 544(a)(3);
  2. Judgment Declaring Abstract Void And Unperfected;
  3. Expungement Of Lis Pendens;
  4. Declaratory Relief That Judgment Is Void And/Or Equitable Relief From The Judgment
- (Complaint filed 10/24/17)

Docket 1

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO FEBRUARY 14, 2018  
AT 9:00 A.M. PER ORDER APPROVING STIPULATION ENTERED 1-4-  
18 - (Docket No. [17])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Felix Martinez

Represented By  
Joseph A Weber  
Fritz J Firman

**Defendant(s):**

CV Investment Partners

Pro Se

Michael Cargile

Pro Se

**Plaintiff(s):**

Felix Martinez

Represented By  
Fritz J Firman

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, January 17, 2018**

**Hearing Room 6C**

2:00 PM

**8:16-14461 Blue Light Capital Corp**

**Chapter 11**

**#1.00**

Hearing RE: Motion To Approve Disclosure Statement On Plan Of Reorganization Submitted By Debtor, Dated November 14, 2017

Docket 105

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court has determined that the pending adversary proceeding challenging the amount and validity of Mr. Bian's claim needs to be determined before the plan process can proceed.

The Court disapproves the disclosure statement for reasons the Court will explain at the hearing and vacates the plan confirmation deadline.

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Blue Light Capital Corp

Represented By  
Alan M Lurya

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, January 18, 2018**

**Hearing Room 225**

9:00 AM

**6:16-13150 Paul Gregory Katona**

**Chapter 7**

Adv#: 6:17-01216 Napoli v. Katona et al

**#1.00**

Status Conference RE: Complaint by Royce Napoli against Paul Gregory Katona, Gail Marie Katona. (d),(e)),(72 (Injunctive relief - other))

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will issue a scheduling order:

All discovery shall close on August 31, 2018.

All discovery motions shall be heard before September 30, 2018.

All pretrial motions (except motions in limine) shall be heard before October 31, 2018.

Pretrial conference is set for November 8, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Paul Gregory Katona

Represented By  
Douglas A Plazak

**Defendant(s):**

Paul Gregory Katona

Represented By  
Douglas A Plazak

Gail Marie Katona

Represented By  
Douglas A Plazak

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, January 18, 2018**

**Hearing Room 225**

9:00 AM

**CONT... Paul Gregory Katona**

**Chapter 7**

**Joint Debtor(s):**

Gail Marie Katona

Represented By  
Douglas A Plazak

**Plaintiff(s):**

Royce Napoli

Represented By  
Noah K McCall

**Trustee(s):**

John P Pringle (TR)

Represented By  
Lynda T Bui  
Rika Kido  
Brianna L Frazier

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, January 18, 2018**

**Hearing Room 225**

9:00 AM

**6:16-13150 Paul Gregory Katona**

**Chapter 7**

Adv#: 6:17-01221 United States Trustee for the Central District of v. Katona et al

**#2.00**

STATUS CONFERENCE re: Complaint by United States Trustee for the Central District of California, Region 16 against Paul Gregory Katona, Gail Marie Katona. (Fee Not Required). with adversary cover sheet Nature of Suit: (41 (Objection / revocation of discharge - 727(c),(d),(e)))

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will issue a scheduling order:

All discovery shall close on June 30, 2018.

All discovery motions shall be heard before July 31, 2018.

All pretrial motions (except motions in limine) shall be heard before August 31, 2018.

Pretrial conference is set for September 6, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Paul Gregory Katona

Represented By  
Douglas A Plazak

**Defendant(s):**

Paul Gregory Katona

Represented By  
Douglas A Plazak

Gail Marie Katona

Represented By  
Douglas A Plazak

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, January 18, 2018**

**Hearing Room 225**

9:00 AM

**CONT... Paul Gregory Katona**

**Chapter 7**

**Joint Debtor(s):**

Gail Marie Katona

Represented By  
Douglas A Plazak

**Plaintiff(s):**

United States Trustee for the Central

Represented By  
Everett L Green

**Trustee(s):**

John P Pringle (TR)

Represented By  
Lynda T Bui  
Rika Kido  
Brianna L Frazier

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

Thursday, January 18, 2018

Hearing Room 225

9:00 AM

**6:16-20446 BioData Medical Laboratories, Inc.**

**Chapter 7**

Adv#: 6:16-01298 BioData Medical Laboratories, Inc. v. Pearl Beta Funding LLC et al

**#3.00**

STATUS CONFERENCE re: Complaint by BioData Medical Laboratories, Inc. against Pearl Beta Funding LLC, Merchant Source, Inc.. (Charge To Estate). Nature of Suit: (91 (Declaratory judgment)),(12 (Recovery of money/property - 547 preference)),(13 (Recovery of money/property - 548 fraudulent transfer)),(14 (Recovery of money/property - other)),(71 (Injunctive relief - reinstatement of stay))

(Cont. from 12/7/17)

Docket 1

**\*\*\* VACATED \*\*\* REASON: Case dismissed 1/10/18**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

BioData Medical Laboratories, Inc.

Represented By  
Robert M Yaspan  
Joseph N Darweesh

**Defendant(s):**

Pearl Beta Funding LLC

Represented By  
Valerie Bantner Peo

Merchant Source, Inc.

Represented By  
Valerie Bantner Peo

**Plaintiff(s):**

BioData Medical Laboratories, Inc.

Represented By  
Robert M Yaspan

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, January 18, 2018**

**Hearing Room 225**

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9:00 AM

**CONT... BioData Medical Laboratories, Inc.**

**Chapter 7**

**Trustee(s):**

Todd A. Frealy (TR)

Represented By  
Eve H Karasik  
Jeffrey S Kwong  
Juliet Y Oh  
Carmela Pagay

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

Thursday, January 18, 2018

Hearing Room 225

9:00 AM

**6:16-20446 BioData Medical Laboratories, Inc.**

**Chapter 7**

Adv#: 6:17-01010 BioData Medical Laboratories, Inc. v. Yellowstone Capital West, LLC et al

**#4.00**

PRE-TRIAL CONFERENCE re: Complaint by BioData Medical Laboratories, Inc. against Yellowstone Capital West, LLC, Merchant Source, Inc.. Nature of Suit: (91 (Declaratory judgment)),(13 (Recovery of money/property - 548 fraudulent transfer)),(12 (Recovery of money/property - 547 preference)),(72 (Injunctive relief - other))

(Cont from 12/7/17)

**(Tele. appr. Johnny White, rep. Petitioner, Yellowstone Capital West LLC)**

Docket 1

**\*\*\* VACATED \*\*\* REASON: Cont. to 3/29/18 @ 9:00 a.m. - jc**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

BioData Medical Laboratories, Inc.

Represented By  
Robert M Yaspan  
Joseph N Darweesh

**Defendant(s):**

Yellowstone Capital West, LLC

Represented By  
Johnny White

Merchant Source, Inc.

Pro Se

**Plaintiff(s):**

BioData Medical Laboratories, Inc.

Represented By  
Robert M Yaspan

**Trustee(s):**

Todd A. Frealy (TR)

Represented By



**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, January 18, 2018**

**Hearing Room 225**

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9:00 AM

**CONT...**

**BioData Medical Laboratories, Inc.**

**Chapter 7**

Eve H Karasik  
Jeffrey S Kwong  
Juliet Y Oh  
Carmela Pagay

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

Thursday, January 18, 2018

Hearing Room 225

9:00 AM

**6:16-20446 BioData Medical Laboratories, Inc.**

**Chapter 7**

Adv#: 6:16-01298 BioData Medical Laboratories, Inc. v. Pearl Beta Funding LLC et al

**#5.00**

Hrg. on Defendant, Merchant Source Inc.'s Motion filed 6/14/17 to Dismiss Adversary

(Cont. from 11/30/17)

Docket 38

**\*\*\* VACATED \*\*\* REASON: Case dismissed 1/10/18**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

BioData Medical Laboratories, Inc.

Represented By  
Robert M Yaspan  
Joseph N Darweesh

**Defendant(s):**

Pearl Beta Funding LLC

Represented By  
Valerie Bantner Peo

Merchant Source, Inc.

Represented By  
Valerie Bantner Peo

**Movant(s):**

Merchant Source, Inc.

Represented By  
Valerie Bantner Peo

**Plaintiff(s):**

BioData Medical Laboratories, Inc.

Represented By  
Robert M Yaspan

**Trustee(s):**

Todd A. Frealy (TR)

Represented By

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, January 18, 2018**

**Hearing Room 225**

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9:00 AM

**CONT...**

**BioData Medical Laboratories, Inc.**

**Chapter 7**

Eve H Karasik  
Jeffrey S Kwong  
Juliet Y Oh  
Carmela Pagay

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

Thursday, January 18, 2018

Hearing Room 225

9:00 AM

**6:16-20446 BioData Medical Laboratories, Inc.**

**Chapter 7**

Adv#: 6:16-01298 BioData Medical Laboratories, Inc. v. Pearl Beta Funding LLC et al

**#6.00**

Hrg. on Defendant, Pearl Beta Funding, LLC's Motion filed 6/14/17 to Dismiss Adversary Proceeding

(Cont. from 11/30/17)

Docket 35

**\*\*\* VACATED \*\*\* REASON: Case dismissed 1/10/18**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

BioData Medical Laboratories, Inc.

Represented By  
Robert M Yaspan  
Joseph N Darweesh

**Defendant(s):**

Pearl Beta Funding LLC

Represented By  
Valerie Bantner Peo

Merchant Source, Inc.

Represented By  
Valerie Bantner Peo

**Movant(s):**

Pearl Beta Funding LLC

Represented By  
Valerie Bantner Peo

**Plaintiff(s):**

BioData Medical Laboratories, Inc.

Represented By  
Robert M Yaspan

**Trustee(s):**

Todd A. Frealy (TR)

Represented By

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, January 18, 2018**

**Hearing Room 225**

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9:00 AM

**CONT...**

**BioData Medical Laboratories, Inc.**

**Chapter 7**

Eve H Karasik  
Jeffrey S Kwong  
Juliet Y Oh  
Carmela Pagay

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Friday, January 19, 2018**

**Hearing Room 6C**

10:30 AM

**8:14-11729 Richard Clark Farrell**

**Chapter 7**

**#1.00**

Hearing RE: Emergency Motion For Clarification Of Order (Docket No. [14]) And Supplemental Order (Docket No. [705])  
OST granted 1/18/18)

Docket 0

**Party Information**

**Debtor(s):**

Richard Clark Farrell

Represented By  
Michael G Spector  
William M. Hulsy  
Michael R Adele

**Trustee(s):**

Karen S Naylor (TR)

Represented By  
Nanette D Sanders  
Brian R Nelson  
Robert P Goe

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, January 22, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-14817 Tracy Lee Edwards**

**Chapter 7**

Adv#: 8:16-01008 Marin et al v. Edwards

**#1.00**

TRIAL RE: First Amended Complaint To Determine Dischargeability Of Debt Pursuant To Bankruptcy Code Section 523(a)(2), 523(a)(4), 523(a)(6) And 523(c)(1)  
(Complaint filed 1/7/16) (First Amended Complaint filed 4/15/16)  
(PTC set at S/C held 5/11/16)  
(PTC reset at hearing held 2/15/17)  
(S/C set at PTC held 4/19/17)  
(Trial set at S/C held 8/30/17)

Docket 18

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

**Party Information**

**Debtor(s):**

Tracy Lee Edwards

Represented By  
Dennis Connelly

**Defendant(s):**

Tracy Lee Edwards

Represented By  
Dennis Connelly

**Plaintiff(s):**

Martin Marin

Represented By  
Robert J Younger

World Power Wrestling

Represented By  
Robert J Younger

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, January 22, 2018**

**Hearing Room 6C**

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9:00 AM

**CONT... Tracy Lee Edwards**

**Chapter 7**

**Trustee(s):**

Thomas H Casey (TR)

Pro Se



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, January 22, 2018**

**Hearing Room 6C**

9:00 AM

**8:11-21062 Regina Marconi**

**Chapter 7**

**#2.00**

CONT'D Evidentiary Hearing RE: Motion To Hold Creditor I.Q. Data International, Inc. In Contempt For Violation Of Discharge Injunction (Motion filed 4/7/17) (Set per Sua Sponte Order Entered 4/14/17) **(Evidentiary Hearing set at hearing held 8/28/17)**

FR: 6-19-17

Docket 35

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO JANUARY 29, 2018 AT 9:00 A.M. PER ORDER ENTERED 10-5-17 - (Docket No. [52])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Regina Marconi

Represented By  
William Radcliffe  
Chris Dutkiewicz

**Trustee(s):**

Thomas H Casey (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Tuesday, January 23, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-14817 Tracy Lee Edwards**

**Chapter 7**

Adv#: 8:16-01008 Marin et al v. Edwards

**#1.00**

CONT'D TRIAL RE: First Amended Complaint To Determine Dischargeability Of Debt Pursuant To Bankruptcy Code Section 523(a)(2), 523(a)(4), 523(a)(6) And 523(c)(1)

(Complaint filed 1/7/16) (First Amended Complaint filed 4/15/16)

(PTC set at S/C held 5/11/16)

(PTC reset at hearing held 2/15/17)

(S/C set at PTC held 4/19/17)

(Trial set at S/C held 8/30/17)

FR: 8-30-17; 1-22-18

Docket 18

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

<b>Party Information</b>
--------------------------

**Debtor(s):**

Tracy Lee Edwards

Represented By  
Dennis Connelly

**Defendant(s):**

Tracy Lee Edwards

Represented By  
Dennis Connelly

**Plaintiff(s):**

Martin Marin

Represented By  
Robert J Younger

World Power Wrestling

Represented By  
Robert J Younger

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Tuesday, January 23, 2018**

**Hearing Room 6C**

---

9:00 AM

**CONT... Tracy Lee Edwards**

**Chapter 7**

**Trustee(s):**

Thomas H Casey (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, January 29, 2018**

**Hearing Room 6C**

9:00 AM

**8:11-21062 Regina Marconi**

**Chapter 7**

**#1.00**

CONT'D Evidentiary Hearing RE: Motion To Hold Creditor I.Q. Data International, Inc. In Contempt For Violation Of Discharge Injunction (Motion filed 4/7/17) (Set per Sua Sponte Order Entered 4/14/17)  
**(Evidentiary Hearing set at hearing held 8/28/17)**

FR: 6-19-17; 1-22-18

Docket 35

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

In view of the Notice of Settlement, the Court will continue this hearing to April 9, 2018 at 9:00 a.m. to permit filing of a settlement stipulation and the lodging of an order thereon.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Regina Marconi

Represented By  
William Radcliffe  
Chris Dutkiewicz

**Trustee(s):**

Thomas H Casey (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, January 29, 2018**

**Hearing Room 6C**

9:00 AM

**8:14-16492 Kathryn Loretta Costello**

**Chapter 13**

**#2.00**

Motion for relief from stay [Real Property]

New Penn Financial, LLC vs. DEBTOR  
(Motion filed 12/20/17)

**[RE: 2475 N. Santiago Blvd, Orange, CA 92867-1854]**

Docket 102

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The motion is granted **as to the estate** pursuant to 11 U.S.C. § 362(d)(1) to permit movant, its successors, transferees and assigns, to enforce its remedies to foreclose upon and obtain possession of the subject property in accordance with applicable law, *unless* the debtor pays all arrearages in full on or before the hearing date on this matter. Movant may not pursue any deficiency claim against the debtor or the estate except by filing a proof of claim pursuant to 11 U.S.C. § 501.

The 14-day stay provided by Rule 4001(a)(3) is waived.

Also, grant the following relief:

- Box 3. Movant, or its agents, may, at its option, offer, provide and enter into a potential forbearance agreement, loan modification, refinance agreement or other loan workout or loss mitigation agreement. Movant, through its servicing agent, may contact the Debtor by telephone or written correspondence to offer such an agreement.

Deny as moot as to the debtor in view of the discharge on December 20, 2017.

**MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.**

**Party Information**

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, January 29, 2018**

**Hearing Room      6C**

9:00 AM

**CONT...      Kathryn Loretta Costello**

**Chapter 13**

**Debtor(s):**

Kathryn Loretta Costello

Represented By  
Lauren Ross

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, January 29, 2018**

**Hearing Room 6C**

9:00 AM

**8:16-12806 Allan T. Fernando and Clara M. Fernando**

**Chapter 13**

**#3.00**

Motion for relief from stay [Real Property]

First Financial Credit Union vs. DEBTORS  
(Motion filed 12/14/17)

**[RE: 70 Morning Glory, Rancho Santa Margarita, CA 92688]**

Docket 69

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The motion is granted pursuant to 11 U.S.C. § 362(d)(1) to permit movant, its successors, transferees and assigns, to enforce its remedies to foreclose upon and obtain possession of the subject property in accordance with applicable law, *unless* the debtor pays all arrearages in full on or before the hearing date on this matter. Movant may not pursue any deficiency claim against the debtor or the estate except by filing a proof of claim pursuant to 11 U.S.C. § 501.

The 14-day stay provided by Rule 4001(a)(3) is waived.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Allan T. Fernando

Represented By  
Mark A Pahor

**Joint Debtor(s):**

Clara M. Fernando

Represented By  
Mark A Pahor

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, January 29, 2018**

**Hearing Room 6C**

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9:00 AM

**CONT... Allan T. Fernando and Clara M. Fernando**

**Chapter 13**

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, January 29, 2018**

**Hearing Room 6C**

9:00 AM

**8:16-13358 Hooshang Noori-Alagha and Nahid Noori-Alagha**

**Chapter 7**

**#4.00**

Motion for relief from stay [Personal Property]

Capital One Auto Finance vs. DEBTORS  
(Motion filed 12/22/17)

**[RE: 2008 Lexus Gx470-V8 Utility 4D 4WD]  
[VIN No.:JTJBT20X880153551]**

**[Tele. appr., Richard A. Marshack, repr., Richard A. Marshack, Trustee]**

Docket 143

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The motion is granted pursuant to 11 U.S.C. § 362(d)(1) to permit movant, its successors, transferees and assigns, to enforce its remedies to repossess or otherwise obtain possession and dispose of its collateral pursuant to applicable law, and to use the proceeds from its disposition to satisfy its claim, *unless* the debtor pays all arrearages in full on or before the hearing date on this matter. Movant may not pursue any deficiency claim against the debtor or the estate except by filing a proof of claim pursuant to 11 U.S.C. § 501.

The 14-day stay provided by Rule 4001(a)(3) is waived.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Hooshang Noori-Alagha

Represented By  
Thomas A Fasel

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, January 29, 2018**

**Hearing Room 6C**

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9:00 AM

**CONT... Hooshang Noori-Alagha and Nahid Noori-Alagha**

**Chapter 7**

**Joint Debtor(s):**

Nahid Noori-Alagha

Represented By  
Thomas A Fasel

**Trustee(s):**

Richard A Marshack (TR)

Represented By  
Robert P Goe  
Charity J Miller

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, January 29, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-10497 Michelle Salazar Spree**

**Chapter 13**

**#5.00**

Motion for relief from stay [Real Property]

Ditech Financial LLC vs. DEBTOR  
(Motion filed 12/21/17)

**[RE: 26731 Alicante Drive, Mission Viejo, CA 92691]**

**[Tele. appr., Alexander K. Lee, repr., Ditech Financial LLC]**

Docket 36

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The motion is granted pursuant to 11 U.S.C. § 362(d)(1) to permit movant, its successors, transferees and assigns, to enforce its remedies to foreclose upon and obtain possession of the subject property in accordance with applicable law, *unless* the debtor pays all arrearages in full on or before the hearing date on this matter. Movant may not pursue any deficiency claim against the debtor or the estate except by filing a proof of claim pursuant to 11 U.S.C. § 501.

The 14-day stay provided by Rule 4001(a)(3) is waived.

Also, grant the following relief:

- Box 3. Movant, or its agents, may, at its option, offer, provide and enter into a potential forbearance agreement, loan modification, refinance agreement or other loan workout or loss mitigation agreement. Movant, through its servicing agent, may contact the Debtor by telephone or written correspondence to offer such an agreement.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, January 29, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... Michelle Salazar Spree**

**Chapter 13**

**Debtor(s):**

Michelle Salazar Spree

Represented By  
Gary Leibowitz  
Jacqueline D Serrao

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, January 29, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-13939 Chong Camp**

**Chapter 13**

**#6.00**

Motion for relief from stay [Real Property]

Wilmington Trust, National Association, As Successor Trustee To Citibank, N.A.  
As Trustee For Bear Stearns ALT-A Trust, Mortgage Pass-Through Certificates,  
Series 2006-5 vs. DEBTOR  
(Motion filed 1/2/18)

**[RE: 8577 Cape Cod Avenue, Fountain Valley, California 92708]**

**[Tele. appr., Alexander K. Lee, repr., Wilmington Trust, National Association]**

Docket 16

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - Order and Notice of  
Dismissal for Failure to File Schedules, Statements, and/or Plan ENTERED  
10-23-17 - [Docket No. [8]]**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Chong Camp

Pro Se

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, January 29, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-14222 John Thomas Dzialo**

**Chapter 7**

**#7.00**

Motion for relief from stay [Co-Debtor]

Rowena Matute vs.CO-DEBTOR  
(Motion filed 12/15/17)

**[Tele. appr., R. Gibson Pagter, Jr., repr., John Dzialo]**

Docket 13

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

<b>Party Information</b>
--------------------------

**Debtor(s):**

John Thomas Dzialo

Represented By  
R Gibson Pagter Jr.

**Trustee(s):**

Weneta M Kosmala (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, January 29, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-14887 Susana Ramirez Ceja**

**Chapter 7**

**#8.00**

Motion for relief from stay [Unlawful Detainer]

Harbor Cliff, LP vs. DEBTOR  
(Motion filed 12/27/17)

**[RE: 2170 S. Harbor Blvd., #107, Anaheim, CA 92802]**

Docket 14

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The motion is granted pursuant to 11 U.S.C. §§ 362(d)(1) and (d)(2). This motion has been filed to proceed with an unlawful detainer action. This action must go forward because the debtor's right to possess the premises must be determined. This does not change simply because a bankruptcy petition was filed.

The 14-day stay provided by Rule 4001(a)(3) is waived.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Susana Ramirez Ceja

Represented By  
Randy Alexander

**Trustee(s):**

Richard A Marshack (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, January 29, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-14396 Styles For Less, Inc., a California corporation**

**Chapter 11**

**#9.00**

Amended motion for relief from stay [Action In Non-Bankruptcy Forum]

Fabric Selection, Inc. vs. DEBTOR  
(Motion filed 1/4/18)

**[Case Name: Fabric Selection, Inc. v. NNW Import, Inc., et al.]  
[Docket No.: 2:16-cv-08558-CAS-MRW]  
[Pending In: United States District Court, Central District, Western  
Division]**

**[Tele. appr., David J. Reed, repr., Fabric Selection, Inc.]**

Docket 200

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The motion is granted pursuant to 11 U.S.C. § 362(d)(1) to permit movant, its successors, transferees and assigns, to proceed in the non-bankruptcy forum to final judgment (including any appeals) in accordance with applicable non-bankruptcy law. Movant shall not enforce its final judgment against the debtor or property of the estate, except by filing a proof of claim in this bankruptcy case pursuant to 11 U.S.C. § 501 and/or a complaint to determine the nondischargeability of the debt.

Cause exists for relief under 11 U.S.C. § 362(d)(1) because the claims at issue arise under non-bankruptcy law and can be most expeditiously resolved in the non-bankruptcy forum.

The 14-day stay provided by Rule 4001(a)(3) is waived.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, January 29, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... Styles For Less, Inc., a California corporation**

**Chapter 11**

**Debtor(s):**

Styles For Less, Inc., a California

Represented By

Marc J Winthrop

Andrew B Levin

Garrick A Hollander

Marvin Maurice Oliver

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, January 29, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-10013 Fred Asafu-Adjaye and Esther Asafu-Adjaye**

**Chapter 11**

**#10.00**

Hearing RE: Motion In Individual Case For Order Imposing A Stay Or Continuing The Automatic Stay As The Court Deems Appropriate (Motion filed 1/5/18)

**[RE: 28841 Yosemite Place, Canyon Lake, CA 92587]**

Docket 6

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the motion.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Fred Asafu-Adjaye

Represented By  
Kevin Tang

**Joint Debtor(s):**

Esther Asafu-Adjaye

Represented By  
Kevin Tang

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, January 29, 2018**

**Hearing Room 6C**

9:00 AM

**8:14-13254 Todd Murdock Campbell and Karin Lynn Campbell**

**Chapter 13**

**#11.00**

CONT'D Motion for relief from stay [Real Property]

Seterus, Inc. As The Authorized Subservicer For Federal National Mortgage Association ("Fannie Mae"), Creditor c/o Seterus, Inc., Its Successors And/Or Assigns vs. DEBTORS  
(Motion filed 9/26/17)

**[RE: 2375 W. Mystic Lane, Anaheim, CA 92804]**

FR: 11-6-17; 1-8-18

Docket 48

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - ORDER ON MOTION  
ENTERED 1-9-18 - (Docket No. [59])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Todd Murdock Campbell

Represented By  
Gary Leibowitz

**Joint Debtor(s):**

Karin Lynn Campbell

Represented By  
Gary Leibowitz

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, January 29, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-14662 Ana Elsa Choy**

**Chapter 13**

**#12.00**

Motion for relief from stay [Real Property]

CTF Asset Management, LLC, Its Successors And/Or Assignees vs. DEBTOR  
(Motion filed 1/15/18) (OST Entered 1/16/18)

**[RE: 1729 Brentwood Avenue, Upland, CA 91784]**

**[Tele. appr., Reilly D. Wilkinson, repr., CTF Asset Management, LLC]**

Docket 17

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The motion is granted pursuant to 11 U.S.C. § 362(d)(4). The Court finds that the filing of the petition was part of a scheme to hinder, delay and defraud creditors involving a transfer of all or part ownership of, or other interest in, the subject property without the consent of the movant or court approval and/or the filing of multiple bankruptcy cases relating to the subject property. 11 U.S.C. § 362(d)(4).

The 14-day stay provided by Rule 4001(a)(3) is waived.

Grant annulment.

Also, grant the following relief:

- Box 8. Relief from the stay is granted under 11 U.S.C. § 362(d)(4): If recorded in compliance with applicable state laws governing notices of interests or liens in real property, the order is binding in any other case under this title purporting to affect the Property filed not later than 2 years after the date of the entry of the order by the court, except that a debtor in a subsequent case under this title may move for relief from the order based upon changed circumstances or for good cause shown, after notice and hearing.

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, January 29, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... Ana Elsa Choy**

**Chapter 13**

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Ana Elsa Choy

Pro Se

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, January 29, 2018**

**Hearing Room 6C**

2:00 PM

**8:12-23047 Jeffrey Sumner Childs**

**Chapter 7**

**#1.00**

Hearing RE: Motion To Dismiss For Lack Of Proper Service  
(Motion filed 12/27/17)

**[Tele. appr., Susan Tomlinson, repr., Jeffrey Golden, Trustee]**

**[Tele. appr., Sean P. Tucker, repr., Sean P. Tucker, In Propria Persona]**

Docket 694

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - WITHDRAWAL OF  
MOTION FILED 1-23-18 - (Docket No. [703])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Jeffrey Sumner Childs

Pro Se

**Trustee(s):**

Jeffrey I Golden (TR)

Represented By  
Ashley M McDow  
Jeffrey I Golden (TR)  
Michael T Delaney

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, January 29, 2018**

**Hearing Room 6C**

2:00 PM

**8:12-23047 Jeffrey Sumner Childs**

**Chapter 7**

**#2.00**

Hearing RE: Final Application For Approval Of Compensation And Expense Reimbursement For The Period August 13, 2016 To December 19, 2017 (Application filed 12/22/17)

**[RE: Baker & Hostetler LLP - Attorney For Jeffrey I. Golden, Chapter 7 Trustee]**

**[Fees: \$714,848.90; Expenses: \$20,970.56]**

**[Tele. appr., Susan Tomlinson, repr., Jeffrey Golden, Trustee]**

**[Tele. appr., Sean P. Tucker, repr., Sean P. Tucker, In Propria Persona]**

Docket 687

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

<b>Party Information</b>
--------------------------

**Debtor(s):**

Jeffrey Sumner Childs

Pro Se

**Trustee(s):**

Jeffrey I Golden (TR)

Represented By

Ashley M McDow

Jeffrey I Golden (TR)

Michael T Delaney

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Monday, January 29, 2018

Hearing Room 6C

2:00 PM

8:12-23047 Jeffrey Sumner Childs

Chapter 7

#3.00

Hearing RE: Trustee's Final Report And Applications For Compensation And Reimbursement Of Expenses  
(Final Report filed 12/8/17)

**[RE: JEFFREY I. GOLDEN - Chapter 7 Trustee]  
[Fees: \$55,755.00; Expenses: \$4,600.21]**

**[RE: MIRMAN, BUBMAN & NAHMIAS, LLP - Attorney For Chapter 7 Trustee]  
[Fees: \$28,016.00; Fees: \$1,202.07]**

**[RE: CROWE HORWATH LLP - Accountant For Chapter 7 Trustee]  
[Fees: \$27,117.05; Fees: \$18,05]**

**[RE: BAKER & HOSTETLER, LLP - Attorney For Chapter 7 Trustee]  
[Fees: \$938,412.91; Expenses: \$20,659.36]**

**[RE: HAHN FIFE & COMPANY LLP - Accountant For Chapter 7 Trustee]  
[Fees: \$1,701.00; Expenses: \$258.60]**

**[RE: INDEPENDENT MANAGEMENT SERVICES - Field Agent for Chapter 7 Trustee]  
[Fees: \$7,181.25; Expenses: \$4,473.37]**

**[Tele. appr., Susan Tomlinson, repr., Jeffrey Golden, Trustee]**

**[Tele. appr., Sean P. Tucker, repr., Sean P. Tucker, In Propria Persona]**

Docket 682

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - WITHDRAWAL OF  
TRUSTEE'S FINAL REPORT FILED 1/23/18 - [Docket No. [704]**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, January 29, 2018**

**Hearing Room      6C**

---

2:00 PM

**CONT...      Jeffrey Sumner Childs**

**Chapter 7**

**Debtor(s):**

Jeffrey Sumner Childs

Pro Se

**Trustee(s):**

Jeffrey I Golden (TR)

Represented By

Ashley M McDow

Jeffrey I Golden (TR)

Michael T Delaney

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, January 29, 2018**

**Hearing Room 6C**

2:00 PM

**8:13-12792 Gail Cindy McClendon**

**Chapter 7**

**#4.00**

Hearing RE: Trustee's Final Report And Applications For Compensation And Reimbursement Of Expenses  
(Final Report filed 12/14/17)

**[RE: JEFFREY I. GOLDEN - Chapter 7 Trustee]  
[Fees: \$3,351.80; Expenses: \$84.02]**

**[RE: LOBEL WEILAND GOLDEN FRIEDMAN, LLP - Attorney For Chapter 7 Trustee]  
[Fees: \$10,995.00; Expenses: \$83.70]**

**[RE: HAHN FIFE & COMPANY, LLP - Accountant For Chapter 7 Trustee]  
[Fees: \$1,000.00; Expenses: \$0.00]**

**[Tele. appr., Jeffrey I. Golden, repr., Jeffrey I. Golden, Trustee]**

Docket 45

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

In a case under chapter 7 or 11, the court may allow reasonable compensation under § 330 to the trustee for the trustee's services, payable after the trustee renders such services, not to exceed 25% on the first \$5,000 or less, 10% on any amount in excess of \$5,000 but not in excess of \$50,000, 5% on any amount in excess of \$50,000 but not in excess of \$1,000,000, and reasonable compensation not to exceed 3% of such moneys in excess of \$1,000,000, upon all moneys disbursed or turned over in the case by the trustee to parties in interest, excluding the debtor, but including holders of secured claims. 11 U.S.C. § 326(a).

The Court finds that the Trustee's requested compensation meets the requirements of 11 U.S.C. § 326(a) and represents reasonable compensation for actual, necessary services rendered in the administration of this estate.

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, January 29, 2018**

**Hearing Room 6C**

2:00 PM

**CONT...**

**Gail Cindy McClendon**

**Chapter 7**

The compensation is approved as to the Trustee, with fees in the amount of \$3,351.80 and expenses in the amount of \$84.02.

The compensation is approved as to Lobel Weiland Golden Friedman LLP, with fees in the amount of \$10,995.00 and expenses in the amount of \$83.70.

The compensation is approved as to Hahn Fife & Company LLP, with fees in the amount of \$1,000.00 and expenses in the amount of \$260.00.

CHAPTER 7 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Gail Cindy McClendon

Represented By  
James D Zhou

**Trustee(s):**

Jeffrey I Golden (TR)

Represented By  
Reem J Bello

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, January 29, 2018**

**Hearing Room 6C**

2:00 PM

**8:14-13587 Stuart A Smith and Renee M Smith**

**Chapter 11**

**#5.00**

CONT'D Hearing RE: Order To Appear For Examination RE: Enforcement Of Judgment RE: Jeanne Marie Behling (Set per Order Entered 11/17/17)

FR: 1-8-18

Docket 0

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

**JEANNE MARIE BEHLING IS ORDERED TO PERSONALLY APPEAR.**

The examination will proceed.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Stuart A Smith

Represented By

Melissa Davis Lowe

Mark Bradshaw

Ryan D ODea

Dennis E McGoldrick

**Joint Debtor(s):**

Renee M Smith

Represented By

Melissa Davis Lowe

Mark Bradshaw

Ryan D ODea

Dennis E McGoldrick

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, January 29, 2018**

**Hearing Room 6C**

2:00 PM

**8:16-12214 Catherine Bernice Hornik**

**Chapter 7**

**#6.00**

Hearing RE: Trustee's Final Report And Applications For Compensation And Reimbursement Of Expenses  
(Final Report filed 12/20/17)

**[RE: WENETA M.A. KOSMALA - Chapter 7 Trustee]  
[Fees: \$27,546.07; Expenses: \$450.47]**

**[RE: LAW OFFICES OF WENETA M.A. KOSMALA - Attorney For Chapter 7 Trustee]  
[Fees: \$19,950.00; Expenses: \$276.31]**

**[RE: HAHN FIFE & COMPANY - Accountant For Chapter 7 Trustee]  
[Fees: \$1,000.00; Expenses: \$0.00]**

Docket 83

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

In a case under chapter 7 or 11, the court may allow reasonable compensation under § 330 to the trustee for the trustee's services, payable after the trustee renders such services, not to exceed 25% on the first \$5,000 or less, 10% on any amount in excess of \$5,000 but not in excess of \$50,000, 5% on any amount in excess of \$50,000 but not in excess of \$1,000,000, and reasonable compensation not to exceed 3% of such moneys in excess of \$1,000,000, upon all moneys disbursed or turned over in the case by the trustee to parties in interest, excluding the debtor, but including holders of secured claims. 11 U.S.C. § 326(a).

The Court finds that the Trustee's requested compensation meets the requirements of 11 U.S.C. § 326(a) and represents reasonable compensation for actual, necessary services rendered in the administration of this estate.

The compensation is approved as to the Trustee, with fees in the amount of \$27,546.07 and expenses in the amount of \$450.47.

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, January 29, 2018**

**Hearing Room 6C**

2:00 PM

**CONT... Catherine Bernice Hornik**

**Chapter 7**

The compensation is approved as to Law Offices of Weneta M.A., with fees in the amount of \$19,950.00 and expenses in the amount of \$276.31.

The compensation is approved as to Hahn Fife & Company LLP with fees in the amount of \$1,000.00.

CHAPTER 7 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Catherine Bernice Hornik

Represented By  
Julie J Villalobos

**Trustee(s):**

Weneta M Kosmala (TR)

Represented By  
Erin P Moriarty

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, January 29, 2018**

**Hearing Room 6C**

2:00 PM

**8:17-11749 Dean Lavar Corbin and Lianne Corbin**

**Chapter 11**

**#7.00**

Hearing RE: First Interim Application For Allowance Of Professional Fees and Costs, For The Period of May 2, 2017 To December 30, 2017  
(Application filed 12/30/17)

**[RE: M. Jones & Associates, PC - Attorney For Debtors]  
[Fees: \$53842.50; Expenses: \$1955.00.]**

Docket 167

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant and allow on an interim basis:

Attorney's fees: \$53,842.50

Attorney's expenses: \$1,955.00

The Court will authorize payment in an amount that leaves the estate with a reasonable cash reserve, considering current balance of \$43,771.87.

**APPLICANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.**

**Party Information**

**Debtor(s):**

Dean Lavar Corbin

Represented By  
Michael Jones  
Sara Tidd

**Joint Debtor(s):**

Lianne Corbin

Represented By  
Michael Jones  
Sara Tidd

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, January 29, 2018**

**Hearing Room 6C**

2:00 PM

**8:17-13152 Se Y Oh**

**Chapter 11**

**#8.00**

Hearing RE: Motion For An Order: (1) Approving The Sale Of Assets Of The Estate (2) Finding Purchaser Is A Good Faith Purchaser (3) Authorizing Payment To Brokers: And (4) Waiving The 14 Day Stays Of FRBP 6004(H) And 6004(D)  
(Motion filed 12/23/17)

**[Tele. appr., Greg P. Campbell, repr., MUFG Union Bank]**

Docket 55

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Deny the motion without prejudice for failure to serve Joann Oh and Leann Oh.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Se Y Oh

Represented By  
Stephen R Wade



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, January 29, 2018**

**Hearing Room 6C**

2:00 PM

**8:17-13152 Se Y Oh**

**Chapter 11**

**#9.00**

Hearing RE: Motion By U.S. Trustee To Dismiss Or Convert Case Pursuant To 11 U.S.C. 1112(b); And Request For Judgment For Quarterly Fees Due And Payable To The United States Trustee At The Time Of The Hearing; (Motion filed 12/19/17)

**[Tele. appr., Greg P. Campbell, repr., MUFG Union Bank]**

Docket 43

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will continue the hearing to March 5, 2018 at 2:00 p.m.

Debtor to file a declaration reporting on the closing of escrow and proving up payments to secured and unsecured creditors from the sale proceeds on or before February 20, 2018.

The UST may file a supplemental pleading addressing these matters and his then-current position on the motion to dismiss or convert on or before February 27, 2018.

**COURT TO PREPARE ORDER.**

<b>Party Information</b>
--------------------------

**Debtor(s):**

Se Y Oh

Represented By  
Stephen R Wade

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, January 29, 2018**

**Hearing Room 6C**

2:00 PM

**8:17-13706 Lisbeth Burbage**

**Chapter 7**

**#10.00**

Hearing RE: Motion For An Order Rescinding Assumption Of Unexpired Vehicle Lease Of A 2016 Tesla Mode S (VIN 5YJSA1EXGF129047)  
(Motion filed 12/22/17)

Docket 16

**\*\*\* VACATED \*\*\* REASON: NOTICE OF WITHDRAWAL OF  
MOTION FOR AN ORDER RESCINDING ASSUMPTION OF  
UNEXPIRED VEHICLE LEASE FILED 1-5-18 - (Docket No. [21])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Lisbeth Burbage

Represented By  
Mark D Klein

**Trustee(s):**

Jeffrey I Golden (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, January 29, 2018**

**Hearing Room 6C**

2:00 PM

**8:17-14089 Mohdsameer Aljanedi Dental Corporation**

**Chapter 11**

**#11.00**

Hearing RE: Application For Payment Of Final Fees And/Or Expenses For The Period From October 15, 2017 To November 20, 2017  
(Application filed 12/22/17)

**[RE: TOTARO & SHANAHAN - Attorney For Debtor  
[Fees: \$18,350.00; Expenses: \$0.00]**

Docket 62

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant and allow on an interim basis:

Attorney's fees: \$18,350.00

Attorney's expenses: - 0 -

APPLICANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Mohdsameer Aljanedi Dental

Represented By  
Andy C Warsaw

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, January 29, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-10013 Fred Asafu-Adjaye and Esther Asafu-Adjaye**

**Chapter 11**

**#12.00**

Hearing RE: Motion For Order Determining Value Of Collateral [11 U.S.C. Section 506(a), FRBP 3012]  
(Motion filed 1/8/18)

Docket 10

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the motion.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Fred Asafu-Adjaye

Represented By  
Kevin Tang

**Joint Debtor(s):**

Esther Asafu-Adjaye

Represented By  
Kevin Tang

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, January 30, 2018**

**Hearing Room 225**

9:00 AM

**6:17-18990 Harry Dapena, Jr. and Marisol T Macias**

**Chapter 7**

**#1.00**

Mark D Estle - movant attorney

Motion for relief from stay

Medallion Bank vs Debtors  
(Motion filed 12/28/17)

RE: 2016 Stealth 2817G; VIN: 4X4TSFD26GC015613

Docket 17

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The motion is granted pursuant to 11 U.S.C. §§ 362(d)(1) and (d)(2) to permit movant, its successors, transferees and assigns, to enforce its remedies to repossess or otherwise obtain possession and dispose of its collateral pursuant to applicable law, and to use the proceeds from its disposition to satisfy its claim, *unless* the debtor pays all arrearages in full on or before the hearing date on this matter. Movant may not pursue any deficiency claim against the debtor or the estate except by filing a proof of claim pursuant to 11 U.S.C. § 501.

The 14-day stay provided by Rule 4001(a)(3) is waived.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Harry Dapena Jr.

Represented By  
Paul Y Lee

**Joint Debtor(s):**

Marisol T Macias

Represented By  
Paul Y Lee

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, January 30, 2018**

**Hearing Room 225**

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9:00 AM

**CONT... Harry Dapena, Jr. and Marisol T Macias**

**Chapter 7**

**Trustee(s):**

Steven M Speier (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, January 30, 2018**

**Hearing Room 225**

9:00 AM

**6:17-19675 Pilar Daniella Enriquez-Guerrero**

**Chapter 7**

**#2.00**

Cooksey, Toolen, Gage, Duffy & Woog - movant attorney

Motion for relief from stay

Santander Consumer USA Inc vs Debtor  
(Motion filed 12/26/17)

RE: 2015 DODGE RAM 1500, VIN 1C6RR6FG3FS742837

Docket 8

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The motion is granted pursuant to 11 U.S.C. §§ 362(d)(1) and (d)(2) to permit movant, its successors, transferees and assigns, to enforce its remedies to repossess or otherwise obtain possession and dispose of its collateral pursuant to applicable law, and to use the proceeds from its disposition to satisfy its claim, *unless* the debtor pays all arrearages in full on or before the hearing date on this matter. Movant may not pursue any deficiency claim against the debtor or the estate except by filing a proof of claim pursuant to 11 U.S.C. § 501.

The 14-day stay provided by Rule 4001(a)(3) is waived.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Pilar Daniella Enriquez-Guerrero

Represented By  
Michael H Colmenares

**Trustee(s):**

John P Pringle (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, January 30, 2018**

**Hearing Room 225**

2:00 PM

**6:14-21997 Antonio Howard Farnsley**

**Chapter 7**

**#1.00**

Hrg on Trustee's Final Report and Applications for Compensation

Docket 65

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

In a case under chapter 7 or 11, the court may allow reasonable compensation under § 330 to the trustee for the trustee's services, payable after the trustee renders such services, not to exceed 25% on the first \$5,000 or less, 10% on any amount in excess of \$5,000 but not in excess of \$50,000, 5% on any amount in excess of \$50,000 but not in excess of \$1,000,000, and reasonable compensation not to exceed 3% of such moneys in excess of \$1,000,000, upon all moneys disbursed or turned over in the case by the trustee to parties in interest, excluding the debtor, but including holders of secured claims. 11 U.S.C. § 326(a).

The Court finds that the Trustee's requested compensation meets the requirements of 11 U.S.C. § 326(a) and represents reasonable compensation for actual, necessary services rendered in the administration of this estate.

The compensation is approved as to the Trustee, with fees in the amount of \$8,314.91.

The compensation is approved as to Reid & Hellyer, with fees in the amount of \$5,850.00 and expenses in the amount of \$177.76.

The compensation is approved as to Grobstein Teeple LLP, with fees in the amount of \$2,674.50.

**CHAPTER 7 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.**

<b>Party Information</b>
--------------------------

**Debtor(s):**

Antonio Howard Farnsley

Represented By  
Daniel King



**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, January 30, 2018**

**Hearing Room 225**

---

2:00 PM

**CONT... Antonio Howard Farnsley**

**Chapter 7**

**Trustee(s):**

Howard B Grobstein (TR)

Represented By  
Scott Talkov

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, January 30, 2018**

**Hearing Room 225**

2:00 PM

**6:16-21093 Norman Maynard Wall, III**

**Chapter 7**

**#2.00**

Hrg. on trustee's final report; applications for compensation

Docket 0

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

In a case under chapter 7 or 11, the court may allow reasonable compensation under § 330 to the trustee for the trustee's services, payable after the trustee renders such services, not to exceed 25% on the first \$5,000 or less, 10% on any amount in excess of \$5,000 but not in excess of \$50,000, 5% on any amount in excess of \$50,000 but not in excess of \$1,000,000, and reasonable compensation not to exceed 3% of such moneys in excess of \$1,000,000, upon all moneys disbursed or turned over in the case by the trustee to parties in interest, excluding the debtor, but including holders of secured claims. 11 U.S.C. § 326(a).

The Court finds that the Trustee's requested compensation meets the requirements of 11 U.S.C. § 326(a) and represents reasonable compensation for actual, necessary services rendered in the administration of this estate.

The compensation is approved as to the Trustee, with fees in the amount of \$48,095.08 and expenses in the amount of \$37.71.

The compensation is approved as to Hydee J. Riggs, with fees in the amount of \$15,488.00 and expenses in the amount of \$344.59.

The compensation is approved as to Karl T. Anderson CPA Inc., with fees in the amount of \$3,537.50 and expenses in the amount of \$335.75.

**CHAPTER 7 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.**

**Party Information**

**Debtor(s):**

Norman Maynard Wall III

Represented By  
Christopher J Langley

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, January 30, 2018**

**Hearing Room 225**

---

2:00 PM

**CONT... Norman Maynard Wall, III**

**Chapter 7**

**Trustee(s):**

Karl T Anderson (TR)

Represented By  
Hydee J Riggs

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, January 30, 2018**

**Hearing Room 225**

2:00 PM

**6:17-15479 Monica B. Rios**

**Chapter 7**

**#3.00**

Hrg on Trustee's Motion for Order: (1) Authorizing the Short Sale of Real Property of the Estate Free and Clear of Liens Pursuant to Bankruptcy Code § 363(b); (2) Approving Payment of Real Estate Commission; and (3) Granting Related Relief Including Turnover of Real Property of the Estate

Docket 36

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the Motion. Movant may short sale the Property on the terms described in the Motion. The short sale is subject to the approval of Select Portfolio Services.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Monica B. Rios

Represented By  
W. Derek May

**Trustee(s):**

Charles W Daff (TR)

Represented By  
Lynda T Bui  
Rika Kido

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, January 30, 2018**

**Hearing Room 225**

2:00 PM

**6:17-19513 Terry Lee Fleming, Sr**

**Chapter 11**

**#4.00**

Hrg on Debtor and Debtor-in-Possession's Application to Employ Bosley Till  
LLP as Reorganization Counsel

Docket 32

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant in part. The Court will approve the application but will not permit draw downs of the retainer until the issue of HLI's security interest in the retainer is heard and determined. It is unclear to the Court at this time whether the ORAP lien that allegedly attached to Debtor's personal property on May 21, 2015 attached to property whose title was held by a revocable trust. CCP § 708.110(d) refers only to personal property of the judgment debtor, not personal property held in trust for the debtor.

APPLICANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Terry Lee Fleming Sr

Represented By  
James E Till

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, January 31, 2018

Hearing Room 6C

9:00 AM

8:14-14570 Three by Three, Inc.

Chapter 7

Adv#: 8:15-01024 Golden v. Maurice Car'rie Winery

#1.00

CONT'D PRE-TRIAL CONFERENCE Hearing RE: Complaint For:  
(1) Declaratory Relief That The Assets Are Property Of The Estate;  
(2) Turnover Of The Assets Pursuant To 11 U.S.C. Section 542(a);  
(3) Injunctive Relief Related To The Assets;  
(4) Equitable Subordination Of Maurice Car'rie Winery's Claim;  
(5) Conversion;  
(6) Larceny; And  
(7) Attorneys' Fees And Costs  
(Complaint filed 1/21/15)  
(PTC set at S/C held 4/15/15)

FR: 4-15-15; 10-21-15; 12-14-15; 5-11-16; 8-17-16; 11-16-16; 2-15-17; 5-31-17,  
8-30-17; 10-25-17; 11-15-17; 12-6-17

Docket 1

\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - ORDER DISMISSING  
ADVERSARY ACTION WITH PREJUDICE ENTERED 1-23-18 - (Docket  
No. [117])

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Three by Three, Inc.

Represented By  
Christopher P Walker

**Defendant(s):**

Maurice Car'rie Winery

Represented By  
Rebekah L. Parker

**Plaintiff(s):**

Jeffrey Golden

Represented By

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, January 31, 2018**

**Hearing Room 6C**

---

9:00 AM

CONT... Three by Three, Inc.

**Chapter 7**

Beth Gaschen

**Trustee(s):**

Jeffrey I Golden (TR)

Represented By  
Beth Gaschen  
Christopher J Green

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, January 31, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01016 LMG National Publishing, Inc. v. Victor Valley Publishing Company et al

**#2.00**

CONT'D Hearing RE: Motion Of Victor Valley Publishing Company, Victorville Publishing Company, Daily Press, LLC, Freedom Communications, Inc., Freedom SPV I, LLC and Freedom SPV V, LLC For Summary Judgment Against LMG National Publishing, Inc.; And Request For Prevailing Party Attorney's Fees And Costs  
(Motion filed 4/13/17)

FR: 6-21-17; 6-28-17; 8-28-17; 10-25-17

Docket 12

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will inquire into whether the payments required by the settlement agreement have been made and whether the parties are now moving toward dismissal of this adversary proceeding as per the terms of the settlement agreement.

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

Victor Valley Publishing Company

Represented By  
Alan J Friedman



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, January 31, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... Freedom Communications, Inc.**

**Chapter 11**

Beth Gaschen

Victorville Publishing Company

Represented By  
Alan J Friedman  
Beth Gaschen

Daily Press, LLC

Represented By  
Alan J Friedman  
Beth Gaschen

Freedom Communications, Inc.

Represented By  
Alan J Friedman  
Beth Gaschen

Freedom SPV I, LLC

Represented By  
Alan J Friedman  
Beth Gaschen

Freedom SPV V, LLC

Represented By  
Alan J Friedman  
Beth Gaschen

**Plaintiff(s):**

LMG National Publishing, Inc.

Represented By  
Ashley M McDow  
Michael T Delaney

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, January 31, 2018**

**Hearing Room 6C**

9:00 AM

**8:16-11202 QF Liquidation Inc.**

**Chapter 11**

**#3.00**

CONT'D STATUS CONFERENCE Hearing RE: (1) Status Of Chapter 11 Case;  
And (2) Requiring Report On Status Of Chapter 11 case  
(Petition filed 3/22/16)

FR: 6-1-16; 8-24-16; 10-12-16; 1-25-17; 2-8-17; 5-31-17; 10-18-17

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will inquire into (1) compliance with United States Trustee guidelines and requirements and (2) future directions for the case now that the SBE claim dispute has been resolved.

Next status conference: May 2, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

QF Liquidation Inc.

Represented By  
Marshall J Hogan  
Victor A Vilaplana

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, January 31, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-11561 Lam Huu Giang**

**Chapter 13**

Adv#: 8:17-01077 Giang v. Hutchens et al

**#4.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint For Automatic Stay Violations Related To 15732 Clarendon Street, Westminster CA 92683 [11 U.S.C. Section 362, 42 U.S.C. Sections 1983, 1988], Class Action [F.R.B.P. 9023]  
(Complaint filed 5/16/17)

FR: 8-2-17; 8-30-17; 10-18-17

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will dismiss this case pursuant to FRCP 4(m) without prejudice. FRBP 7004(a)(1).

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Lam Huu Giang Pro Se

**Defendant(s):**

Sandra Hutchens Pro Se

Orange Sheriff's Department Pro Se

**Plaintiff(s):**

Lam Huu Giang Pro Se

**Trustee(s):**

Amrane (SA) Cohen (TR) Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, January 31, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-12009 Marlon B. Buttram**

**Chapter 7**

Adv#: 8:17-01218 California Franchise Tax Board v. Buttram et al

**#5.00**

STATUS CONFERENCE Hearing RE: Complaint To Determine  
Dischargeability Of Debt Pursuant To 11 U.S.C. Section 523(a)(1)(B)(i)  
(Complaint filed 11/7/17)

Docket 1

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO MAY 2, 2018 AT 9:00  
A.M. PER STIPULATION AND ORDER ENTERED 12-12-17 - [Docket No.  
8]**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Marlon B. Buttram

Represented By  
Steven B Lever

**Defendant(s):**

Marlon Buttram

Pro Se

Ronnell Buttram

Pro Se

**Joint Debtor(s):**

Ronnell L. Buttram

Represented By  
Steven B Lever

**Plaintiff(s):**

California Franchise Tax Board

Represented By  
Suman Mathews

**Trustee(s):**

Richard A Marshack (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, January 31, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-11749 Dean Lavar Corbin**

**Chapter 11**

Adv#: 8:17-01078 Neskovic v. Corbin et al

**#6.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint For:

- (1) Fraudulent Conveyance;
- (2) To Set Aside Fraudulent Conveyance;
- (3) Constructive Trust;
- (4) Declaratory Relief; And
- (5) Violation Of The Uniform Voidable Transactions Act Under California Civil Sections 3439.04(a) & 3439.05  
(Notice of Removal filed 5/16/17)

FR: 7-19-17; 7-26-17; 9-13-17; 1-17-18

Docket 0

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

**Party Information**

**Debtor(s):**

Dean Lavar Corbin

Represented By  
Michael Jones

**Defendant(s):**

Dean Corbin

Pro Se

Joshua Corbin

Pro Se

Big Blue Funding, LP

Pro Se

Jaen Industries, LLC

Pro Se

Safe Harbor Industries, LLC

Pro Se

**Joint Debtor(s):**

Lianne Corbin

Represented By

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, January 31, 2018**

**Hearing Room 6C**

---

9:00 AM

**CONT... Dean Lavar Corbin**

**Chapter 11**

Michael Jones

**Plaintiff(s):**

Daniel Neskovic

Represented By  
Paul J Kurtzhall

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, February 05, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-10559 Michael J Ervin**

**Chapter 7**

**#1.00**

Motion for relief from stay [Personal Property]

Wells Fargo Bank, N.A., dba Wells Fargo Auto Finance vs. DEBTOR  
(Motion filed 1/10/18)

**[RE: 2015 Mini Cooper - VIN No.: WMWXP7C58F2A34470]**

Docket 62

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

<b>Party Information</b>
--------------------------

**Debtor(s):**

Michael J Ervin

Represented By  
Mark D Klein

**Trustee(s):**

Karen S Naylor (TR)

Represented By  
Burd & Naylor

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, February 05, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-14385 Patricia Garcia Bennett**

**Chapter 7**

**#2.00**

Motion for relief from stay [Personal Property]

Consumer Portfolio Services vs. DEBTOR  
(Motion filed 1/8/18)

**[RE: 2013 Volkswagen Jetta - VIN No.: 3VWDP7AJXDM294553]**

Docket 44

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The motion is granted pursuant to 11 U.S.C. §§ 362(d)(1) and (d)(2) to permit movant, its successors, transferees and assigns, to enforce its remedies to repossess or otherwise obtain possession and dispose of its collateral pursuant to applicable law, and to use the proceeds from its disposition to satisfy its claim, *unless* the debtor pays all arrearages in full on or before the hearing date on this matter. Movant may not pursue any deficiency claim against the debtor or the estate except by filing a proof of claim pursuant to 11 U.S.C. § 501.

The 14-day stay provided by Rule 4001(a)(3) is waived.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Patricia Garcia Bennett

Represented By  
James B Smith

**Trustee(s):**

Thomas H Casey (TR)

Pro Se



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, February 05, 2018**

**Hearing Room 6C**

2:00 PM

**8:14-15938 Advanced Biomedical, Inc.**

**Chapter 11**

**#1.00**

Hearing RE: Omnibus Motion For Order Disallowing Or Reducing Claims Which Have Been Paid In Full Or Part Pursuant to 11 U.S.C. Section 502 (Motion filed 12/29/17)

Scheduled Claim- A to Z Printing	\$324.00
Scheduled Claim- Accurate Courier Services	\$12,378.00
Scheduled Claim- American Express	\$15,891.81
Scheduled Claim- By Referrals Labels	\$602.00
Scheduled Claim- Corodata	\$144.96
Claimant Claim 12-1 Evoqua Water Technology	\$1,667.37
Scheduled Claim- Farmers Insurance	\$278.00
Scheduled Claim, Haberbush & Assoc.	\$320.00
Scheduled Claim- Hologic, Inc.	\$31,382.81
Scheduled Claim- Lexus Financial Services	\$1,600.00
Scheduled Claim- NDS Copier & Printer Services	\$494.96
Scheduled Claim- Nodstrom	\$800.00
Scheduled Claim- PMA Services, Inc.	\$1,210.05
Scheduled Claim- Schonwit Consulting Group CPAs	\$1,050.00
Scheduled Claim- Thermal Combustion	\$739.36

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, February 05, 2018**

**Hearing Room 6C**

2:00 PM

**CONT...**      **Advanced Biomedical, Inc.  
Innovators, Inc**

**Chapter 11**

Scheduled Claim- Wells Fargo

\$6,594.23

Docket      517

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court wishes to confirm with movant that when movant refers to a claim being paid, this is a reference to a claim being paid prepetition (as opposed to a payment of an allowed claim through the Joint Plan of Reorganization).

**Party Information**

**Debtor(s):**

Advanced Biomedical, Inc.

Represented By  
Asa W Markel  
Dixon Gardner  
Robert S Marticello  
Philip E Strok

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, February 06, 2018**

**Hearing Room 225**

9:00 AM

**6:17-20284 Fredy Camacho and Maria G. Sandoval**

**Chapter 7**

**#1.00**

Sheppard, Mullin, Richter & Hampton LLP - movant attorney

Motion for relief from stay

San Diego County Credit vs Debtors  
(Motion filed 1/12/18)

RE: 2015 Honda Civic

**(Tele. appr. Lisa S Yun, rep. creditor, San Diego County Credit Union)**

Docket 14

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The motion is granted pursuant to 11 U.S.C. §§ 362(d)(1) and (d)(2) to permit movant, its successors, transferees and assigns, to enforce its remedies to repossess or otherwise obtain possession and dispose of its collateral pursuant to applicable law, and to use the proceeds from its disposition to satisfy its claim, *unless* the debtor pays all arrearages in full on or before the hearing date on this matter. Movant may not pursue any deficiency claim against the debtor or the estate except by filing a proof of claim pursuant to 11 U.S.C. § 501.

The 14-day stay provided by Rule 4001(a)(3) is waived.

Deny request for extraordinary relief.

The order is binding and effective despite conversion of this bankruptcy case to a case under any other chapter of Title 11 of the U.S. Code.

**MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.**

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, February 06, 2018**

**Hearing Room 225**

9:00 AM

**CONT... Fredy Camacho and Maria G. Sandoval**

**Chapter 7**

**Party Information**

**Debtor(s):**

Fredy Camacho

Represented By  
Luis Aguilar

**Joint Debtor(s):**

Maria G. Sandoval

Represented By  
Luis Aguilar

**Trustee(s):**

Arturo Cisneros (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, February 06, 2018**

**Hearing Room 225**

9:00 AM

**6:17-20551 Wendell J Davis, Jr**

**Chapter 7**

**#2.00**

Law Offices of Vincent V. Frounjian - movant attorney

Motion for relief from stay

Honda Lease Trust vs Debtor  
(Motion filed 1/10/18)

RE: 2017 HONDA CIVIC, VIN: 2HGF C2F7 1HH5 14854

Docket 7

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The motion is granted pursuant to 11 U.S.C. §§ 362(d)(1) and (d)(2) to permit movant, its successors, transferees and assigns, to enforce its remedies to repossess or otherwise obtain possession and dispose of its collateral pursuant to applicable law, and to use the proceeds from its disposition to satisfy its claim, *unless* the debtor pays all arrearages in full on or before the hearing date on this matter. Movant may not pursue any deficiency claim against the debtor or the estate except by filing a proof of claim pursuant to 11 U.S.C. § 501.

The 14-day stay provided by Rule 4001(a)(3) is waived.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Wendell J Davis Jr

Pro Se

**Trustee(s):**

Karl T Anderson (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, February 06, 2018**

**Hearing Room 225**

2:00 PM

**6:12-36894 Jay R Ohrberg**

**Chapter 7**

**#1.00**

Hrg on Debtor's Motion to Avoid Lien Judicial Lien with Hall Land Company

Docket 35

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Deny with prejudice.

The Court has already ruled on this motion – it was decided by Order on Motion to Avoid Lien Under 11 U.S.C. § 522(f). This is *res judicata* and/or law of the case. Additionally, the motion fails to disclose, in violation of LBR 9013-1(1), that a previous motion on this very same manner was previously heard and determined by the Court.

RESPONDENT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Jay R Ohrberg

Represented By  
Jonathan P Beck

**Trustee(s):**

Helen R. Frazer (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, February 06, 2018**

**Hearing Room 225**

2:00 PM

**6:16-15248 Murray Altman**

**Chapter 11**

**#2.00**

Hrg on Debtor's Motion RE: Objection to Claim Number 4 by Claimant Yun Hei Shin & RPL, Inc

**(Tele. appr. Kathleen March, rep. creditor, Angie Shin)**

Docket 170

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

This is a partial tentative ruling.

On grounds of claim duplication, the Court will overrule the objection as to Claim No. 4 and sustain the objection as to Claim No. 5.

The 3/17/16 Superior Court order would appear to award attorneys' fees against Desert Springs Financial, LLC ("DSF") standing alone of \$290,010 (relating to the Bowling Alley Purchase and Sale Agreement), attorneys' fees against Murray Altman standing alone of \$244,875.55 (relating to the Amended and Restated Operating Agreement) and attorneys' fees against DSF and Murray Altman jointly of \$520,019.00 (relating to the Lease Agreement). The Court will inquire whether the parties are in agreement with the foregoing statement.

The RPL/Shin opposition to the claim objection appears to concede "in the spirit of fairness" (a concession the Court appreciates) that the attorneys' fees of \$520,019 owed jointly by Murray Altman and DSF were paid in full out of escrow (or, alternatively, that RPL/Shin are no longer going to be looking to Murray Altman to pay this amount, irrespective of the amount actually paid), such that the attorneys' fees still owed by Murray Altman under the Superior Court's 3/17/16 order are now \$244,875.55 plus accrued interest. The Court will inquire of RPL/Shin whether they believe this interpretation is correct. If they do, the Court will next inquire of Mr.

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, February 06, 2018**

**Hearing Room 225**

2:00 PM

**CONT... Murray Altman**

**Chapter 11**

Altman whether this resolution adequately addresses his concerns about being given proper credit for the attorneys' fees plus accrued interest owed by him under the 3/17/16 Superior Court order. If all parties are in agreement on the treatment described above, the Court will ask the parties to attempt to agree upon a number by which Claim No. 4 should be reduced through a claim amendment. (The Court suspects the correct number is \$520,019.00, but perhaps the Court is missing something here).

The Court will inquire whether any portion of The Bankruptcy Law Firm's fees and costs incurred by and charged to RPL/Shin in the DSF bankruptcy case are included in Claim No. 4. (It is hard for the Court to see how all fees charged by The Bankruptcy Firm in the DSF case can be charged to Mr. Altman, considering that although Mr. Altman was jointly liable with DSF on some claims, he was not jointly liable on all claims). As to Mr. Altman's objection pertaining to the Mark Edelstein Firm, it would appear to the Court that all such fees are properly chargeable to Mr. Altman and can be included in the RPL/Shin proof of claim. The fees appear to have been incurred in matters relating only to Mr. Altman and not to DSF. The issue as to whether a portion of The Bankruptcy Law Firm's fees in the Murray Altman case are subject to non-inclusion in the proof of claim on the ground that Ms. March did not prevail with respect to certain motions is not sufficiently developed in the pleadings and is not reached or decided.

The Court agrees that RPL/Shin are entitled to include in their claim 10 percent statutory interest that accrues under California law on the attorneys' fees owed by Murray Altman, subject to the Court's determination of the issue of allowance of postpetition interest (discussed below).

Whether the Shin/RPL claim is oversecured and thus can include postpetition interest or is undersecured and therefore could not be augmented by postpetition interest depends upon (1) the amount of such claim as determined by this Court through resolving the claim objections, and (2) the fair market value of estate assets subject to the Shin/RPL liens. This would seem to be a moving target that cannot be resolved



**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, February 06, 2018**

**Hearing Room 225**

2:00 PM

**CONT... Murray Altman**

**Chapter 11**

until the Court first determines the claim amount.

The Court will take under submission the issue of whether Ms. Shin may include in her claim amount payable under the express terms of the Superior Court 12/23/15 judgment to DSF, not to Shin. Even if the Court were to rule in Ms. Shin's favor on this issue, its order thereon would provide that such amount must be paid by Mr. Altman to DSF, not to Ms. Shin, and that amount so paid would reduce Claim No. 4 dollar for dollar. To do otherwise would be to change or alter the 12/23/15 judgment which, as Ms. Shin points out, is barred by the Rooker-Feldman doctrine and the Full Faith and Credit Act. To be clear, the order would require Mr. Altman, in paying this claim, to pay the sum of \$428,754.00 plus \$452,642.20 plus \$411,194.79 (plus interest on all these amounts) to DSF and not to Ms. Shin, but the amounts so paid would be applied in partial satisfaction of Claim No. 4. If these provisos are acceptable to Ms. Shin, the Court would likely rule as indicated and not take the matter under submission. The Court views the 12/23/15 Superior Court judgment as giving Ms. Shin the right to force Mr. Altman to pay the aforementioned sums to DSF but not the right to force him to pay those amounts to her personally.

<b>Party Information</b>
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**Debtor(s):**

Murray Altman

Represented By  
Andrew S Bisom

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, February 06, 2018**

**Hearing Room 225**

2:00 PM

**6:16-15248 Murray Altman**

**Chapter 11**

**#3.00**

Hrg on Debtor's Motion RE: Objection to Claim Number 5 by Claimant Yun Hei Shin & RPL, Inc

**(Tele. appr. Kathleen March, rep. creditor, Angie Shin)**

Docket 172

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

This is a partial tentative ruling.

On grounds of claim duplication, the Court will overrule the objection as to Claim No. 4 and sustain the objection as to Claim No. 5.

The 3/17/16 Superior Court order would appear to award attorneys' fees against Desert Springs Financial, LLC ("DSF") standing alone of \$290,010 (relating to the Bowling Alley Purchase and Sale Agreement), attorneys' fees against Murray Altman standing alone of \$244,875.55 (relating to the Amended and Restated Operating Agreement) and attorneys' fees against DSF and Murray Altman jointly of \$520,019.00 (relating to the Lease Agreement). The Court will inquire whether the parties are in agreement with the foregoing statement.

The RPL/Shin opposition to the claim objection appears to concede "in the spirit of fairness" (a concession the Court appreciates) that the attorneys' fees of \$520,019 owed jointly by Murray Altman and DSF were paid in full out of escrow (or, alternatively, that RPL/Shin are no longer going to be looking to Murray Altman to pay this amount, irrespective of the amount actually paid), such that the attorneys' fees still owed by Murray Altman under the Superior Court's 3/17/16 order are now \$244,875.55 plus accrued interest. The Court will inquire of RPL/Shin whether they believe this interpretation is correct. If they do, the Court will next inquire of Mr.

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, February 06, 2018**

**Hearing Room 225**

2:00 PM

**CONT... Murray Altman**

**Chapter 11**

Altman whether this resolution adequately addresses his concerns about being given proper credit for the attorneys' fees plus accrued interest owed by him under the 3/17/16 Superior Court order. If all parties are in agreement on the treatment described above, the Court will ask the parties to attempt to agree upon a number by which Claim No. 4 should be reduced through a claim amendment. (The Court suspects the correct number is \$520,019.00, but perhaps the Court is missing something here).

The Court will inquire whether any portion of The Bankruptcy Law Firm's fees and costs incurred by and charged to RPL/Shin in the DSF bankruptcy case are included in Claim No. 4. (It is hard for the Court to see how all fees charged by The Bankruptcy Firm in the DSF case can be charged to Mr. Altman, considering that although Mr. Altman was jointly liable with DSF on some claims, he was not jointly liable on all claims). As to Mr. Altman's objection pertaining to the Mark Edelstein Firm, it would appear to the Court that all such fees are properly chargeable to Mr. Altman and can be included in the RPL/Shin proof of claim. The fees appear to have been incurred in matters relating only to Mr. Altman and not to DSF. The issue as to whether a portion of The Bankruptcy Law Firm's fees in the Murray Altman case are subject to non-inclusion in the proof of claim on the ground that Ms. March did not prevail with respect to certain motions is not sufficiently developed in the pleadings and is not reached or decided.

The Court agrees that RPL/Shin are entitled to include in their claim 10 percent statutory interest that accrues under California law on the attorneys' fees owed by Murray Altman, subject to the Court's determination of the issue of allowance of postpetition interest (discussed below).

Whether the Shin/RPL claim is oversecured and thus can include postpetition interest or is undersecured and therefore could not be augmented by postpetition interest depends upon (1) the amount of such claim as determined by this Court through resolving the claim objections, and (2) the fair market value of estate assets subject to the Shin/RPL liens. This would seem to be a moving target that cannot be resolved

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, February 06, 2018**

**Hearing Room 225**

2:00 PM

**CONT... Murray Altman**

**Chapter 11**

until the Court first determines the claim amount.

The Court will take under submission the issue of whether Ms. Shin may include in her claim amount payable under the express terms of the Superior Court 12/23/15 judgment to DSF, not to Shin. Even if the Court were to rule in Ms. Shin's favor on this issue, its order thereon would provide that such amount must be paid by Mr. Altman to DSF, not to Ms. Shin, and that amount so paid would reduce Claim No. 4 dollar for dollar. To do otherwise would be to change or alter the 12/23/15 judgment which, as Ms. Shin points out, is barred by the Rooker-Feldman doctrine and the Full Faith and Credit Act. To be clear, the order would require Mr. Altman, in paying this claim, to pay the sum of \$428,754.00 plus \$452,642.20 plus \$411,194.79 (plus interest on all these amounts) to DSF and not to Ms. Shin, but the amounts so paid would be applied in partial satisfaction of Claim No. 4. If these provisos are acceptable to Ms. Shin, the Court would likely rule as indicated and not take the matter under submission. The Court views the 12/23/15 Superior Court judgment as giving Ms. Shin the right to force Mr. Altman to pay the aforementioned sums to DSF but not the right to force him to pay those amounts to her personally.

<b>Party Information</b>
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**Debtor(s):**

Murray Altman

Represented By  
Andrew S Bisom

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, February 06, 2018**

**Hearing Room 225**

2:00 PM

**6:17-14661 WHAA LLC**

**Chapter 11**

**#4.00**

Hrg on Debtor's Motion For Authority To Use Cash Collateral

**(Tele. appr. Barry S. Glaser, rep. creditor, San Bernardino Creditor and Tax Collector)**

Docket 98

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the motion.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

WHAA LLC

Represented By  
M Jonathan Hayes

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, February 07, 2018

Hearing Room 6C

9:00 AM

**8:12-23047 Jeffrey Sumner Childs**

**Chapter 7**

Adv#: 8:13-01390 Triple Nine Plus Fine Land and Mining Company, LLC v. Childs et al

**#1.00**

STATUS CONFERENCE Hearing RE: Sean And Leslie Tucker's Cross-Complaint Against Cross-Defendants C.B. Nanda; Triple Nine Plus Fine Land And Mining Company, LLC; Triple Nine Kelly LLC; RMDG, LLC; COORG Corporation; DGRM, LLC; INDON, LLC; KIMAN, LLC; ELEMO, LLC; ALOGEN, LLC; YEVON, LLC; OXYMA, LLC; WATTZ, LLC; URATIN, LLC  
(Another Summons issued 12/1/17)

Docket 107

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - ORDER GRANTING REQUEST FOR JUDICIAL NOTICE AND REMANDING CASE TO SUPERIOR COURT OF CALIFORNIA ENTERED 12-14-17 - [Docket No. 112]**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
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**Debtor(s):**

Jeffrey Sumner Childs	Pro Se
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**Defendant(s):**

Jeffrey Sumner Childs	Represented By Kurt E English
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**Plaintiff(s):**

CB Nanda	Represented By George B Piggott
Triple Nine Plus Fine Land and	Represented By Michael D McCaffrey

**Trustee(s):**

Jeffrey I Golden (TR)	Represented By Ashley M McDow
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**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, February 07, 2018**

**Hearing Room 6C**

---

9:00 AM

**CONT... Jeffrey Sumner Childs**

Jeffrey I Golden (TR)  
Michael T Delaney

**Chapter 7**

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, February 07, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-14015 Ahmad J Tukhi**

**Chapter 7**

Adv#: 8:15-01449 Olomi v. Tuhki

**#2.00**

CONT'D PRE-TRIAL CONFERENCE Hearing RE: Complaint To Determine  
Nondischargeability Of Debt Pursuant To 11 U.S.C. Section 523(a)(6)  
(Complaint filed 11/18/15)  
(PTC set at S/C held 3/2/16)  
(PTC RESET at hearing held 8/2/17)

FR: 3-2-16; 9-28-16; 10-25-17; 11-15-17

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court grants defendant's request for judicial notice made in his brief, Docket No. 123.

The Court agrees with defendant's arguments in that brief that this Court possesses the requisite constitutional and statutory authority to render a final judgment as to both liability and damages for the reasons stated by defendant. Of these reasons, the ones most persuasive to the Court are that plaintiff filed a proof of claim and that plaintiff expressly consented in the Joint Status Report filed February 9, 2016 to this Court's jurisdiction to enter final judgment and that the Pretrial Stipulation states that plaintiff intends to testify at trial as to alleged damages.

Trial is set for April 16, 2018 in Santa Ana. Trial will commence at 9:00 a.m. sharp, continue to noon, recess from noon to 1:30 p.m., reconvene at 1:30 p.m. sharp and go to 4:30 p.m. Plaintiff and defendant are allotted 3 hours of trial time apiece.

COURT TO PREPARE ORDER.

**Party Information**



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, February 07, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... Ahmad J Tukhi**

**Chapter 7**

**Debtor(s):**

Ahmad J Tukhi

Represented By  
Julie J Villalobos

**Defendant(s):**

Ahmad J Tukhi

Represented By  
Phillip Michael Woog  
Nikolaus Reed

**Plaintiff(s):**

Abdul Habib Olomi

Represented By  
Nikolaus Reed  
Phillip Michael Woog

**Trustee(s):**

Thomas H Casey (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, February 07, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01012 Official Committee of Unsecured Creditors of Freed v. Kushner et al

**#3.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint:

(1) For Damages;

(2) To Avoid Fraudulent Transfers Pursuant To 11 U.S.C. Section 548(a)(1)(B);  
And

(3) To Avoid Fraudulent Transfers Pursuant To 11 U.S.C. Section 544 And  
California Civil Code Sections 3439.04, 3439.05 And 3439.07; And  
Jury Trial Demand

(Complaint filed 1/26/17)

FR: 4-19-17; 6-21-17; 8-2-17; 12-13-17

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will issue a scheduling order:

All fact discovery shall close on September 30, 2018.

All expert discovery shall close on November 30, 2018.

The Court will set a further status conference in this case for December 5, 2018 at  
9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, February 07, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... Freedom Communications, Inc.**

**Chapter 11**

Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

Aaron Kushner	Pro Se
Eric Spitz	Pro Se
Richard J. Covelli	Pro Se
Traci M. Christian	Pro Se
Larry P. Chinn	Pro Se
C & C Marketing LLC	Pro Se
C2 Advisors, LLC	Pro Se
Etaros Actuarial Services LLC	Pro Se
Financial Institution Consulting	Pro Se
JTR, LLC	Pro Se

**Plaintiff(s):**

Official Committee of Unsecured	Represented By Alan J Kornfeld
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**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, February 07, 2018

Hearing Room 6C

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01016 LMG National Publishing, Inc. v. Victor Valley Publishing Company et al

**#4.00**

CONT'D PRE-TRIAL CONFERENCE RE: Complaint For:

1. Conversion;
2. Declaratory Judgment RE Ownership Of Property; And
3. Declaratory Judgment RE Resulting Trust  
(Complaint filed 1/31/17)  
(PTC set at S/C held 4/19/17)

FR: 4-19-17; 12-6-17

Docket 1

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO APRIL 25, 2018 AT 9:00  
A.M. PER STIPULATION AND ORDER ENTERED 10-3-17 - (Docket No.  
[46]**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

Freedom SPV V, LLC

Represented By  
Alan J Friedman  
Beth Gaschen

Freedom SPV I, LLC

Represented By

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, February 07, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... Freedom Communications, Inc.**

**Chapter 11**

Alan J Friedman  
Beth Gaschen

Freedom Communications, Inc.

Represented By  
Alan J Friedman  
Beth Gaschen

Daily Press, LLC

Represented By  
Alan J Friedman  
Beth Gaschen

Victorville Publishing Company

Represented By  
Alan J Friedman  
Beth Gaschen

Victor Valley Publishing Company

Represented By  
Alan J Friedman  
Beth Gaschen

**Plaintiff(s):**

LMG National Publishing, Inc.

Represented By  
Ashley M McDow  
Michael T Delaney

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, February 07, 2018

Hearing Room 6C

10:00 AM

8:17-13710 Brandon E Richardson and Michelle R Richardson

Chapter 7

#1.00

Hearing RE: Reaffirmation Agreement Between Debtors and Ford Motor Credit Company LLC  
(Motion filed 12/28/17)

**[RE: 2014 Ford C-MAX - Amount: \$12,692.24]  
[VIN No.: 1FADP5AU5EL515163]**

Docket 13

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The reaffirmation agreement is **not** approved, as it is not in the best interest of the Debtor(s).

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Brandon E Richardson

Represented By  
Daniel King

**Joint Debtor(s):**

Michelle R Richardson

Represented By  
Daniel King

**Trustee(s):**

Weneta M Kosmala (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, February 07, 2018

Hearing Room 6C

10:00 AM

8:17-13710 Brandon E Richardson and Michelle R Richardson

Chapter 7

#2.00

Hearing RE: Reaffirmation Agreement Between Debtors and Veros Credit  
(Motion filed 12/29/17)

**[RE: 2005 Honda Pilot - Amount: \$8,437.18]  
[VIN No.: 2HKYF187X5H554780]**

Docket 14

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The reaffirmation agreement is **not** approved, as it is not in the best interest of the Debtor(s).

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Brandon E Richardson

Represented By  
Daniel King

**Joint Debtor(s):**

Michelle R Richardson

Represented By  
Daniel King

**Trustee(s):**

Weneta M Kosmala (TR)

Pro Se

United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar

Wednesday, February 07, 2018

Hearing Room 6C

10:00 AM

8:17-14342 Nick V. Niko

Chapter 7

#3.00

Hearing RE: Reaffirmation Agreement Between Debtor and Wells Fargo Bank  
N.A.  
(Motion filed 12/26/17)

[RE: 2012 Volkswagen GTI-4CYL - Amount: \$12,231.30]  
[VIN No.: WVWED7AJXCW023362]

Docket 13

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The reaffirmation agreement is **not** approved, as it is not in the best interest of the Debtor(s).

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Nick V. Niko

Represented By  
Robert L Williams

**Trustee(s):**

Richard A Marshack (TR)

Pro Se



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, February 07, 2018**

**Hearing Room 6C**

2:00 PM

**8:17-12874 Jimmy Alcaraz and Debra Josephine Alcaraz**

**Chapter 13**

**#1.00**

CONT'D Hearing RE: Confirmation Of Chapter 13 Plan

FR: 10-4-17; 1-10-18

Docket 8

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Jimmy Alcaraz

Represented By  
Bert Briones

**Joint Debtor(s):**

Debra Josephine Alcaraz

Represented By  
Bert Briones

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, February 07, 2018**

**Hearing Room 6C**

2:00 PM

**8:17-13782 Brian Hopkins, Sr.**

**Chapter 13**

**#2.00**

CONT'D Hearing RE: Confirmation Of Chapter 13 Plan

FR: 12-13-17; 1-10-18

Docket 2

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - ORDER and Notice of dismissal arising from debtor's request for voluntary dismissal of chapter 13 ENTERED 1-26-18 - (Docket No. [61])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Brian Hopkins Sr.

Represented By  
Erika Luna

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, February 07, 2018**

**Hearing Room 6C**

2:00 PM

**8:17-13849 Kevin Todd Mount**

**Chapter 13**

**#3.00**

CONT'D Hearing RE: Confirmation Of Chapter 13 Plan

FR: 12-13-17; 1-10-18

Docket 2

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Kevin Todd Mount

Represented By  
Marlin Branstetter

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, February 07, 2018**

**Hearing Room 6C**

2:00 PM

**8:17-14205 Jonathan Friestedt and Darlene Friestedt**

**Chapter 13**

**#4.00**

CONT'D Hearing RE: Confirmation Of Chapter 13 Plan

FR: 1-10-18

Docket 2

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Jonathan Friestedt

Represented By  
Julie J Villalobos

**Joint Debtor(s):**

Darlene Friestedt

Represented By  
Julie J Villalobos

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, February 07, 2018**

**Hearing Room 6C**

2:00 PM

**8:17-14700 Yolanda C. Gregg**

**Chapter 13**

**#5.00**

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 2

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Yolanda C. Gregg

Represented By  
Christine A Kingston

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, February 07, 2018**

**Hearing Room 6C**

2:00 PM

**8:17-14704 Joanne F. Hass**

**Chapter 13**

**#6.00**

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 2

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Joanne F. Hass

Represented By  
Christine A Kingston

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, February 07, 2018**

**Hearing Room 6C**

2:00 PM

**8:17-14729 Shellaine Alonsagay-del Campo**

**Chapter 13**

**#7.00**

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 2

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Shellaine Alonsagay-del Campo

Represented By  
Christopher J Langley

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, February 07, 2018**

**Hearing Room 6C**

2:00 PM

**8:17-14357 Daniel Molina**

**Chapter 13**

**#8.00**

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 13

**\*\*\* VACATED \*\*\* REASON: Order and Notice of Dismissal for Failure to File Schedules, Statements, and/or Plan ENTERED 11-20-17 - (Docket No. [17])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Daniel Molina

Represented By  
Gary S Saunders

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se



United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar

Wednesday, February 07, 2018

Hearing Room 6C

2:00 PM

8:17-14579 Kelly A Dunn

Chapter 13

#9.00

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 0

\*\*\* VACATED \*\*\* REASON: Order and Notice of Dismissal for Failure to File Schedules, Statements, and/or Plan ENTERED 12-11-17 - (Docket No. [8])

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Kelly A Dunn

Pro Se

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, February 07, 2018**

**Hearing Room 6C**

2:00 PM

**8:17-14662 Ana Elsa Choy**

**Chapter 13**

**#10.00**

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 0

**\*\*\* VACATED \*\*\* REASON: Order and Notice of Dismissal for Failure to File Schedules, Statements, and/or Plan ENTERED 12-18-17 - (Docket No. [13])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Ana Elsa Choy

Pro Se

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, February 07, 2018**

**Hearing Room 6C**

3:00 PM

**8:12-18387 Norman Oneal Pugh and Karen Lynette Pugh**

**Chapter 13**

**#1.00**

Hearing RE: Trustee's Verified Motion For Order Dismissing Chapter 13 Proceeding For Failure To Complete The Plan Within Its Terms [11 U.S.C. 1307(c)] (Motion filed 10/12/17) (Opposition filed 11/3/17)

FR: 12-13-17

Docket 40

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will inquire into the status of this matter.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Norman Oneal Pugh

Represented By  
Barry E Borowitz

**Joint Debtor(s):**

Karen Lynette Pugh

Represented By  
Barry E Borowitz

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, February 07, 2018**

**Hearing Room 6C**

3:00 PM

**8:14-17147 Robert James Candy and Sandra Lee Candy**

**Chapter 13**

**#2.00**

Hearing RE: Motion Under Local Bankruptcy Rule 3015-1 (n) And (w) To Modify Plan Or Suspend Plan Payments  
(Motion filed 12/18/17) (Set per Opposition filed 1/4/18)

Docket 32

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the motion. Increase plan payment to \$3,599.55 for January 9, 2018 to December 9, 2020.

Federal and California income tax returns substantiate and corroborate chapter 13 trustee's contentions.

CHAPTER 13 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Robert James Candy

Represented By  
Todd L Turoci

**Joint Debtor(s):**

Sandra Lee Candy

Represented By  
Todd L Turoci

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, February 07, 2018**

**Hearing Room 6C**

3:00 PM

**8:15-15792 James Jinwoo Kim**

**Chapter 13**

**#3.00**

CONT'D Hearing RE: Trustee's Verified Motion For Order Dismissing Chapter 13 Proceeding For Failure To Make Plan Payments [11 U.S.C. 1307(c)] (Motion filed 12/11/17) (Set per Response filed 12/11/17)

FR: 1-10-18

Docket 126

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will inquire into the status of this matter.

<b>Party Information</b>
--------------------------

**Debtor(s):**

James Jinwoo Kim

Represented By  
Amanda G Billyard  
Andy C Warshaw

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, February 07, 2018**

**Hearing Room 6C**

3:00 PM

**8:15-15792 James Jinwoo Kim**

**Chapter 13**

**#4.00**

Hearing RE: Motion Under Local Bankruptcy Rule 3015-1 (n) And (w) To Modify Plan Or Suspend Plan Payments

Docket 130

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Deny for reasons stated by the chapter 13 trustee.

CHAPTER 13 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

James Jinwoo Kim

Represented By  
Amanda G Billyard  
Andy C Warshaw

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, February 07, 2018**

**Hearing Room 6C**

3:00 PM

**8:16-11342 Martin Garcia**

**Chapter 13**

**#5.00**

Hearing RE: Trustee's Verified Motion For Order Dismissing Chapter 13  
Proceeding For Failure To Make Plan Payments  
[11 U.S.C. 1307(c)]  
(Motion filed 12/6/17) (Set Per Opposition filed 1/2/18)

Docket 55

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the motion and dismiss the case.

CHAPTER 13 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Martin Garcia

Represented By  
Rebecca Tomilowitz

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, February 07, 2018**

**Hearing Room 6C**

3:00 PM

**8:16-13608 Artemio Uriostegui Sagal and Elidia Garcia Sagal**

**Chapter 13**

**#6.00**

Hearing RE: Trustee's Verified Motion For Order Dismissing Chapter 13 Proceeding For Failure To Make Plan Payments [11 U.S.C. 1307(c)] (Motion filed 12/6/17) (Set per Amended Notice of Hearing and Opposition filed 1/6/18)

Docket 36

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the motion and dismiss the case.

CHAPTER 13 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Artemio Uriostegui Sagal

Represented By  
Luis G Torres

**Joint Debtor(s):**

Elidia Garcia Sagal

Represented By  
Luis G Torres

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se



**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, February 08, 2018**

**Hearing Room 225**

9:00 AM

**6:13-29349 Jess Padilla**

**Chapter 7**

Adv#: 6:17-01240 U.S. Trustee v. Howard Law P.C. et al

**#1.00**

Hrg. on Defendants' Motion filed 12/20/17 to Strike Portions of Complaint

Docket 7

**\*\*\* VACATED \*\*\* REASON: Withdrawal of motion filed 1/31/18**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Jess Padilla

Represented By  
Timothy Reed

**Defendant(s):**

Howard Law P.C.

Represented By  
Heather A Tovar

Williamson & Howard LLP

Represented By  
Heather A Tovar

Vincent D Howard

Represented By  
Heather A Tovar

Timothy Allen Reed

Represented By  
Heather A Tovar

**Movant(s):**

Howard Law P.C.

Represented By  
Heather A Tovar

Williamson & Howard LLP

Represented By  
Heather A Tovar

Vincent D Howard

Represented By  
Heather A Tovar

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, February 08, 2018**

**Hearing Room 225**

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9:00 AM

**CONT...**      **Jess Padilla**  
                 Timothy Allen Reed

   Represented By  
   Heather A Tovar

**Chapter 7**

**Plaintiff(s):**

U.S. Trustee

   Represented By  
   Mohammad Tehrani

**Trustee(s):**

Howard B Grobstein (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, February 08, 2018**

**Hearing Room 225**

9:00 AM

**6:14-17358 Shirley Lynn Arrington**

**Chapter 7**

Adv#: 6:17-01242 U.S. Trustee v. Howard Law P.C. et al

**#2.00**

Hrg. on Defendants' Motion filed 12/20/17 to Strike Portions of the Complaint

Docket 7

**\*\*\* VACATED \*\*\* REASON: Withdrawal of motion filed 1/31/18**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Shirley Lynn Arrington

Represented By  
Timothy Reed

**Defendant(s):**

Howard Law P.C.

Represented By  
Heather A Tovar

Williamson & Howard LLP

Represented By  
Heather A Tovar

Vincent D Howard

Represented By  
Heather A Tovar

Timothy Allen Reed

Represented By  
Heather A Tovar

**Movant(s):**

Howard Law P.C.

Represented By  
Heather A Tovar

Williamson & Howard LLP

Represented By  
Heather A Tovar

Vincent D Howard

Represented By  
Heather A Tovar

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, February 08, 2018**

**Hearing Room 225**

---

9:00 AM

**CONT...**     **Shirley Lynn Arrington**  
                 Timothy Allen Reed

Represented By  
Heather A Tovar

**Chapter 7**

**Plaintiff(s):**

U.S. Trustee

Represented By  
Mohammad Tehrani

**Trustee(s):**

Todd A. Frealy (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, February 08, 2018**

**Hearing Room 225**

9:00 AM

**6:14-22067 Gary S. Hann**

**Chapter 7**

Adv#: 6:17-01226 Hann v. Sakaya et al

**#3.00**

Status Conference re: Complaint by Gary S Hann against Francis P Sakaya , Collis & Griffor, PC , Griffor Legal, PC , Stuart M Collins, P.C. , Beverly Marie Griffor , Babalao Investors LLC , Jacqueline Mbville , Archie C Brown , Laura Goderis; Stuart M. Collis (Fee Not Required). Nature of Suit: (14 (Recovery of money/property - other))

Docket 1

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Continue to April 26, 2018 at 9:00 a.m. to await trustee's report on whether the IRA will be administered by the trustee and the Court's action on the report.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Gary S. Hann

Represented By  
Charles K Young

**Defendant(s):**

Francis P Sakaya	Pro Se
Collis & Griffor, PC	Pro Se
Griffor Legal, PC	Pro Se
Stuart M Collins, P.C.	Pro Se
Beverly Marie Griffor	Pro Se
Babalao Investors LLC	Pro Se
Jacqueline Mbville	Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, February 08, 2018**

**Hearing Room 225**

9:00 AM

**CONT... Gary S. Hann**

**Chapter 7**

Archie C Brown

Pro Se

Laura Goderis

Pro Se

Stuart M. Collis

Pro Se

STATE OF MICHIGAN

Represented By  
Michael S Hill

**Plaintiff(s):**

Gary S Hann

Pro Se

**Trustee(s):**

Karl T Anderson (TR)

Represented By  
Leonard M Shulman  
Melissa Davis Lowe

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, February 08, 2018**

**Hearing Room 225**

9:00 AM

**6:16-14576 USA Sales, Inc.**

**Chapter 11**

**#4.00**

Hrg. on Chapter 11 Special Status Conference on the Plan and Disclosure Statement

(Cont. from 12/7/17)

Docket 0

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Continue the status conference to March 8, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

USA Sales, Inc.

Represented By

Daren M Schlecter

Rachel S Milman Esq

A. Lavar Taylor

Lisa Nelson

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, February 08, 2018**

**Hearing Room 225**

9:00 AM

**6:16-15176 Widly, Inc.**

**Chapter 7**

Adv#: 6:17-01233 Cisneros v. Widly

**#5.00**

Status Conference re Complaint by Arturo Cisneros against John R Widly  
Nature of Suit: (91 (Declaratory judgment))

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will issue a scheduling order:

All discovery shall close on May 31, 2018.

All discovery motions shall be heard before June 30, 2018.

All pretrial motions (except motions in limine) shall be heard before July 31, 2018.

Pretrial conference is set for August 23, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Widly, Inc.

Represented By  
Richard R Hurley - SUSPENDED -

**Defendant(s):**

John R Widly

Represented By  
Lawrence La Rocca

**Plaintiff(s):**

Arturo Cisneros

Represented By  
Melissa Davis Lowe



**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, February 08, 2018**

**Hearing Room 225**

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9:00 AM

**CONT... Widly, Inc.**

**Chapter 7**

**Trustee(s):**

Arturo Cisneros (TR)

Represented By  
Elyza P Eshaghi  
Leonard M Shulman

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, February 08, 2018**

**Hearing Room 225**

9:00 AM

**6:17-15310 Robert Kenneth Phelps and Sharon Lee Phelps**

**Chapter 11**

**#6.00**

Hrg. on Chapter 11 Status Conference

(Cont. from 12/7/17)

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will inquire into compliance with United States Trustee guidelines and requirements.

The Court will generally inquire into the status of the case.

Next status conference: May 10, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Robert Kenneth Phelps

Represented By  
Todd L Turoci

**Joint Debtor(s):**

Sharon Lee Phelps

Represented By  
Todd L Turoci

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, February 08, 2018**

**Hearing Room 225**

9:00 AM

**6:17-17312 Flem Earl McMillan and Lydia Ventura McMillan**

**Chapter 11**

**#7.00**

Hrg. on chapter 11 Status Conference

(cont. from 10/26/17)

Docket 0

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will inquire into compliance with United States Trustee guidelines and requirements.

The Court will generally inquire into the status of the case.

Next status conference: May 10, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Flem Earl McMillan

Represented By  
Todd L Turoci  
Todd L Turoci

**Joint Debtor(s):**

Lydia Ventura McMillan

Represented By  
Todd L Turoci  
Todd L Turoci

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, February 08, 2018**

**Hearing Room 225**

9:00 AM

**6:17-19513 Terry Lee Fleming, Sr**  
Adv#: 6:17-01272 Fleming, Sr et al v. Doucette

**Chapter 11**

**#8.00**

Hrg on Plaintiffs Motion to Remand Removed Action

Docket 8

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The Court will continue the hearing on this motion to April 26, 2018 at 9:00 a.m. to permit the chapter 11 plan process to proceed.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Terry Lee Fleming Sr

Represented By  
James E Till

**Defendant(s):**

Katherine Doucette

Represented By  
Randall S. Waier

**Movant(s):**

Havasu Lakeshore Investments

Represented By  
Martin A Eliopoulos

**Plaintiff(s):**

Terry Lee Fleming Sr

Represented By  
James E Till  
James E Till  
James E Till

Havasu Lakeshore Investments

Represented By

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, February 08, 2018**

**Hearing Room 225**

9:00 AM

**CONT...**

**Terry Lee Fleming, Sr**

Martin A Eliopulos

**Chapter 11**

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

Thursday, February 08, 2018

Hearing Room 225

2:15 PM

6:17-17814 Sofia Torres

Chapter 7

#1.00

Hrg. on Approval of Reaffirmation Agreement filed 12/19/17 between Debtor and Alaska USA Federal Credit Union in the amount of \$14,383.31

EH\_\_\_\_\_

Docket 11

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The reaffirmation agreement is **not** approved, as it is not in the best interest of the Debtor(s).

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Sofia Torres

Represented By  
Daniel King

**Trustee(s):**

Charles W Daff (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, February 08, 2018**

**Hearing Room 225**

2:15 PM

**6:17-19202 Scott L Salmons and Dawn M Salmons**

**Chapter 7**

**#2.00**

Hrg on Approval of Reaffirmation Agreement Between Debtor and Harley-Davidson Credit Corp in the amount of \$17,591.04

Docket 16

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The reaffirmation agreement is **not** approved, as it is not in the best interest of the Debtor(s).

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Scott L Salmons

Represented By  
Terrence Fantauzzi

**Joint Debtor(s):**

Dawn M Salmons

Represented By  
Terrence Fantauzzi

**Trustee(s):**

Steven M Speier (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

Thursday, February 08, 2018

Hearing Room 225

2:15 PM

6:17-19203 Glen Smith and Monique Smith

Chapter 7

#3.00

Hrg. on approval of Reaffirmation Agreement filed 12/21/17 Between Debtor and Capital One Auto Finance, a division of Capital One, in the amount of \$13,272.74

Re: 2014 Kia Forte

Docket 13

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The reaffirmation agreement is **not** approved, as it is not in the best interest of the Debtor(s).

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Glen Smith

Represented By  
Terrence Fantauzzi

**Joint Debtor(s):**

Monique Smith

Represented By  
Terrence Fantauzzi

**Trustee(s):**

Steven M Speier (TR)

Pro Se



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, February 12, 2018**

**Hearing Room 6C**

2:00 PM

**8:16-13347 Maria E. Velarde**

**Chapter 7**

**#1.00**

CONT'D Hearing RE: Objection To The Exemption Of Maria Velarde  
(Motion filed 6/24/17)  
(Motion refiled on 8/2/17)

FR: 7-31-17; 10-2-17; 12-4-17

Docket 41

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - ORDER GRANTING  
MOTION TO APPROVE COMPROMISE ENTERED 1-23-18 - (Docket No.  
[70])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Maria E. Velarde

Represented By  
Justin D Irish (Pro Bono)

**Trustee(s):**

Richard A Marshack (TR)

Represented By  
Anerio V Altman

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, February 12, 2018**

**Hearing Room 6C**

2:00 PM

**8:16-13380 Eric Martinson**

**Chapter 11**

**#2.00**

CONT'D Hearing RE: Motion For Order Disallowing Claim:  
(Motion filed 8/9/17)

Claim No. 8            Renita Turner, dba Music Plus Entertainment    \$185,794.00

FR: 9-11-17; 11-20-17; 1-8-18

Docket        128

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO APRIL 9, 2018 AT 2:00  
P.M. PER STIPULATION AND ORDER ENTERED 2-9-18 - (Docket No.  
[205]**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Eric Martinson

Represented By  
Richard Lynn Barrett

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, February 12, 2018**

**Hearing Room 6C**

2:00 PM

**8:16-14461 Blue Light Capital Corp**

**Chapter 11**

**#3.00**

Hearing RE: Motion For Order Disallowing And/Or Reducing Claim:  
(Motion filed 1/3/18)

Creditor No. 3.5    CDA Architecture                    \$81,698.00

Docket        112

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - NOTICE OF  
VOLUNTARY DISMISSAL OF MOTION FILED 2-2-18 - (Docket No.  
[122])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Blue Light Capital Corp

Represented By  
Alan M Lurya

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, February 12, 2018**

**Hearing Room 6C**

2:00 PM

**8:17-10559 Michael J Ervin**

**Chapter 7**

**#4.00**

Hearing RE: Chapter 7 Trustee's Motion For Order Disallowing Claim:  
(Motion filed 1/9/18)

Claim No. 1-1      Forward Financing      \$30,705.00

Docket      56

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - NOTICE OF  
WITHDRAWAL OF MOTION FILED 1-26-18 - (Docket No. [70])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Michael J Ervin

Represented By  
Mark D Klein

**Trustee(s):**

Karen S Naylor (TR)

Represented By  
Burd & Naylor

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, February 12, 2018**

**Hearing Room 6C**

2:00 PM

**8:17-10559 Michael J Ervin**

**Chapter 7**

**#5.00**

Hearing RE: Chapter 7 Trustee's Motion For Order Disallowing Claim:  
(Motion filed 1/9/18)

Claim No. 2-1

Americredit Financial Services, Inc.  
dba GM Finance

\$49,254.80

Docket 58

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

<b>Party Information</b>
--------------------------

**Debtor(s):**

Michael J Ervin

Represented By  
Mark D Klein

**Trustee(s):**

Karen S Naylor (TR)

Represented By  
Burd & Naylor

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, February 12, 2018**

**Hearing Room 6C**

2:00 PM

**8:17-10559 Michael J Ervin**

**Chapter 7**

**#6.00**

Hearing RE: Chapter 7 Trustee's Motion For Order Disallowing Claim:  
(Motion filed 1/9/18)

Claim No. 5-1      Waste Management Of Arizona      \$1,178.36

Docket      60

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the motion and disallow Claim No. 5-1 in its entirety.

CHAPTER 7 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Michael J Ervin

Represented By  
Mark D Klein

**Trustee(s):**

Karen S Naylor (TR)

Represented By  
Burd & Naylor

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, February 12, 2018**

**Hearing Room 6C**

2:00 PM

**8:17-10559 Michael J Ervin**

**Chapter 7**

**#7.00**

Hearing RE: Chapter 7 Trustee's Motion For Order Disallowing Claim:  
(Motion filed 1/12/18)

Claim No. 7-1	Funding Metrics, LLC	\$36,183.13
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Docket 67

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the motion and reclassify Claim No. 7-1 as a secured claim not entitled to any distribution from the estate.

CHAPTER 7 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Michael J Ervin

Represented By  
Mark D Klein

**Trustee(s):**

Karen S Naylor (TR)

Represented By  
Burd & Naylor

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, February 13, 2018**

**Hearing Room 225**

9:00 AM

**6:18-10255 Armando Luna**

**Chapter 7**

**#1.00**

Barry Lee O'Connor - movant attorney

Motion for relief from stay

Kevin V Pham & Katherine Doug vs Debtor  
(Motion filed 1/18/18)

RE: 25372 Shamel Ash Dr, Moreno Valley, CA 92551

Docket 8

**\*\*\* VACATED \*\*\* REASON: Case Dismissed 1/31/18 - jc**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Armando Luna

Represented By  
Nancy Korompis

**Trustee(s):**

Karl T Anderson (TR)

Pro Se



**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, February 13, 2018**

**Hearing Room 225**

2:00 PM

**6:13-28775 Ellen Lucile Salkin**

**Chapter 7**

**#1.00**

Hrg on Trustee's Motion for Order Approving Sale of Estate Property Subject to Overbid Pursuant to 11 U.S.C. §363

Docket 116

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the motion.

CHAPTER 7 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Ellen Lucile Salkin

Represented By  
Matthew Horgan

**Trustee(s):**

John P Pringle (TR)

Represented By  
Toan B Chung

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, February 13, 2018**

**Hearing Room 225**

2:00 PM

**6:17-14661 WHAA LLC**

**Chapter 11**

**#2.00**

Hrg on Debtor's Objection to Creditor TriCore Reference Laboratories Claim No. 3

Docket 100

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will rule on Debtor's evidentiary objections to the declaration of Mr. Talkov.

A proof of claim is presumptively valid unless an objecting party comes forward with evidence equal or greater in probative force to the allegations contained in the proof of claim. Here, the evidence set forth in Mr. Henry Wallach's declaration in support of Debtor's objection to the claim of Tricore Reference Laboratories ("Tricore") shows that Debtor never owned or operated a laboratory, never did business with Tricore and never had any agreements with Tricore for services. Tricore's proof of claim alleges alter ego as to the Debtor and Biodata Medical Laboratories, Inc. ("Biodata") but provides no evidence in support of that contention (other than its mere assertion). The Court concludes that Debtor has met its burden of going forward with proof having probative force equal to or greater than the probative force of the evidence in Tricore's proof of claim.

At this point the burden shifts to Tricore to prove up its claim by a preponderance of the evidence. For the reasons stated in Debtor's reply, Tricore has failed to make a sufficient showing in this regard that Biodata and Debtor are alter egos.

Debtor's objection is sustained. Tricore's Proof of Claim No. 3 is disallowed in its entirety with prejudice.

**Party Information**

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, February 13, 2018**

**Hearing Room 225**

2:00 PM

**CONT... WHAA LLC**

**Chapter 11**

**Debtor(s):**

WHAA LLC

Represented By  
M Jonathan Hayes

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, February 13, 2018**

**Hearing Room 225**

2:00 PM

**6:17-18462 Diane C Baiocco**

**Chapter 7**

**#3.00**

Hrg on Chapter 7 Trustee and U S Trustee's Motion for extension of time to file a complaint objecting to discharge

Docket 12

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the motion.

UNITED STATES TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Diane C Baiocco

Represented By  
Gene E O'Brien

**Trustee(s):**

Todd A. Frealy (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, February 14, 2018**

**Hearing Room 6C**

9:00 AM

**8:14-13770 Mega RV Corp., a California Corporation**

**Chapter 11**

**#1.00**

CONT'D POST-CONFIRMATION STATUS CONFERENCE Hearing RE: (1) Status Of Chapter 11 Case; And (2) Requiring Report On Status Of Chapter 11 Case  
(Petition filed 6/15/2014)  
(Post-Confirmation S/C set per Order Entered 10-6-15 - Docket No. 739]

FR: 8-27-14; 11-19-14; 1-7-15; 1-14-15; 4-8-15; 6-24-15; 9-9-15; 12-16-15; 4-13-16; 10-19-16; 4-19-17; 9-13-17

Docket 1

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The Court will continue the status conference to June 13, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Mega RV Corp., a California

Represented By  
Robert P Goe  
Joel S. Miliband  
Arjun Sivakumar  
Alex L Benedict  
Courtney E Norton  
Gregory E Robinson

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, February 14, 2018**

**Hearing Room 6C**

9:00 AM

**8:14-14604 Felix Martinez**

**Chapter 13**

Adv#: 8:17-01161 Martinez v. CV Investment Partners et al

**#2.00**

CONT'D STATUS CONFERENCE RE: Debtor's Complaint For:

1. Declaratory Relief Pursuant To 11 U.S.C. Section 544(a)(3);
  2. Judgment Declaring Abstract Void And Unperfected;
  3. Expungement Of Lis Pendens;
  4. Declaratory Relief That Judgment Is Void And/Or Equitable Relief From The Judgment
- (Complaint filed 10/24/17)

FR: 1-17-18

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will issue a scheduling order:

All discovery shall close on May 31, 2018.

All discovery motions shall be heard before June 30, 2018.

All pretrial motions (except motions in limine) shall be heard before July 31, 2018.

Pretrial conference is set for September 5, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Felix Martinez

Represented By  
Joseph A Weber  
Fritz J Firman

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, February 14, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... Felix Martinez**

**Chapter 13**

**Defendant(s):**

CV Investment Partners Pro Se

Michael Cargile Pro Se

**Plaintiff(s):**

Felix Martinez Represented By  
Fritz J Firman

**Trustee(s):**

Amrane (SA) Cohen (TR) Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, February 14, 2018

Hearing Room 6C

9:00 AM

8:15-14015 Ahmad J Tukhi

Chapter 7

Adv#: 8:15-01449 Olomi v. Tukhi

#3.00

CONT'D STATUS CONFERENCE Hearing RE: Order To Show Cause RE: That Plaintiff Abdul Habib Olomi And His Attorney Nikolaus W. Reed Appear In Person In This Court And Show Why They Should Not Be Held In Contempt Of Court For Their Material Failure To Obey This Court's Scheduling Order, Filed And Entered March 7, 2016, Requiring Them To Comply With The Provisions Of The Scheduling Order And Local Bankruptcy Rule 7016-1(b) And (c) (Relating To Pretrial Conferences) With Respect To A Pre-Trial Conference In Olomi v. Tukhi, Adversary No. 15-01449, Held On September 28, 2016 At 9:00 A.M. (Set per OSC Entered 7-7-17)  
(Set per Order Entered 8-22-17)  
(S/C set at hearing held 9/13/17)

FR: 9-13-17

Docket 0

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO APRIL 16, 2018 AT 9:00 A.M. PER HEARING HELD ON 2-7-18**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Ahmad J Tukhi

Represented By  
Julie J Villalobos

**Defendant(s):**

Ahmad J Tukhi

Represented By  
Phillip Michael Woog  
Robert D Matranga

**Plaintiff(s):**

Abdul Habib Olomi

Represented By  
Nikolaus Reed



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, February 14, 2018**

**Hearing Room 6C**

---

9:00 AM

**CONT... Ahmad J Tukhi**

**Chapter 7**

**Trustee(s):**

Thomas H Casey (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, February 14, 2018**

**Hearing Room 6C**

9:00 AM

**8:16-10333 Tai Xu Song**

**Chapter 7**

Adv#: 8:16-01115 Lee v. Song

**#4.00**

CONT'D PRE-TRIAL CONFERENCE Hearing RE: Complaint For Determination Of Dischargeability And Objecting To Debtor's Discharge Pursuant To Sections 523 And 727 Of The Bankruptcy Code  
(Complaint filed 4/27/16) (Another Summons Issued 6/21/16)  
(PTC RESET per Order Entered 8-3-17)

FR: 7-27-16; 9-14-16; 3-15-17; 10-18-17

Docket 1

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR; PER ORDER RE APPLICATION FOR COURT APPROVAL OF STIPULATION OF SETTLEMENT OF ADVERSARY PROCEEDING ENTERED 10-26-17 - (Docket No. [38]. [40])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Tai Xu Song

Represented By  
Jae Y Kang

**Defendant(s):**

Tai Xu Song

Represented By  
John J Oh

**Plaintiff(s):**

Ji Hyun Lee

Represented By  
David Marh

**Trustee(s):**

Richard A Marshack (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, February 14, 2018**

**Hearing Room 6C**

2:00 PM

**8:16-14461 Blue Light Capital Corp**

**Chapter 11**

**#1.00**

CONT'D STATUS CONFERENCE Hearing RE: (1) Status Of Chapter 11 Case;  
And (2) Requiring Report On Status Of Chapter 11 Case  
(Petition filed 10/28/16)

FR: 2-8-17; 5-3-17; 7-26-17; 9-13-17; 12-5-17

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will inquire into (1) compliance with United States Trustee guidelines and requirements and (2) progress, if any, made by the parties with respect to the resolution of Mr. Bian's disputed claim.

Next status conference: TBD

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Blue Light Capital Corp

Represented By  
Alan M Lurya

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, February 15, 2018**

**Hearing Room 225**

9:00 AM

**6:13-29349 Jess Padilla**

**Chapter 7**

Adv#: 6:17-01240 U.S. Trustee v. Howard Law P.C. et al

**#1.00**

Status Conference RE: Complaint by U.S. Trustee against Howard Law P.C., Williamson & Howard LLP, Vincent D Howard, Timothy Allen Reed. (Fee Not Required). Complaint For Disgorgement Of Fees, Civil Penalties, And/OR Injunctive And Other Relief Nature of Suit: (14 (Recovery of money/property - other)),(72 (Injunctive relief - other)),(91 (Declaratory judgment)),(02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy)))

Docket 1

**\*\*\* VACATED \*\*\* REASON: Consolidated with case 6:17-01237-SC**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Jess Padilla

Represented By  
Timothy Reed

**Defendant(s):**

Howard Law P.C.

Pro Se

Williamson & Howard LLP

Pro Se

Vincent D Howard

Pro Se

Timothy Allen Reed

Pro Se

**Plaintiff(s):**

U.S. Trustee

Represented By  
Mohammad Tehrani

**Trustee(s):**

Howard B Grobstein (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, February 15, 2018**

**Hearing Room 225**

9:00 AM

**6:14-17358 Shirley Lynn Arrington**

**Chapter 7**

Adv#: 6:17-01242 U.S. Trustee v. Howard Law P.C. et al

**#2.00**

Status Conference re: Complaint by U.S. Trustee against Howard Law P.C., Williamson & Howard LLP, Vincent D Howard, Timothy Allen Reed, For Disgorgement Of Fees, Civil Penalties, And/Or Injunctive And Other Relief Nature of Suit: (14 (Recovery of money/property - other)),(72 (Injunctive relief - other)),(91 (Declaratory judgment)),(02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy)

Docket 1

**\*\*\* VACATED \*\*\* REASON: Consolidated with case 6:17-01237-SC**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Shirley Lynn Arrington

Represented By  
Timothy Reed

**Defendant(s):**

Howard Law P.C.

Pro Se

Williamson & Howard LLP

Pro Se

Vincent D Howard

Pro Se

Timothy Allen Reed

Pro Se

**Plaintiff(s):**

U.S. Trustee

Represented By  
Mohammad Tehrani

**Trustee(s):**

Todd A. Frealy (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, February 15, 2018**

**Hearing Room 225**

9:00 AM

**6:14-22067 Gary S. Hann**

**Chapter 7**

Adv#: 6:17-01168 Hann v. Brickhaven Condominium Association and Its Board o

**#3.00**

Hrg on Defendants' Motion filed 9/22/17 to Dismiss Plaintiff's Complaint

(cont from 12/7/17)

Docket 15

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Continue the hearing to April 26, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Gary S. Hann

Represented By  
Charles K Young

**Defendant(s):**

Karl V Fink

Represented By  
Jennifer E Duty  
Eric R Deitz

The State of Michigan

Represented By  
Michael S Hill

Bowen Equities LLC

Pro Se

Mirror Equities LLC

Pro Se

Thomas M Stulberg

Represented By  
Ryan H Nell

Aaron Selix

Represented By  
Ryan H Nell

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, February 15, 2018**

**Hearing Room 225**

9:00 AM

**CONT...**

**Gary S. Hann**

**Chapter 7**

Starr Butler Alexopoulous & Stoner	Represented By Julie Marquis
Dewie Smith	Represented By Ryan H Nell
Kay Rivest Butler	Represented By Julie Marquis
Joshua R Fink	Represented By Jennifer E Duty Eric R Deitz
Naomi E Fink	Represented By Jennifer E Duty Eric R Deitz
Old Town Realty Inc	Represented By Ryan H Nell
Anne Marie Williams	Represented By Ryan H Nell
Fink & Valvo PLLC	Represented By Jennifer E Duty Eric R Deitz
Brickhaven Condominium	Represented By Ryan H Nell
David W Schelberg	Represented By Julie Marquis

**Movant(s):**

Kay Rivest Butler	Represented By Julie Marquis
David W Schelberg	Represented By Julie Marquis
Starr Butler Alexopoulous & Stoner	Represented By

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, February 15, 2018**

**Hearing Room 225**

---

9:00 AM

CONT... Gary S. Hann

**Chapter 7**

Julie Marquis

**Plaintiff(s):**

Gary S Hann

Pro Se

**Trustee(s):**

Karl T Anderson (TR)

Represented By  
Leonard M Shulman  
Melissa Davis Lowe



**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, February 15, 2018**

**Hearing Room 225**

9:00 AM

**6:14-22067 Gary S. Hann**

**Chapter 7**

Adv#: 6:17-01168 Hann v. Brickhaven Condominium Association and Its Board o

**#4.00**

Hrg. on Defendants' Karl Fink; Naomi Fink; Joshua Fink; and Fink & Fink, PLLC sued and served as Fink & Valvo, PPLC's Motion filed 10/23/17 to Dismiss Adversary Proceeding

(cont from 12/7/17)

Docket 53

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Continue the hearing to April 26, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Gary S. Hann

Represented By  
Charles K Young

**Defendant(s):**

Karl V Fink

Represented By  
Jennifer E Duty  
Eric R Deitz

The State of Michigan

Represented By  
Michael S Hill

Bowen Equities LLC

Pro Se

Mirror Equities LLC

Pro Se

Thomas M Stulberg

Represented By  
Ryan H Nell

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, February 15, 2018**

**Hearing Room 225**

9:00 AM

**CONT... Gary S. Hann**

**Chapter 7**

Dewie Smith

Represented By  
Ryan H Nell

Starr Butler Alexopoulous & Stoner

Represented By  
Julie Marquis

Aaron Selix

Represented By  
Ryan H Nell

Kay Rivest Butler

Represented By  
Julie Marquis

Joshua R Fink

Represented By  
Jennifer E Duty  
Eric R Deitz

Naomi E Fink

Represented By  
Jennifer E Duty  
Eric R Deitz

Old Town Realty Inc

Represented By  
Ryan H Nell

Anne Marie Williams

Represented By  
Ryan H Nell

Fink & Valvo PLLC

Represented By  
Jennifer E Duty  
Eric R Deitz

Brickhaven Condominium

Represented By  
Ryan H Nell

David W Schelberg

Represented By  
Julie Marquis

**Movant(s):**

Karl V. Fink

Represented By  
Jennifer E Duty  
Eric R Deitz

Fink & Valvo PLLC

Represented By

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, February 15, 2018**

**Hearing Room 225**

9:00 AM

**CONT... Gary S. Hann**

**Chapter 7**

Naomi E Fink

Jennifer E Duty  
Eric R Deitz

Represented By  
Jennifer E Duty  
Eric R Deitz

Joshua R Fink

Represented By  
Jennifer E Duty  
Eric R Deitz

**Plaintiff(s):**

Gary S Hann

Pro Se

**Trustee(s):**

Karl T Anderson (TR)

Represented By  
Leonard M Shulman  
Melissa Davis Lowe

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, February 15, 2018**

**Hearing Room 225**

9:00 AM

**6:14-22067 Gary S. Hann**

**Chapter 7**

**#5.00**

Hrg. on Debtor's Motion filed 10/16/17 and Brief for Gary S. Hann to be intervenor of right with respect to overt, well documented violations of the automatic stay with significant damages to accrue to bankruptcy estate, and to amend schedules C and F pursuant to FRBP 1009

(Cont. from 2/7/17)

Docket 47

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Continue the hearing to April 26, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Gary S. Hann

Represented By  
Charles K Young

**Movant(s):**

Gary S. Hann

Represented By  
Charles K Young  
Charles K Young

**Trustee(s):**

Karl T Anderson (TR)

Represented By  
Leonard M Shulman  
Melissa Davis Lowe

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, February 15, 2018**

**Hearing Room 225**

9:00 AM

**6:14-22067 Gary S. Hann**

**Chapter 7**

Adv#: 6:17-01168 Hann v. Brickhaven Condominium Association and Its Board o

**#6.00**

Hrg. on Defendants' Brickhaven Condominium Association, Anne Marie Williams, Old Town Realty, Inc., Aaron Selix, Thomas M. Stulberg, Dewie Smith, and Brickhaven Condominium Association Board of Directors Motion filed 11/9/17 to Dismiss Adversary Proceeding

(Cont. from 12/7/17)

Docket 73

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Continue the hearing to April 26, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Gary S. Hann

Represented By  
Charles K Young

**Defendant(s):**

Karl V Fink

Represented By  
Jennifer E Duty  
Eric R Deitz

The State of Michigan

Represented By  
Michael S Hill

Bowen Equities LLC

Pro Se

Mirror Equities LLC

Pro Se

Aaron Selix

Represented By

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, February 15, 2018**

**Hearing Room 225**

9:00 AM

**CONT...**

**Gary S. Hann**

**Chapter 7**

	Ryan H Nell
Dewie Smith	Represented By Ryan H Nell
Starr Butler Alexopoulous & Stoner	Represented By Julie Marquis
Thomas M Stulberg	Represented By Ryan H Nell
Kay Rivest Butler	Represented By Julie Marquis
Joshua R Fink	Represented By Jennifer E Duty Eric R Deitz
Naomi E Fink	Represented By Jennifer E Duty Eric R Deitz
Old Town Realty Inc	Represented By Ryan H Nell
Anne Marie Williams	Represented By Ryan H Nell
Fink & Valvo PLLC	Represented By Jennifer E Duty Eric R Deitz
Brickhaven Condominium	Represented By Ryan H Nell
David W Schelberg	Represented By Julie Marquis

**Movant(s):**

Brickhaven Condominium	Represented By Ryan H Nell
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**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, February 15, 2018**

**Hearing Room 225**

9:00 AM

**CONT... Gary S. Hann**

**Chapter 7**

Anne Marie Williams

Represented By  
Ryan H Nell

Old Town Realty Inc

Represented By  
Ryan H Nell

Dewie Smith

Represented By  
Ryan H Nell

Aaron Selix

Represented By  
Ryan H Nell

Thomas M Stulberg

Represented By  
Ryan H Nell

**Plaintiff(s):**

Gary S Hann

Pro Se

**Trustee(s):**

Karl T Anderson (TR)

Represented By  
Leonard M Shulman  
Melissa Davis Lowe

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, February 15, 2018**

**Hearing Room 225**

9:00 AM

**6:14-22067 Gary S. Hann**

**Chapter 7**

Adv#: 6:17-01168 Hann v. Brickhaven Condominium Association and Its Board o

**#7.00**

Hrg. on Defendant State of Michigan Motion filed 11/9/17 to Dismiss Adversary Proceeding

(Cont. from 12/21/17)

Docket 68

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Continue the hearing to April 26, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Gary S. Hann

Represented By  
Charles K Young

**Defendant(s):**

Karl V Fink

Represented By  
Jennifer E Duty  
Eric R Deitz

The State of Michigan

Represented By  
Michael S Hill

Bowen Equities LLC

Pro Se

Mirror Equities LLC

Pro Se

Thomas M Stulberg

Represented By  
Ryan H Nell

Aaron Selix

Represented By



**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, February 15, 2018**

**Hearing Room 225**

9:00 AM

**CONT...**

**Gary S. Hann**

**Chapter 7**

	Ryan H Nell
Dewie Smith	Represented By Ryan H Nell
David S Swart	Represented By Tim Harris Ryan H Nell
Washtenaw County Sheriff Civil	Represented By Tim Harris
David W Schelberg	Represented By Julie Marquis
Kay Rivest Butler	Represented By Julie Marquis
Joshua R Fink	Represented By Jennifer E Duty Eric R Deitz
Naomi E Fink	Represented By Jennifer E Duty Eric R Deitz
Old Town Realty Inc	Represented By Ryan H Nell
Anne Marie Williams	Represented By Ryan H Nell
Fink & Valvo PLLC	Represented By Jennifer E Duty Eric R Deitz
Brickhaven Condominium	Represented By Ryan H Nell
Starr Butler Alexopoulous & Stoner	Represented By Julie Marquis

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, February 15, 2018**

**Hearing Room 225**

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9:00 AM

**CONT... Gary S. Hann**

**Chapter 7**

**Plaintiff(s):**

Gary S Hann

Pro Se

**Trustee(s):**

Karl T Anderson (TR)

Represented By  
Leonard M Shulman  
Melissa Davis Lowe

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, February 15, 2018**

**Hearing Room 225**

9:00 AM

**6:14-22067 Gary S. Hann**

**Chapter 7**

Adv#: 6:17-01168 Hann v. Brickhaven Condominium Association and Its Board o

**#8.00**

Hrg on Defendant's Motion to Amend Memorandum of Points and Authorities in Support of Motion to Dismiss

Docket 109

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Continue the hearing to April 26, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Gary S. Hann

Represented By  
Charles K Young

**Defendant(s):**

Karl V Fink

Represented By  
Jennifer E Duty  
Eric R Deitz

The State of Michigan

Represented By  
Michael S Hill

Bowen Equities LLC

Pro Se

Mirror Equities LLC

Pro Se

Thomas M Stulberg

Represented By  
Ryan H Nell

Aaron Selix

Represented By  
Ryan H Nell

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, February 15, 2018**

**Hearing Room 225**

9:00 AM

**CONT... Gary S. Hann Chapter 7**

Dewie Smith	Represented By Ryan H Nell
Starr Butler Alexopoulous & Stoner	Represented By Julie Marquis
Kay Rivest Butler	Represented By Julie Marquis
Joshua R Fink	Represented By Jennifer E Duty Eric R Deitz
Naomi E Fink	Represented By Jennifer E Duty Eric R Deitz
Old Town Realty Inc	Represented By Ryan H Nell
Anne Marie Williams	Represented By Ryan H Nell
Fink & Valvo PLLC	Represented By Jennifer E Duty Eric R Deitz
Brickhaven Condominium	Represented By Ryan H Nell
David W Schelberg	Represented By Julie Marquis

**Plaintiff(s):**

Gary S Hann Pro Se

**Trustee(s):**

Karl T Anderson (TR) Represented By  
Leonard M Shulman  
Melissa Davis Lowe

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, February 15, 2018**

**Hearing Room 225**

9:00 AM

**6:15-13757 Ruth Maldonado**

**Chapter 7**

Adv#: 6:16-01153 Daff, Chapter 7 Trustee et al v. Zaragoza et al

**#9.00**

STATUS CONFERENCE re: Complaint by Charles W. Daff, Chapter 7 Trustee against Patricio Zaragoza, Vannessa Zaragoza, Eric Christian Zaragoza. Complaint for Avoidance, Recovery, and Preservation of Unauthorized Post-Petition Transfers [11 U.S.C. Sections 549, 550, and 551] (Attachments: # 1 Adversary Proceeding Cover Sheet) Nature of Suit: (14 (Recovery of money/property - other))

(Cont. from 11/16/17)

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will inquire into the status of the settlement negotiations.

Next status conference: TBD

COURT TO PREPARE ORDER.

<b>Party Information</b>
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**Debtor(s):**

Ruth Maldonado	Pro Se
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**Defendant(s):**

Patricio Zaragoza	Pro Se
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Vannessa Zaragoza	Pro Se
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Eric Christian Zaragoza	Pro Se
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**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, February 15, 2018**

**Hearing Room 225**

9:00 AM

**CONT... Ruth Maldonado**

**Chapter 7**

**Plaintiff(s):**

Charles W. Daff, Chapter 7 Trustee

Represented By  
David Wood  
D Edward Hays

**Trustee(s):**

Charles W Daff (TR)

Represented By  
D Edward Hays  
David Wood

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, February 15, 2018**

**Hearing Room 225**

9:00 AM

**6:16-15248 Murray Altman**

**Chapter 11**

Adv#: 6:16-01167 Shin v. Altman

**#10.00**

PRE-TRIAL CONFERENCE re fraud as fiduciary, embezzlement, larceny)),(68  
(Dischargeability - 523(a)(6), willful and malicious injury))

(Cont. from 10/19/17)

Docket 1

**\*\*\* VACATED \*\*\* REASON: Advanced to 1/9/18 at 2:00 p.m.**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
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**Debtor(s):**

Murray Altman

Represented By  
Andrew S Bisom

**Defendant(s):**

Murray Altman

Represented By  
Andrew S Bisom  
Kathleen P March

**Plaintiff(s):**

Yun Hei Shin

Represented By  
Kathleen P March  
Andrew S Bisom

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, February 15, 2018**

**Hearing Room 225**

9:00 AM

**6:17-16779 Carlitos Vargas**

**Chapter 7**

Adv#: 6:17-01243 Vargas v. United States Department Of Education et al

**#11.00**

Status Conference re Complaint by Michelle Vargas against United States Department Of Education, Navient Corporation, Navient Credit Finance Corporation, Navient Solutions, Inc., Education Credit Management Corporation. (Fee Not Required). Complaint to Determine Dischargeability of Student Loans - 11 U.S.C. Section 523(a)(8); Borrower's Defenses Against Repayment - 20 U.S.C. Section 1087e(h); 34 C.F.R. 685.206(c): 1) Fraud, Misrepresentation, Concealment, and False Promises; 2) Fraud, Forgery, and Undue Influence 3) Violation of California Business and Professions Code Sections 17200 et seq; 4) Violation of California Business and Professions Code Sections 17500 et seq; and 5) Discharge of Debt Obtained by Students Whose Eligibility for Federal Student Aid was Falsely Certified by the School - 20 U.S.C. Section 1087; 34 C.F.R. 685.215 Nature of Suit: (63 (Dischargeability - 523(a)(8), student loan)), (02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy)

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Based upon the parties' request, the Court will send this case into mediation.

The parties shall file a mediation stipulation and lodge an order thereon on or before March 15, 2018.

Next status conference: May 10, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

<b>Party Information</b>
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**Debtor(s):**

Carlitos Vargas

Represented By



**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, February 15, 2018**

**Hearing Room 225**

9:00 AM

**CONT... Carlitos Vargas**

**Chapter 7**

Todd L Turoci

**Defendant(s):**

United States Department Of

Represented By  
Elan S Levey

Navient Corporation

Represented By  
Robert S Lampl

Navient Credit Finance Corporation

Represented By  
Robert S Lampl

Navient Solutions, Inc.

Represented By  
Robert S Lampl

Education Credit Management

Pro Se

**Joint Debtor(s):**

Michelle Vargas

Represented By  
Todd L Turoci

**Plaintiff(s):**

Michelle Vargas

Represented By  
Todd L Turoci

**Trustee(s):**

Todd A. Frealy (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, February 26, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-10497 Michelle Salazar Spree**

**Chapter 13**

**#1.00**

CONT'D Motion for relief from stay [Real Property]

Ditech Financial LLC vs. DEBTOR  
(Motion filed 12/21/17)

**[RE: 26731 Alicante Drive, Mission Viejo, CA 92691]**

FR: 1-29-18

Docket 36

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - ORDER GRANTING  
MOTION FOR RELIEF FROM STAY - SETTLED BY STIPULATION  
ENTERED 2-20-18 - (Docket No. [44])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Michelle Salazar Spree

Represented By  
Gary Leibowitz  
Jacqueline D Serrao

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, February 26, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-14396 Styles For Less, Inc., a California corporation**

**Chapter 11**

**#2.00**

CONT'D STATUS CONFERENCE Hearing RE: (1) Status Of Chapter 11 Case;  
And (2) Requiring Report On Status Of Chapter 11 case  
(Petition filed 11/6/17)

FR: 1-17-18

Docket 27

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Continue the status conference to April 11, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Styles For Less, Inc., a California

Represented By  
Marc J Winthrop  
Andrew B Levin

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, February 26, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-14396 Styles For Less, Inc., a California corporation**

**Chapter 11**

**#3.00**

CONT'D Hearing RE: Renewal Use Of Cash Collateral  
(Motion filed 11/7/17) (Set per Order Entered 12/12/17)

FR: 1-5-18; 1-12-18

Docket 5

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will inquire into the status of this motion.

**Party Information**

**Debtor(s):**

Styles For Less, Inc., a California

Represented By  
Marc J Winthrop  
Andrew B Levin  
Garrick A Hollander  
Marvin Maurice Oliver

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, February 26, 2018**

**Hearing Room 6C**

10:00 AM

**8:14-13587 Stuart A Smith and Renee M Smith**

**Chapter 11**

**#1.00**

CONT'D Hearing RE: Order To Appear For Examination RE: Enforcement Of Judgment RE: Jeanne Marie Behling (Set per Order Entered 11/17/17)

FR: 1-8-18; 1-8-18

Docket 564

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will inquire into the status of this matter and whether the examination of Ms. Behling will go forward.

**JEANNE MARIE BEHLING IS ORDERED TO PERSONALLY APPEAR** at this hearing unless Shulman Hodges & Bastian LLP consents in writing to her appearance being excused.

**Party Information**

**Debtor(s):**

Stuart A Smith

Represented By  
Melissa Davis Lowe  
Mark Bradshaw  
Ryan D ODea  
Dennis E McGoldrick

**Joint Debtor(s):**

Renee M Smith

Represented By  
Melissa Davis Lowe  
Mark Bradshaw  
Ryan D ODea  
Dennis E McGoldrick

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, February 26, 2018**

**Hearing Room 6C**

2:00 PM

**8:14-16767 nuCourse Distribution, Inc.**

**Chapter 7**

**#1.00**

Hearing RE: Chapter 7 Trustee's Motion For Order: (1) Approving Asset Purchase Agreement And Authorizing Sale Of Property Free And Clear of Liens, Claims And Interests Pursuant To 11 U.S.C. Sections 363(b) And (f); (2) Approving Overbid Procedures; (3) Approving Buyer As Good-Faith Purchaser Pursuant To 11 U.S.C. Section 363(m)  
(Motion filed 1/31/18)

Docket 69

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Unless the Trustee has ascertained the federal and state income tax consequences of selling the Remnant Assets or, alternatively, unless the buyer agrees to indemnify and hold harmless the bankruptcy estate for any income tax on the sale, the Court will deny the motion.

**Party Information**

**Debtor(s):**

nuCourse Distribution, Inc.

Represented By  
Hamid R Rafatjoo

**Trustee(s):**

Thomas H Casey (TR)

Represented By  
Beth Gaschen  
Jeffrey I Golden

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, February 26, 2018**

**Hearing Room 6C**

2:00 PM

**8:17-12632 Kitcha Ranch and Sana Ranch**

**Chapter 7**

**#2.00**

Hearing RE: Objection To The Debtors' Claimed Homestead Exemption  
(Motion filed 12/28/17)

Docket 63

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will sustain the Trustee's objection and disallow debtors' homestead exemption.

The Court does not reach or rule upon the IRS's contentions regarding the manner in which proceeds of sale with respect to the subject property are to be distributed. Nor does the Court in any way rule upon whether sections 724 or 726 apply or, if so, how they apply.

CHAPTER 7 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Kitcha Ranch

Represented By  
Bruce D White

**Joint Debtor(s):**

Sana Ranch

Represented By  
Bruce D White

**Trustee(s):**

Richard A Marshack (TR)

Represented By  
D Edward Hays  
David Wood

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, February 26, 2018**

**Hearing Room 6C**

2:00 PM

**8:17-12827 Madlin Milad Locey**

**Chapter 7**

**#3.00**

Hearing RE: United States Trustee's Motion To Enjoin Bankruptcy Petition  
Preparer Odine Limansky  
(Motion filed 1/23/17)

Docket 37

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the motion and issue injunction pursuant to 11 U.S.C. § 110(j)(3). Odine Limansky is enjoined from further engaging in any bankruptcy petition preparer services, whether directly or indirectly until she complies with the Prior Order.

UNITED STATES TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
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**Debtor(s):**

Madlin Milad Locey	Pro Se
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**Trustee(s):**

Karen S Naylor (TR)	Pro Se
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**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, February 27, 2018**

**Hearing Room 225**

9:00 AM

**6:16-11546 Ann Susan Carter**

**Chapter 7**

**#1.00**

Aldridge Pite - movant attorney

Motion for relief from stay

JPMorgan Chase Bank NA  
(Motion filed 1/25/18)

RE: 2015 Chevrolet Corvette

Docket 48

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The motion is granted pursuant to 11 U.S.C. §§ 362(d)(1) and (d)(2) to permit movant, its successors, transferees and assigns, to enforce its remedies to repossess or otherwise obtain possession and dispose of its collateral pursuant to applicable law, and to use the proceeds from its disposition to satisfy its claim, *unless* the debtor pays all arrearages in full on or before the hearing date on this matter. Movant may not pursue any deficiency claim against the debtor or the estate except by filing a proof of claim pursuant to 11 U.S.C. § 501.

The 14-day stay provided by Rule 4001(a)(3) is waived.

Deny request for termination of co-debtor stay - - this case is not a chapter 13 case.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Ann Susan Carter

Represented By  
Gene E O'Brien

**Trustee(s):**

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, February 27, 2018**

**Hearing Room 225**

9:00 AM

**CONT... Ann Susan Carter**  
Robert Whitmore (TR)

Pro Se

**Chapter 7**

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, February 27, 2018**

**Hearing Room 225**

9:00 AM

**6:16-20446 BioData Medical Laboratories, Inc.**

**Chapter 7**

**#2.00**

L/O Austin P Nagel - movant attorney

Motion for relief from stay

Toyota Motor Credit Corporation vs Debtor  
(Motion filed 1/24/18)

RE: 2014 Toyota Scion XB

Docket 510

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The motion is granted pursuant to 11 U.S.C. §§ 362(d)(1) and (d)(2) to permit movant, its successors, transferees and assigns, to enforce its remedies to repossess or otherwise obtain possession and dispose of its collateral pursuant to applicable law, and to use the proceeds from its disposition to satisfy its claim, *unless* the debtor pays all arrearages in full on or before the hearing date on this matter. Movant may not pursue any deficiency claim against the debtor or the estate except by filing a proof of claim pursuant to 11 U.S.C. § 501.

The 14-day stay provided by Rule 4001(a)(3) is waived.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

BioData Medical Laboratories, Inc.

Represented By  
Robert M Yaspan  
Joseph N Darweesh

**Trustee(s):**

Todd A. Frealy (TR)

Represented By

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, February 27, 2018**

**Hearing Room 225**

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9:00 AM

**CONT...**

**BioData Medical Laboratories, Inc.**

**Chapter 7**

Eve H Karasik  
Jeffrey S Kwong  
Juliet Y Oh  
Carmela Pagay

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, February 27, 2018**

**Hearing Room 225**

9:00 AM

**6:17-19745 Erika Ramirez**

**Chapter 7**

**#3.00**

McCarthy & Holthus, LLP - movant attorney

Motion for Relief from Stay

JPMorgan chase Bank, National Association vs. DEBTOR  
(Motion filed 1/29/18)

Re: 12794 Windstar Dr, Rancho Cucamonga, CA 91739

Docket 12

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The motion is granted pursuant to 11 U.S.C. §§ 362(d)(1) and (d)(2) to permit movant, its successors, transferees and assigns, to enforce its remedies to foreclose upon and obtain possession of the subject property in accordance with applicable law, *unless* the debtor pays all arrearages in full on or before the hearing date on this matter. Movant may not pursue any deficiency claim against the debtor or the estate except by filing a proof of claim pursuant to 11 U.S.C. § 501.

The 14-day stay provided by Rule 4001(a)(3) is waived.

Also, grant the following relief:

- Box 3. Movant, or its agents, may, at its option, offer, provide and enter into a potential forbearance agreement, loan modification, refinance agreement or other loan workout or loss mitigation agreement. Movant, through its servicing agent, may contact the Debtor by telephone or written correspondence to offer such an agreement.

- Box 12. Upon entry of the order, for purposes of Cal. Civ. Code § 2923.5, the Debtor is a borrower as defined in Cal. Civ.Code § 2920.5(c)(2)(C).

**MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.**

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, February 27, 2018**

**Hearing Room 225**

9:00 AM

**CONT... Erika Ramirez**

**Chapter 7**

**Party Information**

**Debtor(s):**

Erika Ramirez

Represented By  
David Lozano

**Trustee(s):**

Charles W Daff (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, February 27, 2018**

**Hearing Room 225**

9:00 AM

**6:18-10116 Guilibaldo Montenegro and Alexis McMurtry**

**Chapter 7**

**#4.00**

Vincent V. Frounjian - movant attorney

Motion for Relief from Stay

American Honda Finance Corporation vs. DEBTOR, Karl T. Anderson, chapter 7 trustee  
(Motion filed 1/29/18)

Re: 2015 HONDA CIVIC, VIN: 2HGF B6E5 8FH7 04108 .

Docket 9

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The motion is granted pursuant to 11 U.S.C. §§ 362(d)(1) and (d)(2) to permit movant, its successors, transferees and assigns, to enforce its remedies to repossess or otherwise obtain possession and dispose of its collateral pursuant to applicable law, and to use the proceeds from its disposition to satisfy its claim, *unless* the debtor pays all arrearages in full on or before the hearing date on this matter. Movant may not pursue any deficiency claim against the debtor or the estate except by filing a proof of claim pursuant to 11 U.S.C. § 501.

The 14-day stay provided by Rule 4001(a)(3) is waived.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Guilibaldo Montenegro

Represented By  
Todd L Turoci

**Joint Debtor(s):**

Alexis McMurtry

Represented By

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, February 27, 2018**

**Hearing Room 225**

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9:00 AM

**CONT... Guilibaldo Montenegro and Alexis McMurtry  
Todd L Turoci**

**Chapter 7**

**Trustee(s):**

Karl T Anderson (TR)

Pro Se



**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, February 27, 2018**

**Hearing Room 225**

9:00 AM

**6:18-10476 Edwiges Gabriela Barnett-Gonzalez**

**Chapter 7**

**#5.00**

H.G. Long & Associates - movant attorney

Motion for relief from stay

Leopoldo M. Sanchez Trustee vs Debtor  
(Motion filed 2/3/18)

RE: 15760 Ocana Court, Fontana, CA 92337

Docket 10

**\*\*\* VACATED \*\*\* REASON: Case Dismissed 2/16/18 - jc**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Edwiges Gabriela Barnett-Gonzalez                      Pro Se

**Trustee(s):**

Lynda T. Bui (TR)    Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

Tuesday, February 27, 2018

Hearing Room 225

2:00 PM

6:16-17286 Sergio Enrique Quntanilla Merlos

Chapter 7

#1.00

Hrg. on United States Trustee For An Order Disgoring Fees, Assessing Damages, And Imposing Fines And Against Bankruptcy Petition Preparer Star Miller, Pursuant To 11 U.S.C. § 110

(Cont. from 1/16/18)

Docket 23

**\*\*\* VACATED \*\*\* REASON: Order Approving Stipulation resolving U.S. Trustee motion - jc**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Sergio Enrique Quntanilla Merlos Pro Se

**Trustee(s):**

Todd A. Frealy (TR) Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, February 27, 2018**

**Hearing Room 225**

2:00 PM

**6:17-14661 WHAA LLC**

**Chapter 11**

**#2.00**

Hrg on Debtor's Motion For Order Approving Sale Of Real Property Pursuant To 11 U.S.C. §363 Free And Clear Of All Liens, Claims And Interests, And Granting Certain Other Related Relief

Docket 107

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will inquire as to the debtor's intentions with respect to payment out of sale proceeds to (1) the San Bernardino Treasurer and Tax Collector (\$63,036.58) and (2) the Arrow Highway Building Owners Association (\$28,035.50).

**Party Information**

**Debtor(s):**

WHAA LLC

Represented By  
M Jonathan Hayes

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, February 27, 2018**

**Hearing Room 225**

2:00 PM

**6:17-18040 Steven Michael Hodgden and Christina Hodgden**

**Chapter 7**

**#3.00**

Hrg on Trustee's Motion for Order Compelling Turnover of Unscheduled Estate Property and Documents

Docket 29

**\*\*\* VACATED \*\*\* REASON: Cont. to 3/27/18 @ 2:00 pm**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Steven Michael Hodgden

Represented By  
Gary S Saunders

**Joint Debtor(s):**

Christina Hodgden

Represented By  
Gary S Saunders

**Trustee(s):**

Todd A. Frealy (TR)

Represented By  
Michelle A Marchisotto

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, February 27, 2018**

**Hearing Room 225**

2:00 PM

**6:17-18726 HEATHER M MISH**

**Chapter 7**

**#4.00**

Hrg. on Order to Show Cause why Debtor's case should not be dismissed for failure to make fourth installment payment of \$76.00, that was due on 2/5/18

Docket 0

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Dismiss this case for failure to make required installment payments of the filing fee.

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

HEATHER M MISH

Pro Se

**Trustee(s):**

Lynda T. Bui (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, February 28, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-11423 Leonard Newman**

**Chapter 7**

Adv#: 8:16-01261 Farmers & Merchants Bank Of Long Beach v. Newman et al

**#1.00**

CONT'D PRE-TRIAL CONFERENCE Hearing RE: Complaint To Determine  
Dischargeability Of Debt  
[11 U.S.C. Sections 523(a)(2)(A) and 523(a)(4)]  
(Complaint filed 12/14/16)  
(PTC set at S/C held 2/8/17)

FR: 2-8-17; 10-18-17

Docket 1

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Continue to December 12, 2018 at 9:00 a.m.

A case status report shall be filed by plaintiff on or before December 5, 2018.

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Leonard Newman

Represented By  
Darvy M Cohan

**Defendant(s):**

Leonard Newman

Pro Se

Chrisy Anne Newman

Pro Se

**Joint Debtor(s):**

Chrisy Anne Newman

Represented By  
Darvy M Cohan

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, February 28, 2018**

**Hearing Room 6C**

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9:00 AM

**CONT... Leonard Newman**

**Chapter 7**

**Plaintiff(s):**

Farmers & Merchants Bank Of Long

Represented By  
Ronald Appel

**Trustee(s):**

Thomas H Casey (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, February 28, 2018**

**Hearing Room 6C**

9:00 AM

**8:16-13380 Eric Martinson**

**Chapter 11**

**#2.00**

CONT'D STATUS CONFERENCE Hearing RE: (1) Status of Chapter 11 Case;  
And (2) Requiring Report On Status Of Chapter 11 Case  
(Petition filed 8/9/16)

FR: 10-12-16; 11-9-16; 2-15-17; 5-3-17; 9-27-17, 12-13-17

Docket 8

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The status report filed on February 22, 2018 was very helpful to the Court.

The Court will inquire into compliance with United States Trustee guidelines and requirements (to give the UST an opportunity to weigh in).

The Court will likely extend the deadlines for filing a plan and disclosure statement and confirming a plan.

Next status conference: June 6, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Eric Martinson

Represented By  
Richard Lynn Barrett



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, February 28, 2018**

**Hearing Room 6C**

9:00 AM

**8:16-14396 Madhulika Baid**

**Chapter 11**

**#3.00**

CONT'D STATUS CONFERENCE Hearing RE: (1) Status Of Chapter 11 Case;  
And (2) Requiring Report On Status Of Chapter 11 Case  
(Chapter 13 Petition filed on 10/25/16)  
(Case Converted to Chapter 11 on 11/28/16))

FR: 5-3-17; 8-2-17; 11-1-17; 11-15-17

Docket 0

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Continue the status conference to May 9, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Madhulika Baid

Represented By  
Michael R Totaro

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, February 28, 2018

Hearing Room 6C

9:00 AM

**8:15-13556 John Olaf Halvorson**

**Chapter 7**

Adv#: 8:15-01391 Baek et al v. Halvorson et al

**#4.00**

STATUS CONFERENCE Hearing  
(Set per Order Staying Memorandum Decision And Order After Bifurcated Trial  
On Unclean Hands Entered on 2/20/18)

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

**Telephonic appearances not permitted.**

The Court will explain why it set a status conference.

**Party Information**

**Debtor(s):**

John Olaf Halvorson

Represented By  
Marc C Forsythe  
Charity J Miller

**Defendant(s):**

John O. Halvorson

Represented By  
Marc C Forsythe  
Charity J Miller

Dan L. Halvorson

Represented By  
Guillermo Cabrera  
Christopher Celentino  
Peter W Bowie  
Reem J Bello  
Marc C Forsythe  
Steven J. Katzman  
Kyle Kveton  
Charity J Miller

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, February 28, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... John Olaf Halvorson**

**Chapter 7**

Jerry Ann Randall

Represented By  
Guillermo Cabrera  
Christopher Celentino  
Peter W Bowie  
Reem J Bello  
Marc C Forsythe  
Steven J. Katzman  
Kyle Kveton  
Charity J Miller

PCC Fund I, LLC

Pro Se

Granite Bay Partners II, LLC

Pro Se

JH RE Holdings, LLC

Pro Se

Commercial Income Advisors, Inc.

Pro Se

**Plaintiff(s):**

Richard Baek

Represented By  
Reem J Bello  
Ali Matin  
Steven J. Katzman  
Kyle Kveton

Pacific Commercial Group, LLC

Represented By  
Reem J Bello  
Kyle Kveton  
Steven J. Katzman  
Ali Matin

Baek 153, LLP

Represented By  
Reem J Bello  
Kyle Kveton  
Steven J. Katzman  
Ali Matin

Weneta M. Kosmala

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, February 28, 2018**

**Hearing Room 6C**

---

9:00 AM

**CONT... John Olaf Halvorson**

**Chapter 7**

**Trustee(s):**

Weneta M Kosmala (TR)

Represented By  
Reem J Bello  
Faye C Rasch  
Jeffrey I Golden

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, February 28, 2018

Hearing Room 6C

9:00 AM

**8:15-13556 John Olaf Halvorson**

**Chapter 7**

Adv#: 8:15-01454 Baek v. Halvorson et al

**#5.00**

STATUS CONFERENCE Hearing  
(Set per Order Staying Memorandum Decision And Order After Bifurcated Trial  
On Unclean Hands Entered on 2/20/18)

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

**Telephonic appearances not permitted.**

The Court will explain why it set a status conference.

**Party Information**

**Debtor(s):**

John Olaf Halvorson

Represented By  
Marc C Forsythe  
Charity J Miller

**Defendant(s):**

John Olaf Halvorson

Represented By  
Charity J Miller  
Marc C Forsythe

Weneta M.A. Kosmala

Represented By  
Reem J Bello

**Movant(s):**

Grace Baek

Represented By  
Ali Matin  
Steven J. Katzman  
Kyle Kveton

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, February 28, 2018**

**Hearing Room 6C**

---

9:00 AM

**CONT... John Olaf Halvorson**

**Chapter 7**

Grace Baek

Pro Se

**Plaintiff(s):**

Grace Baek

Represented By

Ali Matin

Steven J. Katzman

Kyle Kveton

**Trustee(s):**

Weneta M Kosmala (TR)

Represented By

Reem J Bello

Faye C Rasch

Jeffrey I Golden

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, February 28, 2018

Hearing Room 6C

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01016 LMG National Publishing, Inc. v. Victor Valley Publishing Company et al

**#6.00**

CONT'D Hearing RE: Motion Of Victor Valley Publishing Company, Victorville Publishing Company, Daily Press, LLC, Freedom Communications, Inc., Freedom SPV I, LLC and Freedom SPV V, LLC For Summary Judgment Against LMG National Publishing, Inc.; And Request For Prevailing Party Attorney's Fees And Costs  
(Motion filed 4/13/17)

FR: 6-21-17; 6-28-17; 8-28-17; 10-25-17; 1-31-18

Docket 12

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - ORDER APPROVING  
STIPULATION TO DISMISS ADVERSARY PROCEEDING ENTERED 2-  
9-18 - (Docket No. [53])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

Victor Valley Publishing Company

Represented By  
Alan J Friedman  
Beth Gaschen

Victorville Publishing Company

Represented By

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, February 28, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... Freedom Communications, Inc.**

**Chapter 11**

Alan J Friedman  
Beth Gaschen

Daily Press, LLC

Represented By  
Alan J Friedman  
Beth Gaschen

Freedom Communications, Inc.

Represented By  
Alan J Friedman  
Beth Gaschen

Freedom SPV I, LLC

Represented By  
Alan J Friedman  
Beth Gaschen

Freedom SPV V, LLC

Represented By  
Alan J Friedman  
Beth Gaschen

**Plaintiff(s):**

LMG National Publishing, Inc.

Represented By  
Ashley M McDow  
Michael T Delaney



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, February 28, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01163 Official Committee Of Unsecured Creditors v. CIPS Marketing Group, LLC

**#7.00**

STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550 (Complaint filed 10/25/17)

Docket 1

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO FEBRUARY 28, 2018  
AT 2:00 P.M. PER SUA SPONTE ORDER CONTINUING STATUS  
CONFERENCE ENTERED 2-21-18 - (Docket No. [16])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

CIPS Marketing Group, LLC

Pro Se

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Jeffrey P Nolan  
Andrew W Caine

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, February 28, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01164 Official Committee Of Unsecured Creditors v. Road Runner Distributors,

**#8.00**

STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550 (Complaint filed 10/26/17)

Docket 1

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO FEBRUARY 28, 2018  
AT 2:00 P.M. PER SUA SPONTE ORDER CONTINUING STATUS  
CONFERENCE ENTERED 2-21-18 - (Docket No. [6])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

Road Runner Distributors, Inc.

Pro Se

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, February 28, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01165 Official Committee Of Unsecured Creditors v. GES Distribution, Inc.

**#9.00**

STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550 (Complaint filed 10/26/17)

Docket 1

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO FEBRUARY 28, 2018  
AT 2:00 P.M. PER SUA SPONTE ORDER CONTINUING STATUS  
CONFERENCE ENTERED 2-21-18 - (Docket No. [6])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

GES Distribution, Inc.

Pro Se

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, February 28, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01166      Official Committee Of Unsecured Creditors v. Source One Staffing, LLC

**#10.00**

STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550 (Complaint filed 10/26/17)

Docket 1

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO FEBRUARY 28, 2018  
AT 2:00 P.M. PER SUA SPONTE ORDER CONTINUING STATUS  
CONFERENCE ENTERED 2-21-18 - (Docket No. [9])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

Source One Staffing, LLC

Pro Se

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, February 28, 2018

Hearing Room 6C

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01167 Official Committee Of Unsecured Creditors v. Ink Systems, Inc.

**#11.00**

STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550 (Complaint filed 10/26/17)

Docket 1

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO FEBRUARY 28, 2018  
AT 2:00 P.M. PER SUA SPONTE ORDER CONTINUING STATUS  
CONFERENCE ENTERED 2-21-18 - (Docket No. [9])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

Ink Systems, Inc.

Pro Se

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, February 28, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01168 Official Committee Of Unsecured Creditors v. 24-7 Dock and Door Repair,

**#12.00**

STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550 (Complaint filed 10/26/17)

Docket 1

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO FEBRUARY 28, 2018  
AT 2:00 P.M. PER SUA SPONTE ORDER CONTINUING STATUS  
CONFERENCE ENTERED 2-21-18 - (Docket No. [8])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

24-7 Dock and Door Repair, Inc.

Pro Se

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine

United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar

Wednesday, February 28, 2018

Hearing Room 6C

9:00 AM

8:15-15311 Freedom Communications, Inc.

Chapter 11

Adv#: 8:17-01169 Official Committee Of Unsecured Creditors v. CLR Marketing Partners

#13.00

STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery  
Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550  
(Complaint filed 10/26/17)

Docket 1

\*\*\* VACATED \*\*\* REASON: CONTINUED TO FEBRUARY 28, 2018  
AT 2:00 P.M. PER SUA SPONTE ORDER CONTINUING STATUS  
CONFERENCE ENTERED 2-21-18 - (Docket No. [7])

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

CLR Marketing Partners

Pro Se

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, February 28, 2018

Hearing Room 6C

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01170 Official Committee Of Unsecured Creditor v. U.S. Telepacific Corp.

**#14.00**

STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550 (Complaint filed 10/26/17)

Docket 1

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO FEBRUARY 28, 2018  
AT 2:00 P.M. PER SUA SPONTE ORDER CONTINUING STATUS  
CONFERENCE ENTERED 2-21-18 - (Docket No. [6])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

U.S. Telepacific Corp.

Pro Se

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, February 28, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01171 Official Committee Of Unsecured Creditors v. Documotion Research, Inc.

**#15.00**

STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550 (Complaint filed 10/26/17)

Docket 1

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO FEBRUARY 28, 2018  
AT 2:00 P.M. PER SUA SPONTE ORDER CONTINUING STATUS  
CONFERENCE ENTERED 2-21-18 - (Docket No. [5])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

Documotion Research, Inc.

Pro Se

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, February 28, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01172 Official Committee Of Unsecured Creditors v. Microsoft Corporation

**#16.00**

STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550 (Complaint filed 10/26/17)

Docket 1

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO FEBRUARY 28, 2018  
AT 2:00 P.M. PER SUA SPONTE ORDER CONTINUING STATUS  
CONFERENCE ENTERED 2-21-18 - (Docket No. [9])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

Microsoft Corporation

Pro Se

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, February 28, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01173      Official Committee Of Unsecured Creditors v. Monster Worldwide, Inc.

**#17.00**

STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550 (Complaint filed 10/26/17)

Docket 1

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO FEBRUARY 28, 2018  
AT 2:00 P.M. PER SUA SPONTE ORDER CONTINUING STATUS  
CONFERENCE ENTERED 2-21-18 - (Docket No. [5])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

Monster Worldwide, Inc.

Pro Se

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, February 28, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01174 Official Committee Of Unsecured Creditors v. New Market Enterprises, Inc.

**#18.00**

STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550 (Complaint filed 10/26/17)

Docket 1

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO FEBRUARY 28, 2018  
AT 2:00 P.M. PER SUA SPONTE ORDER CONTINUING STATUS  
CONFERENCE ENTERED 2-21-18 - (Docket No. [7])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

New Market Enterprises, Inc.

Pro Se

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, February 28, 2018

Hearing Room 6C

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01175 Official Committee Of Unsecured Creditors v. Spicers Paper, Inc.

**#19.00**

STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550 (Complaint filed 10/26/17)

Docket 1

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO APRIL 4, 2018 AT 9:00 A.M. PER ORDER APPROVING STIPULATION ADJOURNING STATUS CONFERENCE ENTERED 2-16-18 - (Docket No. [15])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

Spicers Paper, Inc.

Pro Se

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, February 28, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01176 Official Committee Of Unsecured Creditors v. Southern Lithoplate, Inc.

**#20.00**

STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550 (Complaint filed 10/26/17)

Docket 1

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO FEBRUARY 28, 2018  
AT 2:00 P.M. PER SUA SPONTE ORDER CONTINUING STATUS  
CONFERENCE ENTERED 2-21-18 - (Docket No. [11])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

Southern Lithoplate, Inc.

Pro Se

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, February 28, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01177 Official Committee Of Unsecured Creditors v. Carillon Office Technologies

**#21.00**

STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550 (Complaint filed 10/26/17)

Docket 1

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO FEBRUARY 28, 2018  
AT 2:00 P.M. PER SUA SPONTE ORDER CONTINUING STATUS  
CONFERENCE ENTERED 2-21-18 - (Docket No. [6])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

Carillon Office Technologies &

Pro Se

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, February 28, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01178 Official Committee Of Unsecured Creditors v. A.Q.M.M., Inc.

**#22.00**

STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550 (Complaint filed 10/26/17)

Docket 1

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO FEBRUARY 28, 2018  
AT 2:00 P.M. PER SUA SPONTE ORDER CONTINUING STATUS  
CONFERENCE ENTERED 2-21-18 - (Docket No. [13])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

A.Q.M.M., Inc.

Pro Se

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, February 28, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01179 Official Committee Of Unsecured Creditors v. C&W Acquisition Company,

**#23.00**

STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550 (Complaint filed 10/26/17)

Docket 1

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO FEBRUARY 28, 2018  
AT 2:00 P.M. PER SUA SPONTE ORDER CONTINUING STATUS  
CONFERENCE ENTERED 2-21-18 - (Docket No. [17])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

C&W Acquisition Company, LLC

Pro Se

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, February 28, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01180 Official Committee Of Unsecured Creditors v. Staffmark Investment LLC

**#24.00**

STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550 (Complaint filed 10/26/17)

Docket 1

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO FEBRUARY 28, 2018  
AT 2:00 P.M. PER SUA SPONTE ORDER CONTINUING STATUS  
CONFERENCE ENTERED 2-21-18 - (Docket No. [12])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

Staffmark Investment LLC

Pro Se

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, February 28, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01181 Official Committee Of Unsecured Creditors v. General Rewinding, Inc.

**#25.00**

STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550 (Complaint filed 10/26/17)

Docket 1

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO FEBRUARY 28, 2018  
AT 2:00 P.M. PER SUA SPONTE ORDER CONTINUING STATUS  
CONFERENCE ENTERED 2-21-18 - (Docket No. [6])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

General Rewinding, Inc.

Pro Se

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, February 28, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01182 Official Committee Of Unsecured Creditors v. Trust Temporary Services,

**#26.00**

STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550 (Complaint filed 10/26/17)

Docket 1

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO FEBRUARY 28, 2018  
AT 2:00 P.M. PER SUA SPONTE ORDER CONTINUING STATUS  
CONFERENCE ENTERED 2-21-18 - (Docket No. [4])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

Trust Temporary Services, Inc.

Pro Se

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, February 28, 2018**

**Hearing Room 6C**

9:00 AM

**8:16-10849 Casey John Simon**

**Chapter 7**

Adv#: 8:16-01187 Gordy v. Simon et al

**#27.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint To Deny And Object To The Debtors' Discharge Pursuant To 11 U.S.C. Section 727 (Complaint filed 8/12/16)

FR: 11-9-16; 3-8-17; 5-31-17; 12-13-17

Docket 1

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO MAY 30, 2018 AT 9:00 A.M. PER ORDER ON STIPULATION TO CONTINUE STATUS CONFERENCE ENTERED 2-13-18 - (Docket No. [83])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Casey John Simon

Represented By  
Kelly Zinser

**Defendant(s):**

Casey John Simon

Represented By  
Kelly Zinser

Korrine Ellen Simon

Represented By  
Kelly Zinser

**Joint Debtor(s):**

Korrine Ellen Simon

Represented By  
Kelly Zinser

**Plaintiff(s):**

Paul Thomas Gordy

Represented By  
Gary Leibowitz

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, February 28, 2018**

**Hearing Room 6C**

---

9:00 AM

**CONT... Casey John Simon**

**Chapter 7**

**Trustee(s):**

Karen S Naylor (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, February 28, 2018

Hearing Room 6C

9:00 AM

8:17-11749 Dean Lavar Corbin and Lianne Corbin

Chapter 11

#28.00

Hearing RE: Motion For Order Approving Amended Disclosure Statement  
Describing Chapter 11 Plan Of Reorganization  
(D.S. filed 1/15/18) (Amended D.S. filed 1/29/18)

Docket 184

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO FEBRUARY 28, 2018  
AT 2:00 P.M. PER SUA SPONTE ORDER CONTINUING HEARING  
ENTERED 2-21-18 - (Docket No. [190])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
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**Debtor(s):**

Dean Lavar Corbin

Represented By  
Michael Jones  
Sara Tidd

**Joint Debtor(s):**

Lianne Corbin

Represented By  
Michael Jones  
Sara Tidd

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, February 28, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-11749 Dean Lavar Corbin**

**Chapter 11**

Adv#: 8:17-01078 Neskovic v. Corbin et al

**#29.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint For:  
(1) Fraudulent Conveyance;  
(2) To Set Aside Fraudulent Conveyance;  
(3) Constructive Trust;  
(4) Declaratory Relief; And  
(5) Violation Of The Uniform Voidable Transactions Act Under California Civil Sections 3439.04(a) & 3439.05  
(Notice of Removal filed 5/16/17)

FR: 7-19-17; 7-26-17; 9-13-17; 1-17-18; 1-31-18

Docket 0

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO FEBRUARY 28, 2018  
AT 2:00 P.M. PER SUA SPONTE ORDER CONTINUING STATUS  
CONFERENCE ENTERED 2-21-18 - (Docket No. [44])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Dean Lavar Corbin

Represented By  
Michael Jones

**Defendant(s):**

Dean Corbin

Pro Se

Joshua Corbin

Pro Se

Big Blue Funding, LP

Pro Se

Jaen Industries, LLC

Pro Se

Safe Harbor Industries, LLC

Pro Se



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, February 28, 2018**

**Hearing Room 6C**

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9:00 AM

**CONT... Dean Lavar Corbin**

**Chapter 11**

**Joint Debtor(s):**

Lianne Corbin

Represented By  
Michael Jones

**Plaintiff(s):**

Daniel Neskovic

Represented By  
Paul J Kurtzhall

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, February 28, 2018

Hearing Room 6C

9:00 AM

8:17-11749 Dean Lavar Corbin and Lianne Corbin

Chapter 11

#30.00

CONT'D Status Conference Hearing RE: Motion for relief from stay [Real Property] On The Issues Of Whether The Bankruptcy Petition Was Filed In Bad Faith

**(Status Conference hearing set at hearing held 12/13/17)**

Daniel Neskovic vs. DEBTORS  
(Motion filed 5/25/17)

**[RE: 2430 Camino Oleada, San Clemente, CA 92673]**

FR: 6-19-17; 10-23-17; 11-15-17, 12-13-17; 1-10-18

Docket 22

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - ORDER APPROVING  
STIPULATION FOR ENTRY OF JUDGMENT IN ADVERSARY 8:17-AP-  
01099-MW ENTERED 2-5-18 - [Docket No. [65]]**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Dean Lavar Corbin

Represented By  
Michael Jones

**Joint Debtor(s):**

Lianne Corbin

Represented By  
Michael Jones

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, February 28, 2018

Hearing Room 6C

9:00 AM

8:17-11749 Dean Lavar Corbin and Lianne Corbin

Chapter 11

#31.00

CONT'D STATUS CONFERENCE Hearing RE: Daniel Neskovic's Motion To Convert Case Pursuant To Section 1112(b), Or In The Alternative, For The Appointment Of A Chapter 11 Trustee Pursuant To Section 1104(a) (Motion filed 6/29/17)

**(Status Conference hearing set at hearing held 12/13/17)**

FR: 7-24-17; 9-13-17; 10-18-17; 11-15-17, 12-13-17; 1-10-18

Docket 54

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - ORDER APPROVING STIPULATION FOR ENTRY OF JUDGMENT IN ADVERSARY 8:17-AP-01099-MW ENTERED 2-5-18 - [Docket No. [65]]**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Dean Lavar Corbin

Represented By  
Michael Jones  
Sara Tidd

**Joint Debtor(s):**

Lianne Corbin

Represented By  
Michael Jones  
Sara Tidd

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, February 28, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-11749 Dean Lavar Corbin**

**Chapter 11**

Adv#: 8:17-01099 Neskovic v. Corbin

**#32.00**

CONT'D Status Conference Hearing RE: Motion For Summary Judgment Or, Alternatively, Summary Adjudication Against Defendant/Debtor Dean Lavar Corbin

(Motion filed 8/1/17)

**(Status Conference hearing set at hearing held 12/13/17)**

FR: 9-13-17; 10-18-17; 11-15-17; 12-13-17; 1-10-18

Docket 13

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - ORDER APPROVING  
STIPULATION FOR ENTRY OF JUDGMENT ENTERED 2-5-18 - (Docket  
No. [65])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Dean Lavar Corbin

Represented By  
Michael Jones  
Sara Tidd

**Defendant(s):**

Dean Lavar Corbin

Represented By  
Michael Jones

**Joint Debtor(s):**

Lianne Corbin

Represented By  
Michael Jones  
Sara Tidd

**Plaintiff(s):**

Daniel Neskovic

Represented By

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, February 28, 2018**

**Hearing Room 6C**

9:00 AM

**CONT...**

**Dean Lavar Corbin**

Paul J Kurtzhall

**Chapter 11**

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, February 28, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-11749 Dean Lavar Corbin**

**Chapter 11**

Adv#: 8:17-01099 Neskovic v. Corbin

**#33.00**

CONT'D Hearing RE: Plaintiff/Counter-Defendant Daniel Neskovic's Rule 12(b) (6) Motion To Dismiss Defendant/Counterclaimant's Counterclaim And Complaint For Avoidance Of Preferential Or Constructive Fraudulent Transfer (Motion filed 10/5/17)

FR: 11-8-17

Docket 41

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - ORDER APPROVING  
STIPULATION FOR ENTRY OF JUDGMENT ENTERED 2-5-18 (Docket  
No. [65])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Dean Lavar Corbin

Represented By  
Michael Jones  
Sara Tidd

**Defendant(s):**

Dean Lavar Corbin

Represented By  
Michael Jones

**Joint Debtor(s):**

Lianne Corbin

Represented By  
Michael Jones  
Sara Tidd

**Plaintiff(s):**

Daniel Neskovic

Represented By  
Paul J Kurtzhall

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, February 28, 2018

Hearing Room 6C

9:00 AM

**8:17-11749 Dean Lavar Corbin**

**Chapter 11**

Adv#: 8:17-01099 Neskovic v. Corbin

**#34.00**

CONT'D PRE-TRIAL CONFERENCE Hearing RE: Plaintiff's Complaint To Determine Non-Dischargeability Of Debt Pursuant To 11 U.S.C. 523(a)(2)(A) & 6

(Complaint filed 6/7/17)

(Another Summons issued 7/12/17)

(Answer and Counter-claim filed 8/11/17)

FR: 8-30-17; 9-27-17; 10-25-17; 11-15-17; 12-20-17; 1-10-18

Docket 1

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - ORDER APPROVING STIPULATION FOR ENTRY OF JUDGMENT ENTERED 2-5-18 - [Docket No. [65]]**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Dean Lavar Corbin

Represented By  
Michael Jones  
Sara Tidd

**Defendant(s):**

Dean Lavar Corbin

Pro Se

**Joint Debtor(s):**

Lianne Corbin

Represented By  
Michael Jones  
Sara Tidd

**Plaintiff(s):**

Daniel Neskovic

Represented By

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, February 28, 2018**

**Hearing Room 6C**

9:00 AM

**CONT...**

**Dean Lavar Corbin**

Paul J Kurtzhall

**Chapter 11**



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, February 28, 2018

Hearing Room 6C

9:00 AM

**8:15-13556 John Olaf Halvorson**

Chapter 7

Adv#: 8:15-01391 Baek et al v. Halvorson et al

**#35.00**

Hearing RE: Motion For (1) Sanctions Against Richard Baek, Baek 153, LLC, Pacific Commercial Group, LLC, Grace Baek, And Their Attorneys Of Record, Corey Tolliver, And Christopher Coyle For Failure To Participate In Court Ordered Mediation In Good Faith; And (2) Order Revoking Pro Hac Vice Admissions Of Attorneys Christopher Coyle And Corey Tolliver (Docket No. [61] in 8:15-ap-01391, Docket No. [41] in 8:15-ap-01454) And Motion To Lift The Stay Imposed On June 29, 2016 (Docket No. [76] in 8:15-ap-01391, Docket No. [58] in 8:15-ap-01454)  
(Order setting hearing Entered 11/22/17)

Docket 0

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO APRIL 11, 2018 AT 9:00  
A.M. PER ORDER ENTERED 2-13-18 - [Docket No. 259]**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

John Olaf Halvorson

Represented By  
Marc C Forsythe  
Charity J Miller

**Defendant(s):**

John O. Halvorson

Represented By  
Marc C Forsythe  
Charity J Miller

Dan L. Halvorson

Represented By  
Guillermo Cabrera  
Christopher Celentino  
Peter W Bowie  
Reem J Bello  
Marc C Forsythe

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, February 28, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... John Olaf Halvorson**

**Chapter 7**

	Steven J. Katzman Kyle Kveton Charity J Miller
Jerry Ann Randall	Represented By Guillermo Cabrera Christopher Celentino Peter W Bowie Reem J Bello Marc C Forsythe Steven J. Katzman Kyle Kveton Charity J Miller
PCC Fund I, LLC	Pro Se
Granite Bay Partners II, LLC	Pro Se
JH RE Holdings, LLC	Pro Se
Commercial Income Advisors, Inc.	Pro Se

**Plaintiff(s):**

Richard Baek	Represented By Reem J Bello Ali Matin Steven J. Katzman Kyle Kveton
Pacific Commercial Group, LLC	Represented By Reem J Bello Kyle Kveton Steven J. Katzman Ali Matin
Baek 153, LLP	Represented By Reem J Bello Kyle Kveton Steven J. Katzman Ali Matin

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, February 28, 2018**

**Hearing Room 6C**

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9:00 AM

**CONT... John Olaf Halvorson**

**Chapter 7**

Weneta M. Kosmala

Pro Se

**Trustee(s):**

Weneta M Kosmala (TR)

Represented By  
Reem J Bello  
Faye C Rasch  
Jeffrey I Golden

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, February 28, 2018

Hearing Room 6C

9:00 AM

**8:15-13556 John Olaf Halvorson**

Chapter 7

Adv#: 8:15-01454 Baek v. Halvorson et al

**#36.00**

Hearing RE: Motion For (1) Sanctions Against Richard Baek, Baek 153, LLC, Pacific Commercial Group, LLC, Grace Baek, And Their Attorneys Of Record, Corey Tolliver, And Christopher Coyle For Failure To Participate In Court Ordered Mediation In Good Faith; And (2) Order Revoking Pro Hac Vice Admissions Of Attorneys Christopher Coyle And Corey Tolliver (Docket No. [61] in 8:15-ap-01391, Docket No. [41] in 8:15-ap-01454) And Motion To Lift The Stay Imposed On June 29, 2016 (Docket No. [76] in 8:15-ap-01391, Docket No. [58] in 8:15-ap-01454)  
(Order setting hearing Entered 11/22/17)

Docket 0

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO APRIL 11, 2018 AT 9:00  
A.M. PER ORDER ENTERED 2-13-18 - [Docket No. 384]**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

John Olaf Halvorson

Represented By  
Marc C Forsythe  
Charity J Miller

**Defendant(s):**

John Olaf Halvorson

Represented By  
Charity J Miller  
Marc C Forsythe

Weneta M.A. Kosmala

Represented By  
Reem J Bello

**Plaintiff(s):**

Grace Baek

Represented By  
Ali Matin

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, February 28, 2018**

**Hearing Room 6C**

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9:00 AM

**CONT... John Olaf Halvorson**

**Chapter 7**

Steven J. Katzman  
Kyle Kveton

**Trustee(s):**

Weneta M Kosmala (TR)

Represented By  
Reem J Bello  
Faye C Rasch  
Jeffrey I Golden

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, February 28, 2018

Hearing Room 6C

2:00 PM

8:17-11749 Dean Lavar Corbin and Lianne Corbin

Chapter 11

#1.00

CONT'D Hearing RE: Motion For Order Approving Amended Disclosure Statement Describing Chapter 11 Plan Of Reorganization (D.S. filed 1/15/18) (Amended D.S. filed 1/29/18)

FR: 2-28-18 at 9:00 a.m.

Docket 184

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will inquire whether there will be a provision in the plan approving the stipulation between creditor Neskovic and the debtors.

The Court will inquire into debtors' response to the Val-Chris Investment objection.

<b>Party Information</b>
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**Debtor(s):**

Dean Lavar Corbin

Represented By  
Michael Jones  
Sara Tidd

**Joint Debtor(s):**

Lianne Corbin

Represented By  
Michael Jones  
Sara Tidd

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, February 28, 2018**

**Hearing Room 6C**

2:00 PM

**8:17-11749 Dean Lavar Corbin**

**Chapter 11**

Adv#: 8:17-01078 Neskovic v. Corbin et al

**#2.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint For:

- (1) Fraudulent Conveyance;
- (2) To Set Aside Fraudulent Conveyance;
- (3) Constructive Trust;
- (4) Declaratory Relief; And
- (5) Violation Of The Uniform Voidable Transactions Act Under California Civil Sections 3439.04(a) & 3439.05  
(Notice of Removal filed 5/16/17)

FR: 7-19-17; 7-26-17; 9-13-17; 1-17-18; 1-31-18; (2-28-18 at 9:00 a.m.)

Docket 0

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

In view of the stipulation between Mr. Neskovic and debtors, the Court continues the status conference to June 6, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Dean Lavar Corbin

Represented By  
Michael Jones

**Defendant(s):**

Dean Corbin

Pro Se

Joshua Corbin

Pro Se

Big Blue Funding, LP

Pro Se

Jaen Industries, LLC

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, February 28, 2018**

**Hearing Room      6C**

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2:00 PM

**CONT...**      **Dean Lavar Corbin**  
Safe Harbor Industries, LLC

Pro Se

**Chapter 11**

**Joint Debtor(s):**

Lianne Corbin

Represented By  
Michael Jones

**Plaintiff(s):**

Daniel Neskovic

Represented By  
Paul J Kurtzhall



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, February 28, 2018**

**Hearing Room 6C**

2:00 PM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01163 Official Committee Of Unsecured Creditors v. CIPS Marketing Group, LLC

**#3.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550

(Complaint filed 10/25/17)

FR: 2-28-18 at 9:00 a.m.

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

**Telephonic appearances not permitted.**

The Court will issue a scheduling order:

All discovery shall close on June 30, 2018.

All discovery motions shall be heard before July 31, 2018.

All pretrial motions (except motions in limine) shall be heard before August 31, 2018.

Pretrial conference is set for September 19, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, February 28, 2018**

**Hearing Room 6C**

2:00 PM

**CONT... Freedom Communications, Inc.**

**Chapter 11**

Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

CIPS Marketing Group, LLC

Pro Se

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Jeffrey P Nolan  
Andrew W Caine

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, February 28, 2018**

**Hearing Room 6C**

2:00 PM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01164 Official Committee Of Unsecured Creditors v. Road Runner Distributors,

**#4.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550  
(Complaint filed 10/26/17)

FR: 2-28-18 at 9:00 a.m.

Docket 1

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The Court will set a deadline of March 31, 2018 for obtaining entry of default by the Clerk and a deadline of April 30, 2018 for hearing a motion for entry of default judgment.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

Road Runner Distributors, Inc.

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, February 28, 2018**

**Hearing Room 6C**

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2:00 PM

**CONT... Freedom Communications, Inc.**

**Chapter 11**

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, February 28, 2018**

**Hearing Room 6C**

2:00 PM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01165 Official Committee Of Unsecured Creditors v. GES Distribution, Inc.

**#5.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550

(Complaint filed 10/26/17)

FR: 2-28-18 at 9:00 a.m.

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

**Telephonic appearances not permitted.**

The Court will issue a scheduling order:

All discovery shall close on June 30, 2018.

All discovery motions shall be heard before July 31, 2018.

All pretrial motions (except motions in limine) shall be heard before August 31, 2018.

Pretrial conference is set for September 19, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, February 28, 2018**

**Hearing Room 6C**

2:00 PM

**CONT... Freedom Communications, Inc.**

**Chapter 11**

Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

GES Distribution, Inc.

Pro Se

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, February 28, 2018**

**Hearing Room 6C**

2:00 PM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01166 Official Committee Of Unsecured Creditors v. Source One Staffing, LLC

**#6.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550  
(Complaint filed 10/26/17)

FR: 2-28-18 at 9:00 a.m.

Docket 1

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The Court will set a deadline of March 31, 2018 for obtaining entry of default by the Clerk and a deadline of April 30, 2018 for hearing a motion for entry of default judgment.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

Source One Staffing, LLC

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, February 28, 2018**

**Hearing Room 6C**

2:00 PM

**CONT... Freedom Communications, Inc.**

**Chapter 11**

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, February 28, 2018**

**Hearing Room 6C**

2:00 PM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01167 Official Committee Of Unsecured Creditors v. Ink Systems, Inc.

**#7.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550

(Complaint filed 10/26/17)

FR: 2-28-18 at 9:00 a.m.

Docket 1

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO APRIL 4, 2018 AT 9:00  
A.M. PER ORDER CONTINUING INITIAL STATUS CONFERENCE  
ENTERED 2-21-18 - (Docket No. [10])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

Ink Systems, Inc.

Pro Se

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, February 28, 2018**

**Hearing Room 6C**

2:00 PM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01168 Official Committee Of Unsecured Creditors v. 24-7 Dock and Door Repair,

**#8.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550

(Complaint filed 10/26/17)

FR: 2-28-18 at 9:00 a.m.

Docket 1

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The Court will set a deadline of March 31, 2018 for obtaining entry of default by the Clerk and a deadline of April 30, 2018 for hearing a motion for entry of default judgment.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

24-7 Dock and Door Repair, Inc.

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, February 28, 2018**

**Hearing Room 6C**

---

2:00 PM

**CONT... Freedom Communications, Inc.**

**Chapter 11**

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, February 28, 2018**

**Hearing Room 6C**

2:00 PM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01169 Official Committee Of Unsecured Creditors v. CLR Marketing Partners

**#9.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550  
(Complaint filed 10/26/17)

FR: 2-28-18 at 9:00 a.m.

Docket 1

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The Court will set a deadline of March 31, 2018 for obtaining entry of default by the Clerk and a deadline of April 30, 2018 for hearing a motion for entry of default judgment.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

CLR Marketing Partners

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, February 28, 2018**

**Hearing Room 6C**

2:00 PM

**CONT... Freedom Communications, Inc.**

**Chapter 11**

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, February 28, 2018**

**Hearing Room 6C**

2:00 PM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01170 Official Committee Of Unsecured Creditor v. U.S. Telepacific Corp.

**#10.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550  
(Complaint filed 10/26/17)

FR: 2-28-18 at 9:00 a.m.

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

**Telephonic appearances not permitted.**

The Court will issue a scheduling order:

All discovery shall close on May 31, 2018.

All discovery motions shall be heard before June 30, 2018.

All pretrial motions (except motions in limine) shall be heard before July 31, 2018.

Pretrial conference is set for August 8, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

<b>Party Information</b>
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**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, February 28, 2018**

**Hearing Room 6C**

2:00 PM

**CONT... Freedom Communications, Inc.**

**Chapter 11**

Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

U.S. Telepacific Corp.

Pro Se

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, February 28, 2018**

**Hearing Room 6C**

2:00 PM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01171 Official Committee Of Unsecured Creditors v. Documotion Research, Inc.

**#11.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550

(Complaint filed 10/26/17)

FR: 2-28-18 at 9:00 a.m.

Docket 1

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Continue status conference to April 25, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By

William N Lobel

Beth Gaschen

Alan J Friedman

Christopher J Green

Caroline Djang

Scott D Fink

Reed M Mercado

**Defendant(s):**

Documotion Research, Inc.

Pro Se



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, February 28, 2018**

**Hearing Room 6C**

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2:00 PM

**CONT... Freedom Communications, Inc.**

**Chapter 11**

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, February 28, 2018**

**Hearing Room 6C**

2:00 PM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01172 Official Committee Of Unsecured Creditors v. Microsoft Corporation

**#12.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550

(Complaint filed 10/26/17)

FR: 2-28-18 at 9:00 a.m.

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

**Telephonic appearances not permitted.**

The Court will issue a scheduling order:

All discovery shall close on June 30, 2018.

All discovery motions shall be heard before July 31, 2018.

All pretrial motions (except motions in limine) shall be heard before August 31, 2018.

Pretrial conference is set for September 19, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

<b>Party Information</b>
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**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, February 28, 2018**

**Hearing Room 6C**

2:00 PM

**CONT... Freedom Communications, Inc.**

**Chapter 11**

Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

Microsoft Corporation

Pro Se

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, February 28, 2018**

**Hearing Room 6C**

2:00 PM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01173 Official Committee Of Unsecured Creditors v. Monster Worldwide, Inc.

**#13.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550

(Complaint filed 10/26/17)

FR: 2-28-18 at 9:00 a.m.

Docket 1

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Continue status conference to April 25, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

Monster Worldwide, Inc.

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, February 28, 2018**

**Hearing Room 6C**

2:00 PM

**CONT... Freedom Communications, Inc.**

**Chapter 11**

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, February 28, 2018**

**Hearing Room 6C**

2:00 PM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01174 Official Committee Of Unsecured Creditors v. New Market Enterprises, Inc.

**#14.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550

(Complaint filed 10/26/17)

FR: 2-28-18 at 9:00 a.m

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

**Telephonic appearances not permitted.**

The Court will issue a scheduling order:

All discovery shall close on June 30, 2018.

All discovery motions shall be heard before July 31, 2018.

All pretrial motions (except motions in limine) shall be heard before August 31, 2018.

Pretrial conference is set for September 19, 2018 at 9:00 a.m.

**COURT TO PREPARE ORDER.**

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, February 28, 2018**

**Hearing Room 6C**

2:00 PM

**CONT... Freedom Communications, Inc.**

**Chapter 11**

Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

New Market Enterprises, Inc.

Pro Se

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, February 28, 2018**

**Hearing Room 6C**

2:00 PM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01176 Official Committee Of Unsecured Creditors v. Southern Lithoplate, Inc.

**#15.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550  
(Complaint filed 10/26/17)

FR: 2-28-18 at 9:00 a.m.

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

**Telephonic appearances not permitted.**

The Court will issue a scheduling order:

All discovery shall close on June 30, 2018.

All discovery motions shall be heard before July 31, 2018.

All pretrial motions (except motions in limine) shall be heard before August 31, 2018.

Pretrial conference is set for September 19, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, February 28, 2018**

**Hearing Room 6C**

2:00 PM

**CONT... Freedom Communications, Inc.**

**Chapter 11**

Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

Southern Lithoplate, Inc.

Pro Se

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, February 28, 2018**

**Hearing Room 6C**

2:00 PM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01177 Official Committee Of Unsecured Creditors v. Carillon Office Technologies

**#16.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550

(Complaint filed 10/26/17)

FR: 2-28-18 at 9:00 a.m.

Docket 1

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Continue status conference to April 25, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By

William N Lobel

Beth Gaschen

Alan J Friedman

Christopher J Green

Caroline Djang

Scott D Fink

Reed M Mercado

**Defendant(s):**

Carillon Office Technologies &

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, February 28, 2018**

**Hearing Room 6C**

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2:00 PM

**CONT... Freedom Communications, Inc.**

**Chapter 11**

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, February 28, 2018**

**Hearing Room 6C**

2:00 PM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01178 Official Committee Of Unsecured Creditors v. A.Q.M.M., Inc.

**#17.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550  
(Complaint filed 10/26/17)

FR: 2-28-18 at 9:00 a.m.

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

**Telephonic appearances not permitted.**

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

A.Q.M.M., Inc.

Pro Se

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, February 28, 2018**

**Hearing Room 6C**

2:00 PM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01179 Official Committee Of Unsecured Creditors v. C&W Acquisition Company,

**#18.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550

(Complaint filed 10/26/17)

FR: 2-28-18 at 9:00 a.m.

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

**Telephonic appearances not permitted.**

The Court will issue a scheduling order:

All discovery shall close on June 30, 2018.

All discovery motions shall be heard before July 31, 2018.

All pretrial motions (except motions in limine) shall be heard before August 31, 2018.

Pretrial conference is set for September 19, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, February 28, 2018**

**Hearing Room 6C**

2:00 PM

**CONT... Freedom Communications, Inc.**

**Chapter 11**

Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

C&W Acquisition Company, LLC Pro Se

**Plaintiff(s):**

Official Committee Of Unsecured  
Represented By  
Andrew W Caine

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, February 28, 2018**

**Hearing Room 6C**

2:00 PM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01180 Official Committee Of Unsecured Creditors v. Staffmark Investment LLC

**#19.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550  
(Complaint filed 10/26/17)

FR: 2-28-18 at 9:00 a.m.

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

**Telephonic appearances not permitted.**

The Court will issue a scheduling order:

All discovery shall close on June 30, 2018.

All discovery motions shall be heard before July 31, 2018.

All pretrial motions (except motions in limine) shall be heard before August 31, 2018.

Pretrial conference is set for September 19, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

<b>Party Information</b>
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**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, February 28, 2018**

**Hearing Room 6C**

2:00 PM

**CONT... Freedom Communications, Inc.**

**Chapter 11**

Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

Staffmark Investment LLC

Pro Se

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, February 28, 2018**

**Hearing Room 6C**

2:00 PM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01181 Official Committee Of Unsecured Creditors v. General Rewinding, Inc.

**#20.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550  
(Complaint filed 10/26/17)

FR: 2-28-18 at 9:00 a.m.

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

**Telephonic appearances not permitted.**

The Court will issue a scheduling order:

All discovery shall close on June 30, 2018.

All discovery motions shall be heard before July 31, 2018.

All pretrial motions (except motions in limine) shall be heard before August 31, 2018.

Pretrial conference is set for September 19, 2018 at 9:00 a.m.

**COURT TO PREPARE ORDER.**

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, February 28, 2018**

**Hearing Room 6C**

2:00 PM

**CONT... Freedom Communications, Inc.**

**Chapter 11**

Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

General Rewinding, Inc.

Pro Se

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, February 28, 2018**

**Hearing Room 6C**

2:00 PM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01182 Official Committee Of Unsecured Creditors v. Trust Temporary Services,

**#21.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550

(Complaint filed 10/26/17)

FR: 2-28-18 at 9:00 a.m.

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

**Telephonic appearances not permitted.**

<b>Party Information</b>
--------------------------

**Debtor(s):**

Freedom Communications, Inc.

Represented By

William N Lobel

Beth Gaschen

Alan J Friedman

Christopher J Green

Caroline Djang

Scott D Fink

Reed M Mercado

**Defendant(s):**

Trust Temporary Services, Inc.

Pro Se

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By

Andrew W Caine

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, March 01, 2018**

**Hearing Room 225**

9:00 AM

**6:16-14576 USA Sales, Inc.**

**Chapter 11**

Adv#: 6:16-01302 USA Sales, Inc. v. California State Board Of Equalization

**#1.00**

STATUS CONFERENCE Re: Complaint to determin amount of taxes owed pursuant to Bankruptcy Code 505(A); Objection to claim of the California Board of Equalization

(Cont. from 12/21/17)

Docket 1

**\*\*\* VACATED \*\*\* REASON: Stipulation/Order to continue to 5/31/18 at 9:00 a.m.**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

USA Sales, Inc.

Represented By  
Daren M Schlecter  
Rachel S Milman Esq  
A. Lavar Taylor  
Lisa Nelson

**Defendant(s):**

California State Board Of

Represented By  
Ronald N Ito

**Plaintiff(s):**

USA Sales, Inc.

Represented By  
Lisa Nelson  
A. Lavar Taylor  
Daren M Schlecter  
Bruce A Emard

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, March 01, 2018**

**Hearing Room 225**

9:00 AM

**6:16-18347 Anthony Lorenzo Marcelo**  
Adv#: 6:17-01088 Anderson v. Marcelo

**Chapter 7**

**#2.00**

STATUS CONFERENCE RE: 1) Avoidance of Intentional Fraudulent Transfers and Recovery of Same [11 U.S.C. §§ 544, 548, 550, 551; Cal. Civ. Code §§ 3439.04, 3439.07, 3439.08]; 2) Avoidance of Constructive Fraudulent Transfers and Recovery of Same [11 U.S.C. §§ 544, 548, 550, 551; Cal. Civ. Code §§ 3439.04, 3439.05, 3439.07, 3439.08, 3439.09]; 3) Disallowance of Claims [11 U.S.C. §502(d)]; 4) Unjust Enrichment [11 U.S.C. § 105]; 5) Declaratory Relief [11 U.S.C. §§ 541, 544, 548; FRBP 7001(9)]; and 6) Turnover of Property of the Estate [11 U.S.C. § 542]

(Cont. from 12/21/17)

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will inquire into whether the case settled at mediation.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Anthony Lorenzo Marcelo

Represented By  
Daniel King

**Defendant(s):**

Relito C. Marcelo

Represented By  
Daniel King

**Plaintiff(s):**

Karl T. Anderson

Represented By  
Brandon J Iskander

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, March 01, 2018**

**Hearing Room 225**

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9:00 AM

**CONT... Anthony Lorenzo Marcelo**

**Chapter 7**

**Trustee(s):**

Karl T Anderson (TR)

Represented By  
Leonard M Shulman  
Elyza P Eshaghi

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, March 01, 2018**

**Hearing Room 225**

9:00 AM

**6:17-17264 Melanie Jane Green**

**Chapter 7**

Adv#: 6:17-01256 Green v. Lending Club

**#3.00**

STATUS CONFERENCE re: Complaint by Melanie Jane Green against Lending Club. (Fee Not Required). Nature of Suit: (72 (Injunctive relief - other))

Docket 1

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The Court will set a deadline of April 30, 2018 for hearing a motion for entry of default judgment.

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Melanie Jane Green

Represented By  
Anerio V Altman

**Defendant(s):**

Lending Club

Pro Se

**Plaintiff(s):**

Melanie Jane Green

Represented By  
Anerio V Altman

**Trustee(s):**

Steven M Speier (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, March 01, 2018**

**Hearing Room 225**

2:00 PM

**6:16-15248 Murray Altman**

**Chapter 11**

Adv#: 6:16-01167 Shin v. Altman

**#4.00**

PRE-TRIAL CONFERENCE re fraud as fiduciary, embezzlement, larceny)),(68  
(Dischargeability - 523(a)(6), willful and malicious injury))

(Cont. from 1/9/18)

Docket 1

**\*\*\* VACATED \*\*\* REASON: Hearing advanced to 3:00 pm**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Murray Altman

Represented By  
Andrew S Bisom

**Defendant(s):**

Murray Altman

Represented By  
Andrew S Bisom  
Kathleen P March

**Plaintiff(s):**

Yun Hei Shin

Represented By  
Kathleen P March  
Andrew S Bisom



**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, March 01, 2018**

**Hearing Room 225**

2:00 PM

**6:16-15248 Murray Altman**

**Chapter 11**

**#5.00**

Hrg on Motion of Creditor, Shin/RPL: (1) Moving for Order Dismissing Altman's Chapter 11 Case, or Converting it to Ch 7; and Alternatively (2) Moving Court to Re-set Deadline for Altman to File a New Plan and Disclosure Statement, Deadline to Get Disclosure Statement Approved, and Deadline to Confirm a Ch11 Plan, or Have Case Dismiss

(Cont. from 1/9/18)

Docket 131

**\*\*\* VACATED \*\*\* REASON: Hearing advanced to 3:00 pm**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Murray Altman

Represented By  
Andrew S Bisom

**Movant(s):**

Ramon Palm Lane, Inc., a CA Corp.

Represented By  
Kathleen P March

Yun Hei Shin

Represented By  
Kathleen P March

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, March 01, 2018**

**Hearing Room 225**

3:00 PM

**6:16-15248 Murray Altman**

**Chapter 11**

**#1.00**

Hrg on Motion of Creditor, Shin/RPL: (1) Moving for Order Dismissing Altman's Chapter 11 Case, or Converting it to Ch 7; and Alternatively (2) Moving Court to Re-set Deadline for Altman to File a New Plan and Disclosure Statement, Deadline to Get Disclosure Statement Approved, and Deadline to Confirm a Ch11 Plan, or Have Case Dismiss

(Cont. from 1/9/18)

Docket 131

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant in part, deny in part.

The deadline for filing a plan and disclosure statement is 45 days after the Court renders its decision through an entered order in Shin v. Altman, 6:16-ap-01167.

The deadline for confirming a plan of reorganization is 60 days from the date of entry of an order approving a disclosure statement.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Murray Altman

Represented By  
Andrew S Bisom

**Movant(s):**

Ramon Palm Lane, Inc., a CA Corp.

Represented By  
Kathleen P March

Yun Hei Shin

Represented By  
Kathleen P March

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, March 01, 2018**

**Hearing Room 225**

3:00 PM

**CONT... Murray Altman**

**Chapter 11**

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, March 01, 2018**

**Hearing Room 225**

3:00 PM

**6:16-15248 Murray Altman**

**Chapter 11**

Adv#: 6:16-01167 Shin v. Altman

**#2.00**

PRE-TRIAL CONFERENCE re fraud as fiduciary, embezzlement, larceny)),(68  
(Dischargeability - 523(a)(6), willful and malicious injury))

(Cont. from 1/9/18)

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will approve the proposed Pretrial Conference Order with certain modifications and will set trial for May 21-23, 2018.

Trial will commence at 9:00 a.m., run to noon, recommence at 1:30 p.m. and run to 4:30 p.m. Each of plaintiff and defendant shall have 1.5 trial days.

COURT TO PREPARE ORDER.

<b>Party Information</b>
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**Debtor(s):**

Murray Altman

Represented By  
Andrew S Bisom

**Defendant(s):**

Murray Altman

Represented By  
Andrew S Bisom  
Kathleen P March

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, March 01, 2018**

**Hearing Room 225**

3:00 PM

**CONT... Murray Altman**

**Chapter 11**

**Plaintiff(s):**

Yun Hei Shin

Represented By  
Kathleen P March  
Andrew S Bisom

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Monday, March 05, 2018

Hearing Room 6C

9:00 AM

8:16-11202 QF Liquidation Inc.

Chapter 11

#1.00

Motion for relief from stay [Action In Non-Bankruptcy Forum]

Heather Rodgers, Individually And As The Personal Representative Of The Estate Of Kinley Rodgers, Deceased, And Brian Rose, Individually vs. DEBTOR (Motion filed 2/12/18)

**[RE: Case Name: Heather Rodgers et al. vs. Jason Coomer, QF Liquidation, Inc., et al.;**  
**[Docket Number: Civil Action No. 16-CI-00197]**  
**[Pending In: Commonwealth Of Kentucky, Adair Circuit Court]**

Docket 541

**\*\*\* VACATED \*\*\* REASON: PER ORDER GRANTING MOTION FOR RELIEF FROM THE AUTOMATIC STAY ACTION IN NON BANKRUPTCY FORUM SETTLED BY STIPULATION ENTERED 3/1/18 [Dkt. No. 550]**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

QF Liquidation Inc.

Represented By  
Marshall J Hogan  
Victor A Vilaplana

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, March 05, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-14936 Luis Rodriguez and Delia Rodriguez**

**Chapter 7**

**#2.00**

Motion for relief from stay [Personal Property]

Bank Of America, N.A. vs. DEBTORS  
(Motion filed 2/7/18)

**[RE: N 2017 Mitsubishi Mirage - VIN No.: ML32A3HJ3HH001728]**

Docket 8

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The motion is granted pursuant to 11 U.S.C. §§ 362(d)(1) and (d)(2) to permit movant, its successors, transferees and assigns, to enforce its remedies to repossess or otherwise obtain possession and dispose of its collateral pursuant to applicable law, and to use the proceeds from its disposition to satisfy its claim, *unless* the debtor pays all arrearages in full on or before the hearing date on this matter. Movant may not pursue any deficiency claim against the debtor or the estate except by filing a proof of claim pursuant to 11 U.S.C. § 501.

The 14-day stay provided by Rule 4001(a)(3) is waived.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Luis Rodriguez

Represented By  
Marlin Branstetter

**Joint Debtor(s):**

Delia Rodriguez

Represented By  
Marlin Branstetter

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, March 05, 2018**

**Hearing Room 6C**

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9:00 AM

**CONT... Luis Rodriguez and Delia Rodriguez**

**Chapter 7**

**Trustee(s):**

Thomas H Casey (TR)

Pro Se



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, March 05, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-10074 Anthony Jerome Maxey and LQ Management**

**Chapter 7**

**#3.00**

Motion for Relief from Stay [Action In Non-Bankruptcy Forum]

LQ Management, LLC vs. DEBTOR  
(Motion filed 2/14/18)

**[RE: Case Name: LQ Management, L.L.C. v. Anthony Maxey, et al.]  
[Docket Number: 30-2017-00956267-CL-UD-NJC]  
[Pending In: Orange County Superior Court, North]**

Docket 16

**\*\*\* VACATED \*\*\* REASON: ORDER AND NOTICE OF DISMISSAL  
FOR FAILURE TO FILE SCHEDULES, STATEMENTS, AND/OR PLAN  
ENTERED 2-27-18 [Dkt. No. 20]**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Anthony Jerome Maxey	Pro Se
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**Trustee(s):**

Richard A Marshack (TR)	Pro Se
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**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, March 05, 2018**

**Hearing Room 6C**

2:00 PM

**8:11-26479 Corey A. Fritz**

**Chapter 7**

**#1.00**

Hearing RE: Motion To Avoid Lien  
(Motion filed 12/7/17) (Set per Order Entered 1/25/18)

Docket 0

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO JUNE 4, 2018 AT 2:00  
P.M. PER ORDER ON REQUEST BY DEBTOR TO TAKE HEARING  
OFF CALENDAR ENTERED 3-2-18 [Dkt. No. 29]**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Corey A. Fritz

Represented By  
Bruce D White

**Trustee(s):**

Weneta M Kosmala (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, March 05, 2018**

**Hearing Room 6C**

2:00 PM

**8:16-12250 Albert Torres, Jr. and Katherine Lea Torres**

**Chapter 7**

**#2.00**

CONT'D STATUS CONFERENCE Hearing RE: Order To Show Cause Why Michael Roennau Should Not Be Held In Contempt Of The Discharge Injunction (Set per Order Entered 6/20/17) (S/C set at hearing held 9/11/17)

FR: 8-28-17, 12-18-17

Docket 0

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

**Party Information**

**Debtor(s):**

Albert Torres Jr.

Represented By  
Michael Jones  
Sara Tidd

**Joint Debtor(s):**

Katherine Lea Torres

Represented By  
Michael Jones  
Sara Tidd

**Trustee(s):**

Thomas H Casey (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, March 05, 2018**

**Hearing Room 6C**

2:00 PM

**8:17-13152 Se Y Oh**

**Chapter 11**

**#3.00**

CONT'D Hearing RE: Motion By U.S. Trustee To Dismiss Or Convert Case Pursuant To 11 U.S.C. 1112(b); And Request For Judgment For Quarterly Fees Due And Payable To The United States Trustee At The Time Of The Hearing; (Motion filed 12/19/17)

FR: 10-18-17; 1-29-18

Docket 43

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant UST's motion and convert the case to chapter 7.

UNITED STATES TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Se Y Oh

Represented By  
Stephen R Wade

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, March 06, 2018**

**Hearing Room 225**

9:00 AM

**6:17-18357 Carmen U Paiz**

**Chapter 7**

**#1.00**

McCarthy & Holthus, LLP - movant attorney

Motion for Relief from Stay

The Bank of New York Mellon vs. DEBTOR  
(Motion filed 2/8/18)

Re: 5616 West Phillips Street, Ontario, CA 91762

Docket 20

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The motion is granted pursuant to 11 U.S.C. §§ 362(d)(1) and (d)(2) to permit movant, its successors, transferees and assigns, to enforce its remedies to foreclose upon and obtain possession of the subject property in accordance with applicable law, *unless* the debtor pays all arrearages in full on or before the hearing date on this matter. Movant may not pursue any deficiency claim against the debtor or the estate except by filing a proof of claim pursuant to 11 U.S.C. § 501.

The 14-day stay provided by Rule 4001(a)(3) is waived.

Also, grant the following relief:

- Box 3. Movant, or its agents, may, at its option, offer, provide and enter into a potential forbearance agreement, loan modification, refinance agreement or other loan workout or loss mitigation agreement. Movant, through its servicing agent, may contact the Debtor by telephone or written correspondence to offer such an agreement.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, March 06, 2018**

**Hearing Room 225**

9:00 AM

**CONT... Carmen U Paiz**

**Chapter 7**

**Debtor(s):**

Carmen U Paiz

Pro Se

**Trustee(s):**

John P Pringle (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, March 07, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-13556 John Olaf Halvorson**

**Chapter 7**

Adv#: 8:17-01119 Kosmala v. Pacific Commercial Group, LLC et al

**#1.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint:

- (1) For Turnover Of Property Of The Estate And For An Accounting Pursuant To 11 U.S.C. Section 542;
- (2) For Turnover Of Property Of The Estate And For An Accounting Pursuant To 11 U.S.C. Section 542;
- (3) For Turnover Of Property Of The Estate And For An Accounting Pursuant To 11 U.S.C. Section 542;
- (4) For Turnover Of Property Of The Estate And For An Accounting Pursuant To 11 U.S.C. Section 542;
- (5) To Avoid And Recover Fraudulent Transfers Pursuant To 11 U.S.C. Sections 544(B) And 550; And California Civil Code Sections 3439.04(a)(1); 3439.07 And 3439.09;
- (6) To Avoid And Recover Fraudulent Transfers Pursuant To 11 U.S.C. Sections 544(b) And 550; And California Civil Code Sections 3439.04(a)(2); 3439.07 And 3439.09;
- (7) To Avoid And Recover Fraudulent Transfers Under 11 U.S.C. Sections 544 (b) And 550; And California Civil Code Sections 3439.05; 3439.07 And 3439.09;
- (8) To Avoid And Recover Fraudulent Transfers Pursuant To 11 U.S.C. Sections 544(A)(1)(A) And 550;
- (9) To Avoid And Recover Fraudulent Transfers Pursuant To 11 U.S.C. Sections 544(A)(1)(B) And 550;
- (10) To Avoid And Recover Unauthorized Post Petition Transfers Pursuant To 11 U.S.C. Sections 549 And 550;
- (11) Declaratory Relief;
- (12) To Preserve Transfers For The Benefit Of The Estate Pursuant To 11 U.S.C. Section 551; And
- (13) For Attorneys' Fees And Costs  
(Complaint filed 7/15/17)

FR: 10-4-17; 11-8-17; 1-17-18

**[Tele. appr., Faye C. Rasch, repr., Weneta Kosmala, Chapter 7 Trustee]**

Docket 1

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, March 07, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... John Olaf Halvorson**

**Chapter 7**

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will issue a scheduling order:

All discovery shall close on August 31, 2018.

All discovery motions shall be heard before September 30, 2018.

All pretrial motions (except motions in limine) shall be heard before October 31, 2018.

Pretrial conference is set for November 28, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

John Olaf Halvorson

Represented By  
Marc C Forsythe  
Charity J Miller

**Defendant(s):**

Pacific Commercial Group, LLC	Pro Se
Baek Family Partnership, LLC	Pro Se
Baek 124, LLC	Pro Se
Baek Holdings, LLC	Pro Se
Baek 153, LLC	Pro Se
RGJ Baek, LLC	Pro Se
Richard Baek	Pro Se
Grace Baek	Pro Se



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, March 07, 2018**

**Hearing Room 6C**

---

9:00 AM

**CONT... John Olaf Halvorson**

**Chapter 7**

**Plaintiff(s):**

Weneta M.A. Kosmala

Represented By  
Reem J Bello

**Trustee(s):**

Weneta M Kosmala (TR)

Represented By  
Reem J Bello  
Faye C Rasch

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, March 07, 2018**

**Hearing Room 6C**

9:00 AM

**8:16-11265 William Allen Kosareff**

**Chapter 7**

Adv#: 8:16-01170 Kosareff v. Kosareff

**#2.00**

CONT'D PRE-TRIAL CONFERENCE Hearing RE: Complaint To Determine  
Dischargeability Of Debt Under Section 523(a)(15)  
(Complaint Filed 7/21/16) (PTC set at S/C held 10/12/16)  
(PTC set at S/C held 4/19/17)

FR: 10-12-16; 4-19-17; 9-27-17; 10-25-17; 11-15-17

Docket 3

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will inquire into the status of the settlement stipulation and the order to be lodged thereon.

<b>Party Information</b>
--------------------------

**Debtor(s):**

William Allen Kosareff

Represented By  
William D Constantino

**Defendant(s):**

William Allen Kosareff

Pro Se

**Plaintiff(s):**

Jennifer Kosareff

Represented By  
Richard M Moss III

**Trustee(s):**

Richard A Marshack (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, March 07, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-10559 Michael J Ervin**

**Chapter 7**

Adv#: 8:17-01144 Itria Ventures, LLC v. Ervin

**#3.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint Objecting To  
Dischargeability Of Debt  
(Complaint filed 8/30/17)

FR: 11-22-17

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will order this adversary proceeding into mediation. Mediation stipulation to be filed and an order lodged thereon on or before April 30, 2018.

Next status conference: June 27, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Michael J Ervin

Represented By  
Mark D Klein

**Defendant(s):**

Michael J Ervin

Pro Se

**Plaintiff(s):**

Itria Ventures, LLC

Represented By  
Michael F Chekian

**Trustee(s):**

Karen S Naylor (TR)

Represented By

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, March 07, 2018**

**Hearing Room 6C**

9:00 AM

**CONT...**

**Michael J Ervin**

Burd & Naylor

**Chapter 7**

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, March 07, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-11749 Dean Lavar Corbin and Lianne Corbin**

**Chapter 11**

**#4.00**

CONT'D STATUS CONFERENCE Hearing RE: (1) Status of Chapter 11 Case;  
And (2) Requiring Report On Status Of Chapter 11 Case  
(Petition filed 5/2/17)

FR: 7-5-17; 11-15-17

Docket 0

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Continue the status conference to June 13, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Dean Lavar Corbin

Represented By  
Michael Jones

**Joint Debtor(s):**

Lianne Corbin

Represented By  
Michael Jones

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, March 07, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-14089 Mohdsameer Aljanedi Dental Corporation**

**Chapter 11**

**#5.00**

CONT'D STATUS CONFERENCE Hearing RE: (1) Status of Chapter 11 Case;  
And (2) Requiring Report On Status Of Chapter 11 Case  
(Petition filed 10/15/17)

FR: 12-20-17

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will inquire into compliance with United States Trustee guidelines and requirements.

Next status conference: May 30, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Mohdsameer Aljanedi Dental

Represented By  
Michael R Totaro

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, March 07, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-10013 Fred Asafu-Adjaye and Esther Asafu-Adjaye**

**Chapter 11**

**#6.00**

STATUS CONFERENCE Hearing RE: (1) Status of Chapter 11 Case; And (2) Requiring Report On Status Of Chapter 11 Case (Petition filed 1/3/18)

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will inquire into compliance with United States Trustee guidelines and requirements.

The Court will set the bar date at May 31, 2018 and require notice of the bar date to be filed and served on or before March 23, 2018.

The Court will set a deadline of September 30, 2018 for filing a plan and disclosure statement and a deadline of January 31, 2019 for confirming a plan.

Next status conference: July 11, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Fred Asafu-Adjaye

Represented By  
Kevin Tang

**Joint Debtor(s):**

Esther Asafu-Adjaye

Represented By  
Kevin Tang

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, March 07, 2018**

**Hearing Room 6C**

2:00 PM

**8:17-13950 Nilanj Dinesh Pandya and Kavita Pandya**

**Chapter 13**

**#1.00**

Hearing RE: Confirmation Of Chapter 13 Plan

FR: 12-13-17

Docket 0

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Nilanj Dinesh Pandya

Represented By  
Michael Jones  
Sara Tidd

**Joint Debtor(s):**

Kavita Pandya

Represented By  
Michael Jones  
Sara Tidd

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, March 07, 2018**

**Hearing Room 6C**

2:00 PM

**8:17-14700 Yolanda C. Gregg**

**Chapter 13**

**#2.00**

CONT'D Hearing RE: Confirmation Of Chapter 13 Plan

FR: 2-7-18

Docket 2

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Yolanda C. Gregg

Represented By  
Christine A Kingston

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, March 07, 2018**

**Hearing Room 6C**

2:00 PM

**8:17-14729 Shellaine Alonsagay-del Campo**

**Chapter 13**

**#3.00**

CONT'D Hearing RE: Confirmation Of Chapter 13 Plan

FR: 2-7-18

**[Tele. appr., Kristin A. Zilberstein, repr., PRPM2017-3]**

Docket 2

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Shellaine Alonsagay-del Campo

Represented By  
Christopher J Langley

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, March 07, 2018**

**Hearing Room 6C**

2:00 PM

**8:17-14998 Vanessa Patricia Martinez**

**Chapter 13**

**#4.00**

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 5

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Vanessa Patricia Martinez

Represented By  
Javier H Castillo

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, March 07, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-10014 Evan Anderson and Kendyl Anderson**

**Chapter 13**

**#5.00**

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 4

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Evan Anderson

Represented By  
Anerio V Altman

**Joint Debtor(s):**

Kendyl Anderson

Represented By  
Anerio V Altman

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, March 07, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-10093 James Edward Welsh**

**Chapter 13**

**#6.00**

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 2

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

James Edward Welsh

Represented By  
Charles W Daff

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, March 07, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-10005 Daniel Molina**

**Chapter 13**

**#7.00**

Hearing RE: Confirmation of Chapter 13 Plan

Docket 0

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - ORDER and Notice of  
Dismissal of Case for Failure to File Initial Petition Documents Within 72  
Hours ENTERED 1-9-18 - (Docket No. [11])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Daniel Molina

Represented By  
Gary S Saunders

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, March 07, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-10007 Ana Elsa Choy**

**Chapter 13**

**#8.00**

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 0

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - Order and Notice of  
Dismissal for Failure to File Schedules, Statements, and/or Plan ENTERED 1  
-22-18 - (Docket No. [11])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Ana Elsa Choy

Pro Se

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, March 07, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-10015 Rodolfo R Pichardo**

**Chapter 13**

**#9.00**

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 0

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - Order and Notice of  
Dismissal for Failure to File Schedules, Statements, and/or Plan ENTERED 1  
-22-18 - (Docket No. [9])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Rodolfo R Pichardo

Pro Se

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se



United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar

Wednesday, March 07, 2018

Hearing Room 6C

2:00 PM

8:18-10057 Ruth Benveniste

Chapter 13

#10.00

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 0

\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - ORDER and Notice of  
Dismissal of Case for Failure to File Initial Petition Documents Within 72  
Hours ENTERED 1-16-18 - (Docket No. [9])

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Ruth Benveniste

Represented By  
Jamil L White

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, March 07, 2018

Hearing Room 6C

2:00 PM

8:18-10075 Franklin Atoche

Chapter 13

#11.00

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 0

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - Order and Notice of  
Dismissal for Failure to File Schedules, Statements, and/or Plan ENTERED 1  
-29-18 - (Docket No. [9])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Franklin Atoche

Pro Se

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, March 07, 2018**

**Hearing Room 6C**

3:00 PM

**8:17-12805 David Williams and Denise Williams**

**Chapter 13**

**#1.00**

CONT'D Hearing RE: Confirmation Of Chapter 13 Plan

FR: 9-13-17; 12-13-17; 1-10-18

**[Tele. appr., Kristin A. Zilberstein, repr., Franklin Credit Management Corporation]**

Docket 2

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

David Williams

Represented By  
Julie J Villalobos

**Joint Debtor(s):**

Denise Williams

Represented By  
Julie J Villalobos

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, March 07, 2018

Hearing Room 6C

3:00 PM

8:14-11802 Susan Lee Thrasher

Chapter 13

#2.00

Hearing RE: Trustee's Verified Motion For Order Dismissing Chapter 13  
Proceeding For Failure To Make Plan Payments  
[11 U.S.C. 1307(c)]  
(Motion filed 1/2/18) (Set per Opposition filed 1/16/18)

Docket 67

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the motion and dismiss the case.

CHAPTER 13 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Susan Lee Thrasher

Represented By  
Gary Leibowitz  
Jacqueline D Serrao

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, March 07, 2018**

**Hearing Room 6C**

3:00 PM

**8:15-12648 Jesus Melendez**

**Chapter 13**

**#3.00**

Hearing RE: Trustee's Verified Motion To Dismiss Case Due To Material Default Of A Plan Provision  
(Motion filed 1/25/18)

Docket 45

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the motion and dismiss the case.

CHAPTER 13 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Jesus Melendez

Represented By  
Rebecca Tomilowitz

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, March 07, 2018**

**Hearing Room 6C**

3:00 PM

**8:16-14408 Christine K Roberts**

**Chapter 13**

**#4.00**

Hearing RE: Trustee's Verified Motion For Order Dismissing Chapter 13  
Proceeding For Failure To Make Plan Payments  
[11 U.S.C. 1307(c)]  
(Motion filed 12/20/17) (Set per Opposition filed 1/3/18)

Docket 66

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the motion and dismiss the case.

CHAPTER 13 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Christine K Roberts

Represented By  
Bruce D White

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, March 07, 2018

Hearing Room 6C

3:00 PM

8:15-14273 Jesse Marquez and Rocio Carmen Marquez

Chapter 13

#5.00

Hearing RE: Application For Additional Fees And Related Expenses In A Pending Chapter 13 Case Subject To A Rights And Responsibilities Agreement (RARA)  
(Motion filed 1/5/18) (Set per Trustee's comments filed 1/19/18)

**[RE: SUNDEE M. TEEPLE - Attorney For Debtors]  
[Fees: \$915.00; Expenses: \$67.08]**

Docket 50

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the application.

APPLICANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Jesse Marquez

Represented By  
Sundee M Teeple

**Joint Debtor(s):**

Rocio Carmen Marquez

Represented By  
Sundee M Teeple

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, March 07, 2018

Hearing Room 6C

3:00 PM

8:17-12874 Jimmy Alcaraz and Debra Josephine Alcaraz

Chapter 13

#6.00

Hearing RE: Application Of Attorney For Debtor For Additional Fees And Related Expenses For The Period From May 15, 2017 Through February 2, 2018

(Motion filed 2/2/18)

(Set per Trustee's comments filed 2/12/18)

(Notice of Hearing filed 2/12/18)

**[RE: BERT BRIONES - Attorney For Debtors]**

**[Fees: \$6.250.00; Expenses: \$216.60]**

Docket 44

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will require the applicant to answer the questions posed by the Trustee in numbered paragraph 3 on page 2 of the Trustee's Comments on the Application.

**Party Information**

**Debtor(s):**

Jimmy Alcaraz

Represented By  
Bert Briones

**Joint Debtor(s):**

Debra Josephine Alcaraz

Represented By  
Bert Briones

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, March 07, 2018

Hearing Room 6C

3:00 PM

**8:18-10005 Daniel Molina**

**Chapter 13**

#7.00

Hearing RE: Motion Of United States Trustee To Determine Whether Compensation Paid To Counsel Was Excessive Under 11 U.S.C. Section 329 And F.R.B.P. 2017 And To Order Counsel To File A 2016(b) Statement (Motion filed 1/24/18)

Docket 14

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - ORDER APPROVING  
STIPULATION ENTERED 3-7-18 - (Docket No. [21])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Daniel Molina

Represented By  
Gary S Saunders

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, March 07, 2018

Hearing Room 6C

3:00 PM

**8:18-10057 Ruth Benveniste**

**Chapter 13**

**#8.00**

Hearing RE: Motion Of United States Trustee To Determine Whether Compensation Paid To Counsel Was Excessive Under 11 U.S.C. Section 329 And F.R.B.P. 2017 And To Order Counsel To File A 2016(a) Statement (Motion filed 1/25/18)

Docket 12

**\*\*\* VACATED \*\*\* REASON: CALENDAR - ORDER APPROVING  
STIPULATION REGARDING COUNSEL'S FEES ENTERED 2-8-18 -  
(Docket No. [18])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Ruth Benveniste

Represented By  
Jamil L White

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, March 07, 2018

Hearing Room 6C

3:00 PM

8:16-12804 Spring L Jaentsch

Chapter 13

#9.00

Hearing RE: Trustee's Verified Motion For Order Dismissing Chapter 13  
Proceeding For Failure To Make Plan Payments  
[11 U.S.C. 1307(c)]  
(Motion filed 2/1/18) (Set per Opposition filed 2/16/18)

Docket 49

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the motion and dismiss the case.

CHAPTER 13 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Spring L Jaentsch

Represented By  
David Samuel Shevitz

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, March 08, 2018**

**Hearing Room 225**

9:00 AM

**6:13-29349 Jess Padilla**

**Chapter 7**

Adv#: 6:17-01240 U.S. Trustee v. Howard Law P.C. et al

**#1.00**

Status Conference RE: Complaint by U.S. Trustee against Howard Law P.C., Williamson & Howard LLP, Vincent D Howard, Timothy Allen Reed. (Fee Not Required). Complaint For Disgorgement Of Fees, Civil Penalties, And/Or Injunctive And Other Relief Nature of Suit: (14 (Recovery of money/property - other)),(72 (Injunctive relief - other)),(91 (Declaratory judgment)),(02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy)

(cont from 2/15/18)

Docket 1

**\*\*\* VACATED \*\*\* REASON: Consolidated with case 6:17-01237-SC**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Jess Padilla

Represented By  
Timothy Reed

**Defendant(s):**

Timothy Allen Reed

Pro Se

Vincent D Howard

Pro Se

Williamson & Howard LLP

Pro Se

Howard Law P.C.

Pro Se

**Plaintiff(s):**

U.S. Trustee

Represented By  
Mohammad Tehrani

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, March 08, 2018**

**Hearing Room 225**

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9:00 AM

**CONT... Jess Padilla**

**Chapter 7**

**Trustee(s):**

Howard B Grobstein (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, March 08, 2018**

**Hearing Room 225**

9:00 AM

**6:14-17358 Shirley Lynn Arrington**

**Chapter 7**

Adv#: 6:17-01242 U.S. Trustee v. Howard Law P.C. et al

**#2.00**

Status Conference re: Complaint by U.S. Trustee against Howard Law P.C., Williamson & Howard LLP, Vincent D Howard, Timothy Allen Reed, For Disgorgement Of Fees, Civil Penalties, And/Or Injunctive And Other Relief Nature of Suit: (14 (Recovery of money/property - other)),(72 (Injunctive relief - other)),(91 (Declaratory judgment)),(02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy)

(cont from 2/15/18)

Docket 1

**\*\*\* VACATED \*\*\* REASON: Consolidated with case 6:17-01237-SC**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Shirley Lynn Arrington

Represented By  
Timothy Reed

**Defendant(s):**

Timothy Allen Reed

Pro Se

Vincent D Howard

Pro Se

Williamson & Howard LLP

Pro Se

Howard Law P.C.

Pro Se

**Plaintiff(s):**

U.S. Trustee

Represented By  
Mohammad Tehrani

**Trustee(s):**

Todd A. Frealy (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, March 08, 2018**

**Hearing Room 225**

9:00 AM

**CONT... Shirley Lynn Arrington**

**Chapter 7**

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, March 08, 2018**

**Hearing Room 225**

9:00 AM

**6:16-14576 USA Sales, Inc.**

**Chapter 11**

**#3.00**

Hrg. on Chapter 11 Special Status Conference on the Plan and Disclosure Statement

(Cont. from 2/8/17)

Docket 0

**\*\*\* VACATED \*\*\* REASON: Cont. to 5/31/18 @ 9:00 a.m. - jc**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

USA Sales, Inc.

Represented By

Daren M Schlecter

Rachel S Milman Esq

A. Lavar Taylor

Lisa Nelson



**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, March 08, 2018**

**Hearing Room 225**

2:15 PM

**6:17-19713 Roy Vagh**

**Chapter 7**

**#1.00**

Hrg. on approval of Reaffirmation Agreement filed 2/16/18 Between Debtor and Partners Federal Credit Union, in the amount of \$10,358.18

Re: 2010 Lexus RX350

Docket 13

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The reaffirmation agreement is approved if (a) the vehicle is insured, (b) the loan is current and (c) the borrower feels comfortable with the reaffirmation.

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Roy Vagh

Represented By  
Stuart G Steingraber

**Trustee(s):**

Charles W Daff (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, March 08, 2018**

**Hearing Room 225**

2:15 PM

**6:17-19713 Roy Vagh**

**Chapter 7**

**#2.00**

Hrg. on approval of Reaffirmation Agreement filed 2/16/18 Between Debtor and Partners Federal Credit Union, in the amount of \$5,089.95

Re: 2011 Volvo S80

Docket 14

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The reaffirmation agreement is **not** approved, as it is not in the best interest of the Debtor(s).

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Roy Vagh

Represented By  
Stuart G Steingraber

**Trustee(s):**

Charles W Daff (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, March 08, 2018**

**Hearing Room 225**

2:15 PM

**6:17-19770 Rhenda Curry**

**Chapter 7**

**#3.00**

Hrg. on approval of Reaffirmation Agreement filed 2/14/18 Between Debtor and Santander Consumer USA Inc., in the amount of \$12,843.17

Re: 2011 Nissan Altima

Docket 13

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The reaffirmation agreement is **not** approved, as it is not in the best interest of the Debtor(s).

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Rhenda Curry

Pro Se

**Trustee(s):**

Arturo Cisneros (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, March 08, 2018**

**Hearing Room 225**

2:15 PM

**6:18-10606 Vivian Faye Richardson**

**Chapter 7**

**#4.00**

Hrg. on approval of Reaffirmation Agreement Between Debtor and Santander Consumer USA Inc., dba Chrysler Capital, in the amount of \$11,925.51

Re: 2012 Hyundai Elantra

Docket 8

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The reaffirmation agreement is **not** approved, as it is not in the best interest of the Debtor(s).

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Vivian Faye Richardson

Pro Se

**Trustee(s):**

Lynda T. Bui (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Monday, March 12, 2018

Hearing Room 6C

9:00 AM

8:15-15244 Gary Scott and Denise Johnson-Scott

Chapter 13

#1.00

CONT'D Motion for relief from stay [Real Property]

U.S. Bank, N.A., Successor Trustee To LaSalle Bank National Association, On Behalf Of The Holders Of Bear Stearns Asset Backed Securities I Trust 2006-HE2, Asset-Backed Certificates Series 2006-HE2 - vs. DEBTOR  
(Motion filed 10/16/17)

**[RE: 3891 Claremont Street, Irvine, CA 92614]**

FR: 11-13-17; 12-4-17; 1-8-18

Docket 95

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO MARCH 19, 2018 AT  
9:00 A.M. PER SUA SPONTE ORDER CONTINUING THE HEARING  
ENTERED 1-31-18 (Docket No. [108])**

**Party Information**

**Debtor(s):**

Gary Scott

Represented By  
Michael A Younge

**Joint Debtor(s):**

Denise Johnson-Scott

Represented By  
Michael A Younge

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, March 13, 2018**

**Hearing Room 225**

9:00 AM

**6:17-17388 Andrew Smith**

**Chapter 7**

**#1.00**

Cooksey, Toolen, Gage, Duffy & Woog - movant attorney

Motion for Relief from Stay

Ford Motor Credit Company LLC vs. DEBTOR, Larry Simons, trustee  
(Motion filed 2/9/18)

Re: 2014 FORD F150, VIN 1FTNF1CF5EKD48205

Docket 27

**\*\*\* VACATED \*\*\* REASON: Attorney to re-notice for viable date and  
time - jc**

<b>Party Information</b>
--------------------------

**Debtor(s):**

Andrew Smith

Represented By  
Bosky Kathuria

**Trustee(s):**

Larry D Simons (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, March 19, 2018**

**Hearing Room 6C**

9:00 AM

**8:14-15055 Dakarai Nyamyke Bruce**

**Chapter 7**

Adv#: 8:15-01028 Dakarai v. Fazilat

**#1.00**

TRIAL RE: Debtor's Amended Complaint For Violation Of The Automatic Stay  
(Complaint filed 12/9/14) (Amended Complaint filed 3/4/16)  
(Status Conference set per hearing held in Case No. 8:14-bk-15055-MW on  
2/2/15)  
(PTC set at S/C held 4/8/15 - Vacated per Order Entered 6-10-15)  
(PTC Reset per Order Entered 7/16/15)  
(PTC Reset per Order Entered 3/7/16)  
(Status Conference set per hearing on motion held 8/3/16)  
(PTC set at S/C held 8-3-16)  
(S/C set per Order Entered 9/19/17)  
(Trial set at S/C held 11/8/17)

FR: 2-2-15; 7-8-15; 3-9-16; 6-1-16; 8-3-16; 10-12-16; 2-8-17; 4-19-17; 7-26-17;  
11-8-17

Docket 1

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO A DATE TO BE  
DETERMINED BY THE COURT PER ORDER ENTERED 3-19-18 -  
(Docket No. [117])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Dakarai Nyamyke Bruce

Pro Se

**Defendant(s):**

Zahira Fazilat

Represented By  
Gregory L Sproul

**Plaintiff(s):**

Bruce Dakarai

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, March 19, 2018**

**Hearing Room 6C**

---

9:00 AM

**CONT... Dakarai Nyamyke Bruce**

**Chapter 7**

**Trustee(s):**

Weneta M Kosmala (TR)

Pro Se



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, March 19, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15244 Gary Scott and Denise Johnson-Scott**

**Chapter 13**

**#2.00**

CONT'D Motion for relief from stay [Real Property]

U.S. Bank, N.A., Successor Trustee To LaSalle Bank National Association, On Behalf Of The Holders Of Bear Stearns Asset Backed Securities I Trust 2006-HE2, Asset-Backed Certificates Series 2006-HE2 - vs. DEBTOR  
(Motion filed 10/16/17)

**[RE: 3891 Claremont Street, Irvine, CA 92614]**

FR: 11-13-17; 12-4-17; 1-8-18; 3-12-18

**[Tele. appr., Daniel K. Fujimoto, repr., US Bank]**

**[Tele. appr., Michael A. Younge, repr., Gary Scott]**

Docket 95

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will inquire whether the parties have consensually resolved this matter.

**Party Information**

**Debtor(s):**

Gary Scott

Represented By  
Michael A Younge

**Joint Debtor(s):**

Denise Johnson-Scott

Represented By  
Michael A Younge

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Tuesday, March 20, 2018**

**Hearing Room 6C**

9:00 AM

**8:14-15055 Dakarai Nyamyke Bruce**

**Chapter 7**

Adv#: 8:15-01028 Dakarai v. Fazilat

**#1.00**

CONT'D TRIAL RE: Debtor's Amended Complaint For Violation Of The Automatic Stay  
(Complaint filed 12/9/14) (Amended Complaint filed 3/4/16)  
(Status Conference set per hearing held in Case No. 8:14-bk-15055-MW on 2/2/15)  
(PTC set at S/C held 4/8/15 - Vacated per Order Entered 6-10-15)  
(PTC Reset per Order Entered 7/16/15)  
(PTC Reset per Order Entered 3/7/16)  
(Status Conference set per hearing on motion held 8/3/16)  
(PTC set at S/C held 8-3-16)  
(S/C set per Order Entered 9/19/17)  
(Trial set at S/C held 11/8/17)

FR: 2-2-15; 7-8-15; 3-9-16; 6-1-16; 8-3-16; 10-12-16; 2-8-17; 4-19-17; 7-26-17; 11-8-17; 3-19-18

Docket 1

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO A DATE TO BE DETERMINED BY THE COURT PER ORDER ENTERED 3-19-18 - (Docket No. [117])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Dakarai Nyamyke Bruce

Pro Se

**Defendant(s):**

Zahira Fazilat

Represented By  
Gregory L Sproul

**Plaintiff(s):**

Bruce Dakarai

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Tuesday, March 20, 2018**

**Hearing Room 6C**

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9:00 AM

**CONT... Dakarai Nyamyke Bruce**

**Chapter 7**

**Trustee(s):**

Weneta M Kosmala (TR)

Pro Se

United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar

Monday, March 26, 2018

Hearing Room 6C

9:00 AM

8:14-13100 Nicki Lynn Brewer

Chapter 13

#1.00

Motion for relief from stay [Real Property]

Bank Of America, N.A. vs. DEBTOR  
(Motion filed 2/15/18)

**[RE: 619 Delhi Place, Fullerton, CA 92833]**

Docket 42

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - NOTICE OF  
WITHDRAWAL OF MOTION FILED 3/22/18 - (Docket No. [44])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Nicki Lynn Brewer

Represented By  
Nicholas M Wajda

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, March 26, 2018**

**Hearing Room 6C**

9:00 AM

**8:14-16984 Sunny Hoss**

**Chapter 13**

**#2.00**

Motion for relief from stay [Real Property]

Bank Of America, N.A. vs. DEBTOR  
(Motion filed 2/13/18)

**[RE: Hunter, Irvine, CA 92620]**

Docket 54

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The motion is granted pursuant to 11 U.S.C. § 362(d)(1) to permit movant, its successors, transferees and assigns, to enforce its remedies to foreclose upon and obtain possession of the subject property in accordance with applicable law, *unless* the debtor pays all arrearages in full on or before the hearing date on this matter. Movant may not pursue any deficiency claim against the debtor or the estate except by filing a proof of claim pursuant to 11 U.S.C. § 501.

The 14-day stay provided by Rule 4001(a)(3) is waived.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
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**Debtor(s):**

Sunny Hoss

Represented By  
Peter Rasla

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, March 26, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-12114 Paul Joseph Gerard Riccobon**

**Chapter 7**

**#3.00**

Motion for relief from stay [Real Property]

Commerical Bank Of California vs. DEBTOR  
(Motion filed 2/15/18)

**[RE: 11899 Lotus Avenue, Fountain Valley, CA 92612]**

Docket 36

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

For purposes of determining the equity cushion, the Court will estimate the subject property's fair market value to be \$864,950, which is the midpoint between the listing price and an actual offer received with respect to the property.

The equity cushion is therefore 12.64 percent, which the Court deems to be adequate protection.

Deny without prejudice.

DEBTOR TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Paul Joseph Gerard Riccobon

Represented By  
Michael N Nicaastro

**Trustee(s):**

Richard A Marshack (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, March 26, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-13025 Abraham Hamideh and Randa Hamida**

**Chapter 13**

**#4.00**

Motion for relief from stay [Personal Property]

Toyota Motor Credit Corporation, A Servicing Agent For Toyota Lease Trust vs.  
DEBTORS  
(Motion filed 2/21/18)

**[RE: 2015 Toyota Prius - VIN No.: JTDKDTB37F1109225]**

Docket 34

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The motion is granted pursuant to 11 U.S.C. § 362(d)(1) to permit movant, its successors, transferees and assigns, to enforce its remedies to repossess or otherwise obtain possession and dispose of its collateral pursuant to applicable law, and to use the proceeds from its disposition to satisfy its claim, *unless* the debtor pays all arrearages in full on or before the hearing date on this matter. Movant may not pursue any deficiency claim against the debtor or the estate except by filing a proof of claim pursuant to 11 U.S.C. § 501.

The 14-day stay provided by Rule 4001(a)(3) is waived.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Abraham Hamideh

Represented By  
Joseph M Hoats

**Joint Debtor(s):**

Randa Hamida

Represented By  
Joseph M Hoats

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, March 26, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... Abraham Hamideh and Randa Hamida**

**Chapter 13**

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, March 26, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-10306 Jose Octavio Lazcano and Edith Lazcano**

**Chapter 7**

**#5.00**

Motion for relief from stay [Personal Property]

Daimler Trust vs. DEBTORS  
(Motion filed 2/16/18)

**[RE: 2017 Mercedes-Benz C300 - VIN 55SWF4JB7HU214687]**

Docket 10

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The motion is granted pursuant to 11 U.S.C. § 362(d)(1) to permit movant, its successors, transferees and assigns, to enforce its remedies to repossess or otherwise obtain possession and dispose of its collateral pursuant to applicable law, and to use the proceeds from its disposition to satisfy its claim, *unless* the debtor pays all arrearages in full on or before the hearing date on this matter. Movant may not pursue any deficiency claim against the debtor or the estate except by filing a proof of claim pursuant to 11 U.S.C. § 501.

The 14-day stay provided by Rule 4001(a)(3) is waived.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Jose Octavio Lazcano

Represented By  
Christopher J Langley

**Joint Debtor(s):**

Edith Lazcano

Represented By  
Christopher J Langley

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, March 26, 2018**

**Hearing Room 6C**

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9:00 AM

**CONT... Jose Octavio Lazcano and Edith Lazcano**

**Chapter 7**

**Trustee(s):**

Thomas H Casey (TR)

Pro Se

United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar

Monday, March 26, 2018

Hearing Room 6C

9:00 AM

8:18-10487 Alfonso Juarez

Chapter 13

#6.00

Motion for relief from stay [Unlawful Detainer]

HOD Real Estate, LLC vs. DEBTOR  
(Motion filed 2/21/18)

**[RE: 1924 W. Maywood Avenue, Santa Ana, CA 92704]**

Docket 9

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - Order and Notice of  
Dismissal for Failure to File Schedules, Statements, and/or Plan ENTERED 3  
-5-18 - (Docket No. [11])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Alfonso Juarez

Pro Se

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, March 26, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-11342 William Alan Skall**

**Chapter 13**

**#7.00**

Motion for relief from stay [Real Property]

Ditceh Financial LLc FKA Green Tree Servicing vs. DEBTOR  
(Motion filed 2/26/18)

**[RE: 2000 Russell Avenue, Fullerton, CA 92833]**

Docket 27

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The motion is granted pursuant to 11 U.S.C. § 362(d)(1) to permit movant, its successors, transferees and assigns, to enforce its remedies to foreclose upon and obtain possession of the subject property in accordance with applicable law, *unless* the debtor pays all arrearages in full on or before the hearing date on this matter. Movant may not pursue any deficiency claim against the debtor or the estate except by filing a proof of claim pursuant to 11 U.S.C. § 501.

The 14-day stay provided by Rule 4001(a)(3) is waived.

Also, grant the following relief:

- Box 3. Movant, or its agents, may, at its option, offer, provide and enter into a potential forbearance agreement, loan modification, refinance agreement or other loan workout or loss mitigation agreement. Movant, through its servicing agent, may contact the Debtor by telephone or written correspondence to offer such an agreement.

- Box 12. Upon entry of the order, for purposes of Cal. Civ. Code § 2923.5, the Debtor is a borrower as defined in Cal. Civ.Code § 2920.5(c)(2)(C).

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, March 26, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... William Alan Skall**

**Chapter 13**

The co-debtor stay of 11 U.S.C. § 1201(a) or § 1301(a) is terminated, modified or annulled as to the co-debtor, on the same terms and conditions as to the Debtor.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

William Alan Skall

Represented By  
Julie J Villalobos

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, March 26, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-10013 Fred Asafu-Adjaye and Esther Asafu-Adjaye**

**Chapter 11**

**#8.00**

Motion for relief from stay [Real Property]

Wells Fargo Bank, N.A., vs. DEBTOR  
(Motion filed 2/26/18)

**[RE: 28841 Yosemite PL Canyon Lake, CA 92587]**

Docket 28

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Continue to April 30, 2018 at 9:00 a.m. to permit time for negotiation of an adequate protection stipulation.

DEBTORS TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Fred Asafu-Adjaye

Represented By  
Kevin Tang

**Joint Debtor(s):**

Esther Asafu-Adjaye

Represented By  
Kevin Tang

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 5B Calendar**

**Monday, March 26, 2018**

**Hearing Room 5B**

9:00 AM

**8:18-10347 Herminia Evelyn Bautista Esclamado**

**Chapter 7**

**#9.00**

Motion for Relief from Stay [Personal Property]

Toyota Motor Credit Corporation vs. DEBTOR  
(Motion filed 2/27/18)

**[RE: 2016 Toyota Corolla VIN No.:5YFBURHE5GP477315]**

Docket 9

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The motion is granted pursuant to 11 U.S.C. §§ 362(d)(1) and (d)(2) to permit movant, its successors, transferees and assigns, to enforce its remedies to repossess or otherwise obtain possession and dispose of its collateral pursuant to applicable law, and to use the proceeds from its disposition to satisfy its claim, *unless* the debtor pays all arrearages in full on or before the hearing date on this matter. Movant may not pursue any deficiency claim against the debtor or the estate except by filing a proof of claim pursuant to 11 U.S.C. § 501.

The 14-day stay provided by Rule 4001(a)(3) is waived.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Herminia Evelyn Bautista

Represented By  
Ethan Kiwhan Chin

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 5B Calendar**

**Monday, March 26, 2018**

**Hearing Room 5B**

9:00 AM

**CONT... Herminia Evelyn Bautista Esclamado**

**Chapter 7**

**Trustee(s):**

Karen S Naylor (TR)

Pro Se



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, March 26, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-10607 Nicole Clarisa Sadler**

**Chapter 7**

**#10.00**

Motion for relief from the automatic stay [Unlawful Detainer]  
(Motion filed 2/27/18)

**[RE: 23 Southbrook, Irvine, CA 92604]**

Docket 9

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The motion is granted pursuant to 11 U.S.C. §§ 362(d)(1) and (d)(2). This motion has been filed to proceed with an unlawful detainer action. This action must go forward because the debtor's right to possess the premises must be determined. This does not change simply because a bankruptcy petition was filed.

The 14-day stay provided by Rule 4001(a)(3) is waived.

Also, grant annulment.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Nicole Clarisa Sadler

Represented By  
Bert Briones

**Trustee(s):**

Thomas H Casey (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, March 26, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-10634 Eddie Evans Light**

**Chapter 13**

**#11.00**

Hearing RE: Motion in Individual Case for Order Imposing a Stay or Continuing the Automatic Stay as the Court Deems Appropriate (All Creditors and All Property) .  
(Motion filed 2/27/18)

Docket 9

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will inquire about the unchecked boxes on the proof of service form and will likely grant the motion.

<b>Party Information</b>
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**Debtor(s):**

Eddie Evans Light

Represented By  
Michael Jones

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, March 26, 2018**

**Hearing Room 6C**

2:00 PM

**8:17-10559 Michael J Ervin**

**Chapter 7**

**#1.00**

Hearing RE: Chapter 7 Trustee's Motion For Order Disallowing Claim:  
(Motion filed 2/15/18)

Claim No. 2-1 5.15%	Americredit Financial Services, Inc. dba GM Finance	\$49,254.80 +
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Docket 79

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the motion, sustain the objection, and allow as a secured claim only not entitled to any distribution from the estate.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Michael J Ervin

Represented By  
Mark D Klein

**Trustee(s):**

Karen S Naylor (TR)

Represented By  
Burd & Naylor

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, March 26, 2018**

**Hearing Room 6C**

2:00 PM

**8:14-16767 nuCourse Distribution, Inc.**

**Chapter 7**

**#2.00**

CONT'D Hearing RE: Chapter 7 Trustee's Motion For Order: (1) Approving Asset Purchase Agreement And Authorizing Sale Of Property Free And Clear of Liens, Claims And Interests Pursuant To 11 U.S.C. Sections 363(b) And (f); (2) Approving Overbid Procedures; (3) Approving Buyer As Good-Faith Purchaser Pursuant To 11 U.S.C. Section 363(m)  
(Motion filed 1/31/18)

FR: 2-26-18

Docket 69

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant in part. The Court will approve the sale free and clear of any and all liens, claims and encumbrances, including without limitation the lien of U.S. Bank . To the extent U.S. Bank has a valid lien encumbering the assets being sold, U.S. Bank's lien will attach to the sales proceeds. The Court is directing the sale free and clear in order to preclude the possibility that the amount realized on the sale for federal or state income tax purposes will include (or could be argued to include) an amount equal to the Debtor's indebtedness to U.S. Bank under the rule of *Crane v. Commissioner*, 331 U.S. 1 (1947). For purposes of Treasury Regulation § 1.1001-2(a), Debtor is not being discharged from any liabilities as a result of the sale pursuant to this order.

TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

nuCourse Distribution, Inc.

Represented By  
Hamid R Rafatjoo

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, March 26, 2018**

**Hearing Room 6C**

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2:00 PM

**CONT... nuCourse Distribution, Inc.**

**Chapter 7**

**Trustee(s):**

Thomas H Casey (TR)

Represented By  
Beth Gaschen  
Jeffrey I Golden

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, March 27, 2018**

**Hearing Room 225**

9:00 AM

**6:17-17388 Andrew Smith**

**Chapter 7**

**#1.00**

Cooksey, Toolen, Gage, Duffy & Woog - movant attorney

Motion for Relief from Stay

Ford Motor Credit Company LLC vs. DEBTOR, Larry D. Simons, trustee  
(Motion filed 2/13/18)

Re: 2014 FORD F150, VIN 1FTNF1CF5EKD48205

Docket 27

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The motion is granted pursuant to 11 U.S.C. §§ 362(d)(1) and (d)(2) to permit movant, its successors, transferees and assigns, to enforce its remedies to repossess or otherwise obtain possession and dispose of its collateral pursuant to applicable law, and to use the proceeds from its disposition to satisfy its claim, *unless* the debtor pays all arrearages in full on or before the hearing date on this matter. Movant may not pursue any deficiency claim against the debtor or the estate except by filing a proof of claim pursuant to 11 U.S.C. § 501.

The 14-day stay provided by Rule 4001(a)(3) is waived.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Andrew Smith

Represented By  
Bosky Kathuria

**Trustee(s):**

Larry D Simons (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, March 27, 2018**

**Hearing Room 225**

9:00 AM

**6:17-20378 Arthur Lopez, Jr. and Alicia M. Martinez**

**Chapter 7**

**#2.00**

Cooksey, Toolen, Gage, Duffy & Woog - movant attorney

Motion for relief from stay

Wells Fargo Bank NA vs Debtor  
(Motion filed 3/1/18)

RE: 2010 Nissan Armada, VIN 5N1AAONF2AN622291

Docket 14

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The motion is granted pursuant to 11 U.S.C. §§ 362(d)(1) and (d)(2) to permit movant, its successors, transferees and assigns, to enforce its remedies to repossess or otherwise obtain possession and dispose of its collateral pursuant to applicable law, and to use the proceeds from its disposition to satisfy its claim, *unless* the debtor pays all arrearages in full on or before the hearing date on this matter. Movant may not pursue any deficiency claim against the debtor or the estate except by filing a proof of claim pursuant to 11 U.S.C. § 501.

The 14-day stay provided by Rule 4001(a)(3) is waived.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Arthur Lopez Jr.

Represented By  
Patricia M Ashcraft

**Joint Debtor(s):**

Alicia M. Martinez

Represented By  
Patricia M Ashcraft

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, March 27, 2018**

**Hearing Room 225**

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9:00 AM

**CONT... Arthur Lopez, Jr. and Alicia M. Martinez**

**Chapter 7**

**Trustee(s):**

Larry D Simons (TR)

Pro Se



**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, March 27, 2018**

**Hearing Room 225**

9:00 AM

**6:18-10821 Johnny Rene Cuevas**

**Chapter 7**

**#3.00**

Cohen Law Group, APC - movant attorney

Motion for Relief from Stay

Grace Chang vs. DEBTOR  
(Motion filed 2/14/18)

Re: 10775 Midway Rd., Lucerne Valley, CA 92356

Docket 10

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The motion is granted pursuant to 11 U.S.C. § 362(d)(1) only. This motion has been filed to proceed with an unlawful detainer action. This action must go forward because the debtor's right to possess the premises must be determined. This does not change simply because a bankruptcy petition was filed.

The 14-day stay provided by Rule 4001(a)(3) is waived.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
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**Debtor(s):**

Johnny Rene Cuevas

Pro Se

**Trustee(s):**

John P Pringle (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, March 27, 2018**

**Hearing Room 225**

9:00 AM

**6:18-11334 Amanda L Miller**

**Chapter 7**

**#4.00**

Cooksey, Toolen, Gage, Duffy & Woog - movant attorney

Motion for relief from stay

Cab West, LLC vs Debtor  
(Motion filed 3/2/18)

RE: 2015 Ford Edge, VIN: 2FMTK4J81FBB82930

Docket 8

**\*\*\* VACATED \*\*\* REASON: Notice of Voluntary Dismissal of Motion  
filed 3/12/18 - jc**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Amanda L Miller

Pro Se

**Trustee(s):**

Larry D Simons (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, March 27, 2018**

**Hearing Room 225**

2:00 PM

**6:12-10375 Gustavo Negrete and Isabel Victoria Negrete**

**Chapter 7**

**#1.00**

Hrg. on Debtors' Motion filed 2/19/18 to Reopen Chapter 7 Case due to case being closed without discharge due to noncompliance

Docket 19

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Grant the motion and reopen the case for a period of 120 days.

MOVANTS TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Gustavo Negrete

Represented By  
Mirna El Hazin

**Joint Debtor(s):**

Isabel Victoria Negrete

Represented By  
Mirna El Hazin

**Trustee(s):**

Sandra L Bendon (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, March 27, 2018**

**Hearing Room 225**

2:00 PM

**6:14-22067 Gary S. Hann**

**Chapter 7**

Adv#: 6:18-01028 Hann v. Anderson et al

**#2.00**

Hrg. on Order to Show Cause re: Dismissal and Closure of Case

Docket 0

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The matter before the Court is the Court's order to show cause (the "OSC") why this main bankruptcy case should not be closed and why this Court should not dismiss three related adversary proceedings commenced by the debtor, Gary S. Hann ("Mr. Hann"), after the case had been reopened in May 2017 or in the alternative abstain from hearing such adversary proceedings. Mr. Hann opposes the closure of the case and the dismissal of the three related adversary proceedings. The State of Michigan and other defendants favor the dismissal of the adversary proceedings in which they are defendants.

Mr. Hann filed a chapter 7 petition in this Court on September 27, 2014. On November 6, 2014, chapter 7 trustee Karl Anderson ("Mr. Anderson") filed a report of no distribution. Mr. Hann was granted a discharge on January 12, 2015.

Three days before entry of the discharge, on January 9, 2015, Mr. Hann filed complaints commencing two adversary proceedings, the first against the State of Michigan Department of the Treasury (Adv. Pro. No. 6:15-ap-01006) and the second against Harvey Schwartz and Schwartz Property Management (Adv. Pro. No. 6:15-ap-01007).

Subsequently, on June 9, 2015, Mr. Hann filed complaints commencing two additional adversary proceedings, the first against Terrence P. Bronson, J. Cedric Simpson and other individuals and entities (Adv. Pro. No. 6:15-ap-01166) and the second against City of Ypsilanti, Michigan, John M. Barr and other persons and

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, March 27, 2018**

**Hearing Room 225**

2:00 PM

**CONT... Gary S. Hann**

**Chapter 7**

entities (Adv. Pro. No. 6:15-ap-01167).

The main bankruptcy case was closed on September 21, 2015 and the four related adversary proceedings dismissed for lack of standing or on other grounds.

The United States Trustee moved to reopen the main bankruptcy case on May 26, 2017 on the ground that information had been received suggesting the possibility that Mr. Hann's Roth IRA, previously treated as an exempt asset, was not in fact exempt. The motion was granted, the case reopened and Karl Anderson was reappointed as chapter 7 trustee to examine the matter. Mr. Anderson withdrew the previous report of no distribution and filed a Notice of Assets on June 5, 2017.

Following the reopening of the case, Mr. Hann filed complaints commencing three new adversary proceedings: (1) Adv. Pro. No. 6:17-ap-01168 (the "1168 Action"); (2) Adv. Pro. No. 6:17-ap-01226 (the "1226 Action"); and (3) Adv. Pro. No. 6:18-ap-01028 (the "1028 Action"). The nature of these adversary proceedings is described in greater detail below, but, briefly, the 1168 Action and the 1226 Action grow out of disputes between Mr. Hann and various parties over real estate transactions occurring in the State of Michigan and Michigan state court lawsuits growing out of such real estate transactions circa 2012-2016. The 1028 Action alleges that Mr. Anderson breached his duties as chapter 7 trustee by failing to take over these actions as real party in interest and to prosecute them for the bankruptcy estate's benefit.

The Court ordered Mr. Anderson and his counsel to examine whether they believe Mr. Hann's Roth IRA is non-exempt estate property that can be used to pay creditors in Mr. Hann's bankruptcy case. He conducted such examination and reported back to the Court in a filed pleading concluding that, for a number of reasons, he would not object to Mr. Hann's claim of exemption with respect to his Roth IRA. He then filed a Trustee's Report of No Distribution and requested that the Court close the main bankruptcy case and dismiss the three pending adversary proceedings mentioned above.

The Court thereupon issued this OSC in order to hear argument on the issue of

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, March 27, 2018**

**Hearing Room 225**

2:00 PM

**CONT...**

**Gary S. Hann**

**Chapter 7**

whether the Court should close the case and dismiss the three adversary proceedings.

Mr. Hann clearly would like Mr. Anderson to substitute in as real party in interest in the 1168 Action and the 1226 Action and to litigate against Mr. Hann's various opponents in controversies arising from the Michigan real estate transactions (and resulting lawsuits) mentioned earlier. On the other hand, Mr. Anderson shows absolutely no interest in taking over these adversary proceedings as the real party in interest.

In the 1168 Action, Mr. Hann alleges that his Roth IRA provisionally sold a condominium located at 207 Ballard, #202, Ypsilanti, Michigan to Stacey M. Hogan on a land sale contract. The condominium was within a development managed by Brickhaven Condominium Association ("Brickhaven"). A dispute erupted after Brickhaven placed a lien on the condominium for alleged nonpayment of assessments on September 25, 2014 and proceeded toward a foreclosure sale. There followed litigation in the Michigan state and federal courts. Mr. Hann asks this Court to determine that the Michigan courts lacked both personal and subject matter jurisdiction over his Roth IRA, that the state court judge in the case, David S. Swartz, violated his rights, that there was fraud on the Michigan courts and that an automatic stay violation occurred in connection with this litigation.

In the 1226 Action, Mr. Hann alleges that his Roth IRA sold a single family residence at 709 Dorset, Ypsilanti Township, Michigan to Francis P. Sakaya and Babalao Investors, LLC ("Dorset Buyers") on January 19, 2012 on a low down payment contract for sale. According to the complaint, the Dorset Buyers defaulted on payments, suffered a forfeiture of their interest in the property but then refused to deliver possession. The complaint alleges that there then followed litigation in the Michigan state courts between Mr. Hann's Roth IRA, the Dorset Buyers and other parties relating to the property and other claims including tortious interference with contract, abuse of process, perjury, intentional infliction of emotional distress, conversion, unjust enrichment, fraud on the court, conspiracy to defraud, lack of subject matter and personal jurisdiction, judicial misfeasance and Fourth Amendment violations. In the prayer for relief, Mr. Hann asks this Court to declare the Michigan

**United States Bankruptcy Court  
Central District of California  
Riverside  
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**Gary S. Hann**

**Chapter 7**

state court proceedings void *ab initio* as in violation of the automatic stay and to award compensatory and punitive damages exceeding \$500,000.

In the 1028 Action, the complaint alleges that the chapter 7 trustee wrongfully failed to prosecute the 1168 Action and the 1226 Action for the bankruptcy estate's benefit and asks the Court to order the trustee to prosecute these actions. The complaint also seeks nominal compensatory and punitive damages against the trustee, totaling \$16.00 and demands a jury trial. Also named as defendants are the trustee's attorneys – the law firm of Shulman Hodges & Bastian LLP and, individually, two attorneys who are members of that firm, Melissa Davis Lowe and Leonard M. Shulman.

In the responses to the OSC, no party has argued that the trustee erred in his determination that Mr. Hann's claim of exemption with respect to his Roth IRA should remain intact and that the Roth IRA should not be administered for the estate's benefit. For instance, Mr. Hann writes in his response "The reopening of this case and the removal of the exemption on Debtor Hann's Roth IRA's was not based on any credible evidence and was not timely." The Court agrees with Mr. Hann's argument that his exemption in the Roth IRA should remain intact and unaltered and that the Roth IRA should not be administered for the estate's benefit. Therefore, the Court closes the main bankruptcy case. 11 U.S.C. § 350.

The Court now turns to the three adversary proceedings.

Most instructive in addressing the Court's proper course with respect to these adversary proceedings is the unpublished decision of the United States Bankruptcy Appellate Panel for the Ninth Circuit in *Armstrong v. IRS (In re Armstrong)*, BAP Nos. CC-11-1554-KiRnPa, CC-11-1476-KiRnPa, 2013 Bankr. LEXIS 2202 (BAP 9th Cir., April 8, 2013). The Court relies upon *Armstrong* in view of its persuasive value.

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economy, convenience, fairness and comity in determining whether to abstain from exercising its jurisdiction. The weighing of these factors is discretionary.

Judicial Economy. The 1168 Action was filed on August 8, 2017. The 1226 Action was filed on November 7, 2017. The Court stayed each of these adversary proceedings by order entered November 13, 2017, and the stay remains in effect as of this writing. Thus, disregarding the period where these actions were stayed, the 1168 Action has been pending for only slightly more than three months, whereas the 1226 Action has been pending for only six days. No discovery has been taken, and no motions for summary judgment have been filed. No trial has commenced. Because of these considerations, this factor weighs in favor of not retaining jurisdiction over either the 1168 Action or the 1226 Action.

Convenience. Nothing prevents Mr. Hann from bringing his claims in the 1168 Action and the 1226 Action before the Michigan state courts. As *Armstrong* points out, the "inconvenience of having to re-file a complaint in another court does not warrant retention of jurisdiction." This factor disfavors retention of jurisdiction.

Fairness. Mr. Hann alleges in his complaints in the 1168 Action and the 1226 Action that he has not been treated fairly by the lower Michigan state courts (i.e., the trial courts) with respect to his various claims. Whether or not that is true, this Court cannot act as a court of appeal with respect to the Michigan state courts. Mr. Hann's proper remedy is to seek redress from higher Michigan state courts (i.e., appellate courts), not this Court. These considerations, coupled with the brief time these actions have been pending, compel the conclusion that this factor favors abstention.

Comity. The 1168 Action and the 1226 Action relate to alleged wrongs occurring in the State of Michigan and involve Michigan law. The Court will leave these matters to the Michigan state courts, which (obviously) are much better versed in Michigan law than this Court. This factor strongly favors abstention.

Based upon the foregoing, with all four factors favoring abstention and no factors favoring the retention of jurisdiction, this Court grants the OSC, abstains from hearing



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<b>Party Information</b>
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**Debtor(s):**

Gary S. Hann

Represented By  
Charles K Young

**Defendant(s):**

Karl T Anderson

Pro Se

Shulman Hodges & Bastian LLP

Pro Se

Melissa Davis Lowe

Pro Se

Leonard M. Shulman

Pro Se

**Plaintiff(s):**

Gary S Hann

Pro Se

**Trustee(s):**

Karl T Anderson (TR)

Represented By  
Leonard M Shulman  
Melissa Davis Lowe

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**6:14-22067 Gary S. Hann**

**Chapter 7**

Adv#: 6:17-01226 Hann v. Sakaya et al

**#3.00**

Hrg. on Order to Show Cause re: Dismissal and Closure of Case

Docket 0

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The matter before the Court is the Court's order to show cause (the "OSC") why this main bankruptcy case should not be closed and why this Court should not dismiss three related adversary proceedings commenced by the debtor, Gary S. Hann ("Mr. Hann"), after the case had been reopened in May 2017 or in the alternative abstain from hearing such adversary proceedings. Mr. Hann opposes the closure of the case and the dismissal of the three related adversary proceedings. The State of Michigan and other defendants favor the dismissal of the adversary proceedings in which they are defendants.

Mr. Hann filed a chapter 7 petition in this Court on September 27, 2014. On November 6, 2014, chapter 7 trustee Karl Anderson ("Mr. Anderson") filed a report of no distribution. Mr. Hann was granted a discharge on January 12, 2015.

Three days before entry of the discharge, on January 9, 2015, Mr. Hann filed complaints commencing two adversary proceedings, the first against the State of Michigan Department of the Treasury (Adv. Pro. No. 6:15-ap-01006) and the second against Harvey Schwartz and Schwartz Property Management (Adv. Pro. No. 6:15-ap-01007).

Subsequently, on June 9, 2015, Mr. Hann filed complaints commencing two additional adversary proceedings, the first against Terrence P. Bronson, J. Cedric Simpson and other individuals and entities (Adv. Pro. No. 6:15-ap-01166) and the second against City of Ypsilanti, Michigan, John M. Barr and other persons and

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**Chapter 7**

entities (Adv. Pro. No. 6:15-ap-01167).

The main bankruptcy case was closed on September 21, 2015 and the four related adversary proceedings dismissed for lack of standing or on other grounds.

The United States Trustee moved to reopen the main bankruptcy case on May 26, 2017 on the ground that information had been received suggesting the possibility that Mr. Hann's Roth IRA, previously treated as an exempt asset, was not in fact exempt. The motion was granted, the case reopened and Karl Anderson was reappointed as chapter 7 trustee to examine the matter. Mr. Anderson withdrew the previous report of no distribution and filed a Notice of Assets on June 5, 2017.

Following the reopening of the case, Mr. Hann filed complaints commencing three new adversary proceedings: (1) Adv. Pro. No. 6:17-ap-01168 (the "1168 Action"); (2) Adv. Pro. No. 6:17-ap-01226 (the "1226 Action"); and (3) Adv. Pro. No. 6:18-ap-01028 (the "1028 Action"). The nature of these adversary proceedings is described in greater detail below, but, briefly, the 1168 Action and the 1226 Action grow out of disputes between Mr. Hann and various parties over real estate transactions occurring in the State of Michigan and Michigan state court lawsuits growing out of such real estate transactions circa 2012-2016. The 1028 Action alleges that Mr. Anderson breached his duties as chapter 7 trustee by failing to take over these actions as real party in interest and to prosecute them for the bankruptcy estate's benefit.

The Court ordered Mr. Anderson and his counsel to examine whether they believe Mr. Hann's Roth IRA is non-exempt estate property that can be used to pay creditors in Mr. Hann's bankruptcy case. He conducted such examination and reported back to the Court in a filed pleading concluding that, for a number of reasons, he would not object to Mr. Hann's claim of exemption with respect to his Roth IRA. He then filed a Trustee's Report of No Distribution and requested that the Court close the main bankruptcy case and dismiss the three pending adversary proceedings mentioned above.

The Court thereupon issued this OSC in order to hear argument on the issue of

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whether the Court should close the case and dismiss the three adversary proceedings.

Mr. Hann clearly would like Mr. Anderson to substitute in as real party in interest in the 1168 Action and the 1226 Action and to litigate against Mr. Hann's various opponents in controversies arising from the Michigan real estate transactions (and resulting lawsuits) mentioned earlier. On the other hand, Mr. Anderson shows absolutely no interest in taking over these adversary proceedings as the real party in interest.

In the 1168 Action, Mr. Hann alleges that his Roth IRA provisionally sold a condominium located at 207 Ballard, #202, Ypsilanti, Michigan to Stacey M. Hogan on a land sale contract. The condominium was within a development managed by Brickhaven Condominium Association ("Brickhaven"). A dispute erupted after Brickhaven placed a lien on the condominium for alleged nonpayment of assessments on September 25, 2014 and proceeded toward a foreclosure sale. There followed litigation in the Michigan state and federal courts. Mr. Hann asks this Court to determine that the Michigan courts lacked both personal and subject matter jurisdiction over his Roth IRA, that the state court judge in the case, David S. Swartz, violated his rights, that there was fraud on the Michigan courts and that an automatic stay violation occurred in connection with this litigation.

In the 1226 Action, Mr. Hann alleges that his Roth IRA sold a single family residence at 709 Dorset, Ypsilanti Township, Michigan to Francis P. Sakaya and Babalao Investors, LLC ("Dorset Buyers") on January 19, 2012 on a low down payment contract for sale. According to the complaint, the Dorset Buyers defaulted on payments, suffered a forfeiture of their interest in the property but then refused to deliver possession. The complaint alleges that there then followed litigation in the Michigan state courts between Mr. Hann's Roth IRA, the Dorset Buyers and other parties relating to the property and other claims including tortious interference with contract, abuse of process, perjury, intentional infliction of emotional distress, conversion, unjust enrichment, fraud on the court, conspiracy to defraud, lack of subject matter and personal jurisdiction, judicial misfeasance and Fourth Amendment violations. In the prayer for relief, Mr. Hann asks this Court to declare the Michigan

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**Chapter 7**

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In the responses to the OSC, no party has argued that the trustee erred in his determination that Mr. Hann's claim of exemption with respect to his Roth IRA should remain intact and that the Roth IRA should not be administered for the estate's benefit. For instance, Mr. Hann writes in his response "The reopening of this case and the removal of the exemption on Debtor Hann's Roth IRA's was not based on any credible evidence and was not timely." The Court agrees with Mr. Hann's argument that his exemption in the Roth IRA should remain intact and unaltered and that the Roth IRA should not be administered for the estate's benefit. Therefore, the Court closes the main bankruptcy case. 11 U.S.C. § 350.

The Court now turns to the three adversary proceedings.

Most instructive in addressing the Court's proper course with respect to these adversary proceedings is the unpublished decision of the United States Bankruptcy Appellate Panel for the Ninth Circuit in *Armstrong v. IRS (In re Armstrong)*, BAP Nos. CC-11-1554-KiRnPa, CC-11-1476-KiRnPa, 2013 Bankr. LEXIS 2202 (BAP 9th Cir., April 8, 2013). The Court relies upon *Armstrong* in view of its persuasive value.

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**Gary S. Hann**

**Chapter 7**

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Judicial Economy. The 1168 Action was filed on August 8, 2017. The 1226 Action was filed on November 7, 2017. The Court stayed each of these adversary proceedings by order entered November 13, 2017, and the stay remains in effect as of this writing. Thus, disregarding the period where these actions were stayed, the 1168 Action has been pending for only slightly more than three months, whereas the 1226 Action has been pending for only six days. No discovery has been taken, and no motions for summary judgment have been filed. No trial has commenced. Because of these considerations, this factor weighs in favor of not retaining jurisdiction over either the 1168 Action or the 1226 Action.

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Comity. The 1168 Action and the 1226 Action relate to alleged wrongs occurring in the State of Michigan and involve Michigan law. The Court will leave these matters to the Michigan state courts, which (obviously) are much better versed in Michigan law than this Court. This factor strongly favors abstention.

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**Debtor(s):**

Gary S. Hann

Represented By  
Charles K Young

**Defendant(s):**

Francis P Sakaya

Pro Se

Collis & Griffor, PC

Represented By  
Lovee D Sarenas

Griffor Legal, PC

Pro Se

Stuart M Collins, P.C.

Represented By  
Lovee D Sarenas

Beverly Marie Griffor

Represented By  
Lovee D Sarenas

Babalao Investors LLC

Pro Se

Jacqueline Mbville

Pro Se

Archie C Brown

Pro Se

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**CONT... Gary S. Hann**

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Laura Goderis

Pro Se

Stuart M. Collis

Represented By  
Lovee D Sarenas

STATE OF MICHIGAN

Represented By  
Michael S Hill

**Plaintiff(s):**

Gary S Hann

Pro Se

**Trustee(s):**

Karl T Anderson (TR)

Represented By  
Leonard M Shulman  
Melissa Davis Lowe



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**6:14-22067 Gary S. Hann**

**Chapter 7**

Adv#: 6:17-01168 Hann v. Brickhaven Condominium Association and Its Board o

**#4.00**

Hrg. on Order to Show Cause re: Dismissal and Closure of Case

Docket 0

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The matter before the Court is the Court's order to show cause (the "OSC") why this main bankruptcy case should not be closed and why this Court should not dismiss three related adversary proceedings commenced by the debtor, Gary S. Hann ("Mr. Hann"), after the case had been reopened in May 2017 or in the alternative abstain from hearing such adversary proceedings. Mr. Hann opposes the closure of the case and the dismissal of the three related adversary proceedings. The State of Michigan and other defendants favor the dismissal of the adversary proceedings in which they are defendants.

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**Chapter 7**

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**CONT... Gary S. Hann**

**Chapter 7**

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**Chapter 7**

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**Gary S. Hann**

**Chapter 7**

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<b>Party Information</b>
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**Debtor(s):**

Gary S. Hann

Represented By  
Charles K Young

**Defendant(s):**

Karl V Fink

Represented By  
Jennifer E Duty  
Eric R Deitz

The State of Michigan

Represented By  
Michael S Hill

Bowen Equities LLC

Pro Se

Mirror Equities LLC

Pro Se

Thomas M Stulberg

Represented By  
Ryan H Nell

Aaron Selix

Represented By  
Ryan H Nell

Dewie Smith

Represented By

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**Gary S. Hann**

**Chapter 7**

	Ryan H Nell
Starr Butler Alexopoulous & Stoner	Represented By Julie Marquis
Kay Rivest Butler	Represented By Julie Marquis
Joshua R Fink	Represented By Jennifer E Duty Eric R Deitz
Naomi E Fink	Represented By Jennifer E Duty Eric R Deitz
Old Town Realty Inc	Represented By Ryan H Nell
Anne Marie Williams	Represented By Ryan H Nell
Fink & Valvo PLLC	Represented By Jennifer E Duty Eric R Deitz
Brickhaven Condominium	Represented By Ryan H Nell
David W Schelberg	Represented By Julie Marquis

**Plaintiff(s):**

Gary S Hann

Pro Se

**Trustee(s):**

Karl T Anderson (TR)

Represented By  
Leonard M Shulman  
Melissa Davis Lowe

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, March 27, 2018**

**Hearing Room 225**

2:00 PM

**6:14-22067 Gary S. Hann**

**Chapter 7**

**#5.00**

Hrg. on Order to Show Cause re: Dismissal and Closure of Case

Docket 0

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The matter before the Court is the Court's order to show cause (the "OSC") why this main bankruptcy case should not be closed and why this Court should not dismiss three related adversary proceedings commenced by the debtor, Gary S. Hann ("Mr. Hann"), after the case had been reopened in May 2017 or in the alternative abstain from hearing such adversary proceedings. Mr. Hann opposes the closure of the case and the dismissal of the three related adversary proceedings. The State of Michigan and other defendants favor the dismissal of the adversary proceedings in which they are defendants.

Mr. Hann filed a chapter 7 petition in this Court on September 27, 2014. On November 6, 2014, chapter 7 trustee Karl Anderson ("Mr. Anderson") filed a report of no distribution. Mr. Hann was granted a discharge on January 12, 2015.

Three days before entry of the discharge, on January 9, 2015, Mr. Hann filed complaints commencing two adversary proceedings, the first against the State of Michigan Department of the Treasury (Adv. Pro. No. 6:15-ap-01006) and the second against Harvey Schwartz and Schwartz Property Management (Adv. Pro. No. 6:15-ap-01007).

Subsequently, on June 9, 2015, Mr. Hann filed complaints commencing two additional adversary proceedings, the first against Terrence P. Bronson, J. Cedric Simpson and other individuals and entities (Adv. Pro. No. 6:15-ap-01166) and the second against City of Ypsilanti, Michigan, John M. Barr and other persons and



**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
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**CONT... Gary S. Hann**

**Chapter 7**

entities (Adv. Pro. No. 6:15-ap-01167).

The main bankruptcy case was closed on September 21, 2015 and the four related adversary proceedings dismissed for lack of standing or on other grounds.

The United States Trustee moved to reopen the main bankruptcy case on May 26, 2017 on the ground that information had been received suggesting the possibility that Mr. Hann's Roth IRA, previously treated as an exempt asset, was not in fact exempt. The motion was granted, the case reopened and Karl Anderson was reappointed as chapter 7 trustee to examine the matter. Mr. Anderson withdrew the previous report of no distribution and filed a Notice of Assets on June 5, 2017.

Following the reopening of the case, Mr. Hann filed complaints commencing three new adversary proceedings: (1) Adv. Pro. No. 6:17-ap-01168 (the "1168 Action"); (2) Adv. Pro. No. 6:17-ap-01226 (the "1226 Action"); and (3) Adv. Pro. No. 6:18-ap-01028 (the "1028 Action"). The nature of these adversary proceedings is described in greater detail below, but, briefly, the 1168 Action and the 1226 Action grow out of disputes between Mr. Hann and various parties over real estate transactions occurring in the State of Michigan and Michigan state court lawsuits growing out of such real estate transactions circa 2012-2016. The 1028 Action alleges that Mr. Anderson breached his duties as chapter 7 trustee by failing to take over these actions as real party in interest and to prosecute them for the bankruptcy estate's benefit.

The Court ordered Mr. Anderson and his counsel to examine whether they believe Mr. Hann's Roth IRA is non-exempt estate property that can be used to pay creditors in Mr. Hann's bankruptcy case. He conducted such examination and reported back to the Court in a filed pleading concluding that, for a number of reasons, he would not object to Mr. Hann's claim of exemption with respect to his Roth IRA. He then filed a Trustee's Report of No Distribution and requested that the Court close the main bankruptcy case and dismiss the three pending adversary proceedings mentioned above.

The Court thereupon issued this OSC in order to hear argument on the issue of

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Riverside  
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**CONT... Gary S. Hann**

**Chapter 7**

whether the Court should close the case and dismiss the three adversary proceedings.

Mr. Hann clearly would like Mr. Anderson to substitute in as real party in interest in the 1168 Action and the 1226 Action and to litigate against Mr. Hann's various opponents in controversies arising from the Michigan real estate transactions (and resulting lawsuits) mentioned earlier. On the other hand, Mr. Anderson shows absolutely no interest in taking over these adversary proceedings as the real party in interest.

In the 1168 Action, Mr. Hann alleges that his Roth IRA provisionally sold a condominium located at 207 Ballard, #202, Ypsilanti, Michigan to Stacey M. Hogan on a land sale contract. The condominium was within a development managed by Brickhaven Condominium Association ("Brickhaven"). A dispute erupted after Brickhaven placed a lien on the condominium for alleged nonpayment of assessments on September 25, 2014 and proceeded toward a foreclosure sale. There followed litigation in the Michigan state and federal courts. Mr. Hann asks this Court to determine that the Michigan courts lacked both personal and subject matter jurisdiction over his Roth IRA, that the state court judge in the case, David S. Swartz, violated his rights, that there was fraud on the Michigan courts and that an automatic stay violation occurred in connection with this litigation.

In the 1226 Action, Mr. Hann alleges that his Roth IRA sold a single family residence at 709 Dorset, Ypsilanti Township, Michigan to Francis P. Sakaya and Babalao Investors, LLC ("Dorset Buyers") on January 19, 2012 on a low down payment contract for sale. According to the complaint, the Dorset Buyers defaulted on payments, suffered a forfeiture of their interest in the property but then refused to deliver possession. The complaint alleges that there then followed litigation in the Michigan state courts between Mr. Hann's Roth IRA, the Dorset Buyers and other parties relating to the property and other claims including tortious interference with contract, abuse of process, perjury, intentional infliction of emotional distress, conversion, unjust enrichment, fraud on the court, conspiracy to defraud, lack of subject matter and personal jurisdiction, judicial misfeasance and Fourth Amendment violations. In the prayer for relief, Mr. Hann asks this Court to declare the Michigan

**United States Bankruptcy Court  
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**CONT...**

**Gary S. Hann**

**Chapter 7**

state court proceedings void *ab initio* as in violation of the automatic stay and to award compensatory and punitive damages exceeding \$500,000.

In the 1028 Action, the complaint alleges that the chapter 7 trustee wrongfully failed to prosecute the 1168 Action and the 1226 Action for the bankruptcy estate's benefit and asks the Court to order the trustee to prosecute these actions. The complaint also seeks nominal compensatory and punitive damages against the trustee, totaling \$16.00 and demands a jury trial. Also named as defendants are the trustee's attorneys – the law firm of Shulman Hodges & Bastian LLP and, individually, two attorneys who are members of that firm, Melissa Davis Lowe and Leonard M. Shulman.

In the responses to the OSC, no party has argued that the trustee erred in his determination that Mr. Hann's claim of exemption with respect to his Roth IRA should remain intact and that the Roth IRA should not be administered for the estate's benefit. For instance, Mr. Hann writes in his response "The reopening of this case and the removal of the exemption on Debtor Hann's Roth IRA's was not based on any credible evidence and was not timely." The Court agrees with Mr. Hann's argument that his exemption in the Roth IRA should remain intact and unaltered and that the Roth IRA should not be administered for the estate's benefit. Therefore, the Court closes the main bankruptcy case. 11 U.S.C. § 350.

The Court now turns to the three adversary proceedings.

Most instructive in addressing the Court's proper course with respect to these adversary proceedings is the unpublished decision of the United States Bankruptcy Appellate Panel for the Ninth Circuit in *Armstrong v. IRS (In re Armstrong)*, BAP Nos. CC-11-1554-KiRnPa, CC-11-1476-KiRnPa, 2013 Bankr. LEXIS 2202 (BAP 9th Cir., April 8, 2013). The Court relies upon *Armstrong* in view of its persuasive value.

This Court has "related to" subject matter jurisdiction over the 1168 Action and the 1226 Action. *Armstrong* holds that bankruptcy courts are not automatically divested of jurisdiction over related to claims when the underlying bankruptcy case has been dismissed. In that circumstance, the bankruptcy court should consider judicial

**United States Bankruptcy Court  
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**CONT...**

**Gary S. Hann**

**Chapter 7**

economy, convenience, fairness and comity in determining whether to abstain from exercising its jurisdiction. The weighing of these factors is discretionary.

Judicial Economy. The 1168 Action was filed on August 8, 2017. The 1226 Action was filed on November 7, 2017. The Court stayed each of these adversary proceedings by order entered November 13, 2017, and the stay remains in effect as of this writing. Thus, disregarding the period where these actions were stayed, the 1168 Action has been pending for only slightly more than three months, whereas the 1226 Action has been pending for only six days. No discovery has been taken, and no motions for summary judgment have been filed. No trial has commenced. Because of these considerations, this factor weighs in favor of not retaining jurisdiction over either the 1168 Action or the 1226 Action.

Convenience. Nothing prevents Mr. Hann from bringing his claims in the 1168 Action and the 1226 Action before the Michigan state courts. As *Armstrong* points out, the "inconvenience of having to re-file a complaint in another court does not warrant retention of jurisdiction." This factor disfavors retention of jurisdiction.

Fairness. Mr. Hann alleges in his complaints in the 1168 Action and the 1226 Action that he has not been treated fairly by the lower Michigan state courts (i.e., the trial courts) with respect to his various claims. Whether or not that is true, this Court cannot act as a court of appeal with respect to the Michigan state courts. Mr. Hann's proper remedy is to seek redress from higher Michigan state courts (i.e., appellate courts), not this Court. These considerations, coupled with the brief time these actions have been pending, compel the conclusion that this factor favors abstention.

Comity. The 1168 Action and the 1226 Action relate to alleged wrongs occurring in the State of Michigan and involve Michigan law. The Court will leave these matters to the Michigan state courts, which (obviously) are much better versed in Michigan law than this Court. This factor strongly favors abstention.

Based upon the foregoing, with all four factors favoring abstention and no factors favoring the retention of jurisdiction, this Court grants the OSC, abstains from hearing

**United States Bankruptcy Court  
Central District of California  
Riverside  
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**CONT...**

**Gary S. Hann**

**Chapter 7**

and determining the 1168 Action and the 1226 Action and orders these adversary proceedings dismissed without prejudice.

The 1028 Action arises in title 11 and therefore is not subject to the *Armstrong* analysis which involved adversary proceedings where there was related to jurisdiction.

A motion to strike the complaint and a motion for sanctions were filed in the 1028 Action on or about March 7, 2018 and are set for hearing on April 3, 2018 at 2:00 p.m. The Court will continue the hearings on the motion to strike the complaint and the motion for sanctions to April 26, 2018 at 9:00 a.m. and will therefore continue the hearing on the OSC in the 1028 Action to the same date and time so that all these related matters may be heard together.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Gary S. Hann

Represented By  
Charles K Young

**Trustee(s):**

Karl T Anderson (TR)

Represented By  
Leonard M Shulman  
Melissa Davis Lowe

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, March 27, 2018**

**Hearing Room 225**

2:00 PM

**6:15-14520 Luis Santiago Aguirre**

**Chapter 7**

**#6.00**

Hrg. on trustee's final report; applications for compensation

Docket 0

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

In a case under chapter 7 or 11, the court may allow reasonable compensation under § 330 to the trustee for the trustee's services, payable after the trustee renders such services, not to exceed 25% on the first \$5,000 or less, 10% on any amount in excess of \$5,000 but not in excess of \$50,000, 5% on any amount in excess of \$50,000 but not in excess of \$1,000,000, and reasonable compensation not to exceed 3% of such moneys in excess of \$1,000,000, upon all moneys disbursed or turned over in the case by the trustee to parties in interest, excluding the debtor, but including holders of secured claims. 11 U.S.C. § 326(a).

The Court finds that the Trustee's requested compensation meets the requirements of 11 U.S.C. § 326(a) and represents reasonable compensation for actual, necessary services rendered in the administration of this estate.

The compensation is approved as to the Trustee, with fees in the amount of \$12,610.12 and expenses in the amount of \$64.98.

The compensation is approved as to Shulman Hodges & Bastian, with fees in the amount of \$46,819.50 and expenses in the amount of \$1,700.50.

The compensation is approved as to Menchaca & Co., LLP, with fees in the amount of \$5,382.00 and expenses in the amount of \$117.09.

The priority claim of \$113,993.29 of Flor Aguirre is allowed.

CHAPTER 7 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Luis Santiago Aguirre

Represented By  
Frank J Alvarado

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, March 27, 2018**

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2:00 PM

**CONT... Luis Santiago Aguirre**

**Chapter 7**

**Trustee(s):**

Helen R. Frazer (TR)

Represented By  
Leonard M Shulman  
Rika Kido  
Shulman Hodges & Bastian LLP

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, March 27, 2018**

**Hearing Room 225**

2:00 PM

**6:16-11546 Ann Susan Carter**

**Chapter 7**

**#7.00**

Hrg on Trustee's Final Report and Applications for Compensation

Docket 51

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

In a case under chapter 7 or 11, the court may allow reasonable compensation under § 330 to the trustee for the trustee's services, payable after the trustee renders such services, not to exceed 25% on the first \$5,000 or less, 10% on any amount in excess of \$5,000 but not in excess of \$50,000, 5% on any amount in excess of \$50,000 but not in excess of \$1,000,000, and reasonable compensation not to exceed 3% of such moneys in excess of \$1,000,000, upon all moneys disbursed or turned over in the case by the trustee to parties in interest, excluding the debtor, but including holders of secured claims. 11 U.S.C. § 326(a).

The Court finds that the Trustee's requested compensation meets the requirements of 11 U.S.C. § 326(a) and represents reasonable compensation for actual, necessary services rendered in the administration of this estate.

The Court will allow the Trustee's fees of \$33,000.00, although it appears that only \$18,271.22 is available for payment to the Trustee. Expenses of \$158.86 are allowed.

CHAPTER 7 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Ann Susan Carter

Represented By  
Gene E O'Brien

**Trustee(s):**

Robert Whitmore (TR)

Pro Se



**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, March 27, 2018**

**Hearing Room 225**

2:00 PM

**6:17-14661 WHAA LLC**

**Chapter 11**

**#8.00**

Hrg. on Debtor's Motion filed 2/26/18 For Sale of Property of the Estate under Section 363(b) - Pursuant To 11 U.S.C. §363 Free And Clear Of All Liens, Claims And Interests, And Granting Certain Other Related Relief

Docket 129

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the motion; provided that the San Bernardino County Treasurer and Tax Collector's claim and Arrow Highway's claim will be paid in full out of escrow.

DEBTOR TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

WHAA LLC

Represented By  
M Jonathan Hayes

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, March 27, 2018**

**Hearing Room 225**

2:00 PM

**6:17-15310 Robert Kenneth Phelps and Sharon Lee Phelps**

**Chapter 11**

**#9.00**

Hrg on United States Trustee Motion To Convert Or Dismiss Chapter 11 Case

Docket 64

**\*\*\* VACATED \*\*\* REASON: U.S. Trustee's Withdrawal filed 3/14/18 - jc**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Robert Kenneth Phelps

Represented By  
Todd L Turoci  
Marc Rosenthal

**Joint Debtor(s):**

Sharon Lee Phelps

Represented By  
Todd L Turoci

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, March 27, 2018**

**Hearing Room 225**

2:00 PM

**6:17-18040 Steven Michael Hodgden and Christina Hodgden**

**Chapter 7**

**#10.00**

CONT'D Hrg on Trustee's Motion for Order Compelling Turnover of  
Unscheduled Estate Property and Documents

From: 2/27/18

Docket 29

**\*\*\* VACATED \*\*\* REASON: Cont. to 5/29/18 @ 2:00 p.m. - jc**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Steven Michael Hodgden

Represented By  
Gary S Saunders

**Joint Debtor(s):**

Christina Hodgden

Represented By  
Gary S Saunders

**Trustee(s):**

Todd A. Frealy (TR)

Represented By  
Michelle A Marchisotto

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, March 27, 2018**

**Hearing Room 225**

2:00 PM

**6:17-19202 Scott L Salmons and Dawn M Salmons**

**Chapter 7**

**#11.00**

Hrg on Creditor Daniel's Jewelers Motion for 2004 Examination of the Debtor

Docket 19

**\*\*\* VACATED \*\*\* REASON: Withdrawal of Motion filed 3/5/18**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Scott L Salmons

Represented By  
Terrence Fantauzzi

**Joint Debtor(s):**

Dawn M Salmons

Represented By  
Terrence Fantauzzi

**Trustee(s):**

Steven M Speier (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, March 28, 2018

Hearing Room 6C

9:00 AM

**8:12-11540 Management VI Properties, LLC**

**Chapter 7**

**#1.00**

CONT'D STATUS CONFERENCE Hearing  
(Set per Order Entered 2-7-17)

FR: 5-1-17; 6-19-17; 7-31-17; 3-28-18

Docket 0

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will inquire into the trustee's intentions with respect to filing a final report and closing the case.

Next status conference: TBD

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Management VI Properties, LLC

Represented By  
Donald Segretti

**Trustee(s):**

Richard A Marshack (TR)

Represented By  
David Wood  
D Edward Hays  
Elmer D Martin III

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, March 28, 2018

Hearing Room 6C

9:00 AM

8:14-11729 Richard Clark Farrell

Chapter 7

#2.00

CONT'D Hearing RE: Motion Of Chapter 7 Trustee For An Order Denying Debtor's Claims Of Exemptions - Homestead And Savings/Checking (Motion filed 11/18/16)

FR: 1-9-17; 2-6-17; 3-20-17; 6-28-17; 11-13-17

Docket 651

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Continue to May 9, 2018 at 9:00 a.m. with an updated status report due May 2, 2018 (which may be a single report covering all pending matters).

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Richard Clark Farrell

Represented By  
Michael G Spector  
William M. Hulsy  
Michael R Adele

**Trustee(s):**

Karen S Naylor (TR)

Represented By  
Nanette D Sanders  
Brian R Nelson  
Robert P Goe

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, March 28, 2018

Hearing Room 6C

9:00 AM

**8:14-11729 Richard Clark Farrell**

**Chapter 7**

**#3.00**

CONT'D Hearing RE: Debtor's Motion To Compel Trustee To Return Debtor's Post-Petition Income (Motion filed 7/11/16)

FR: 8-1-16; 11-14-16; 1-9-17; 2-6-17; 6-28-17; 11-13-17

Docket 510

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Continue to May 9, 2018 at 9:00 a.m. with an updated status report due May 2, 2018 (which may be a single report covering all pending matters).

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Richard Clark Farrell

Represented By  
Michael G Spector  
William M. Hulsy  
Michael R Adele

**Movant(s):**

Richard Clark Farrell

Represented By  
Michael G Spector  
William M. Hulsy  
Michael R Adele

**Trustee(s):**

Karen S Naylor (TR)

Represented By  
Nanette D Sanders  
Brian R Nelson

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, March 28, 2018**

**Hearing Room 6C**

9:00 AM

**CONT...**

**Richard Clark Farrell**

Robert P Goe

**Chapter 7**



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, March 28, 2018

Hearing Room 6C

9:00 AM

8:14-11729 Richard Clark Farrell

Chapter 7

#4.00

CONT'D Hearing RE: Motion Of Chapter 7 Trustee To Strike Those Portions Of Debtor's Opposition To Supplemental Application Of Trustee To Employ Hahn Fife & Company, LLP, As Accountants, Or In The Alternative, For Nunc Pro Tunc Employment Of Desmond, Marcello & Amster Which Are In Violation Of The Court's Order Continuing Hearing On Chapter 7 Trustee's Motion For Turnover Of Post-Petition Value Received By Debtor From C3 Lighting, Inc. [Docket No. 581]  
(Motion filed 10/17/16)

FR: 10-24-16; 1-9-17; 2-6-17; 6-28-17; 11-13-17

Docket 611

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Continue to May 9, 2018 at 9:00 a.m. with an updated status report due May 2, 2018 (which may be a single report covering all pending matters).

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Richard Clark Farrell

Represented By  
Michael G Spector  
William M. Hulsy  
Michael R Adele

**Movant(s):**

Karen S Naylor (TR)

Represented By  
Nanette D Sanders  
Brian R Nelson  
Robert P Goe

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, March 28, 2018**

**Hearing Room 6C**

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9:00 AM

**CONT... Richard Clark Farrell**

**Chapter 7**

**Trustee(s):**

Karen S Naylor (TR)

Represented By  
Nanette D Sanders  
Brian R Nelson  
Robert P Goe

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, March 28, 2018

Hearing Room 6C

9:00 AM

8:14-11729 Richard Clark Farrell

Chapter 7

#5.00

CONT'D Evidentiary Hearing RE: Motion For Turnover Of Post-Petition Value Received By Debtor From C3 Lighting, Inc.  
(Motion filed 5/26/16)  
(Evidentiary hearing set at hearing held 8/1/16)

FR: 6-20-16; 8-1-16; 9-19-16; 10-24-16; 1-9-17; 2-6-17; 6-28-17; 11-13-17

Docket 487

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Continue to May 9, 2018 at 9:00 a.m. with an updated status report due May 2, 2018 (which may be a single report covering all pending matters).

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Richard Clark Farrell

Represented By  
Michael G Spector  
William M. Hulsey  
Michael R Adele

**Movant(s):**

Karen S Naylor (TR)

Represented By  
Nanette D Sanders  
Brian R Nelson  
Robert P Goe

**Trustee(s):**

Karen S Naylor (TR)

Represented By  
Nanette D Sanders

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, March 28, 2018**

**Hearing Room 6C**

9:00 AM

**CONT...**

**Richard Clark Farrell**

Brian R Nelson  
Robert P Goe

**Chapter 7**

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, March 28, 2018

Hearing Room 6C

9:00 AM

8:14-11729 Richard Clark Farrell

Chapter 7

#6.00

CONT'D Hearing RE: Supplemental Application Of Trustee To Employ Hahn Fife & Company, LLP As Accountants, Or In The Alternative, For Nunc Pro Tunc Employment Of Desmond, Marcello & Amster  
(Application filed 6/14/16) (Supplement Application filed 10/3/16)

FR: 10-24-16; 1-9-17; 2-6-17; 6-28-17; 11-13-17

Docket 591

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Continue to May 9, 2018 at 9:00 a.m. with an updated status report due May 2, 2018  
(which may be a single report covering all pending matters).

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Richard Clark Farrell

Represented By  
Michael G Spector  
William M. Hulsey  
Michael R Adele

**Movant(s):**

Karen S Naylor (TR)

Represented By  
Nanette D Sanders  
Brian R Nelson  
Robert P Goe

**Trustee(s):**

Karen S Naylor (TR)

Represented By  
Nanette D Sanders

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, March 28, 2018**

**Hearing Room 6C**

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9:00 AM

**CONT...**

**Richard Clark Farrell**

Brian R Nelson  
Robert P Goe

**Chapter 7**

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, March 28, 2018**

**Hearing Room 6C**

9:00 AM

**8:14-11729 Richard Clark Farrell**  
Adv#: 8:16-01123 Naylor v. Farrell

**Chapter 7**

**#7.00**

CONT'D STATUS CONFERENCE Hearing RE: First Amended Complaint For  
(1) Equitable Subordination Of Claim,  
(2) Breach Of Fiduciary Duty, And  
(3) Declaratory Relief  
(Complaint filed 5/2/16) (First Amended Complaint filed 9/30/16)

FR: 7-27-16; 9-14-16; 10-12-16; 12-8-16; 2-15-17; 3-6-17; 3-20-17; 6-28-17;  
11-13-17

Docket 19

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Continue to May 9, 2018 at 9:00 a.m. with an updated status report due May 2, 2018  
(which may be a single report covering all pending matters).

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Richard Clark Farrell

Represented By  
Michael G Spector  
William M. Hulsy  
Michael R Adele

**Defendant(s):**

Betty Farrell

Represented By  
D Edward Hays

**Plaintiff(s):**

Karen Sue Naylor

Represented By

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, March 28, 2018**

**Hearing Room 6C**

---

9:00 AM

**CONT... Richard Clark Farrell**

**Chapter 7**

Robert P Goe

**Trustee(s):**

Karen S Naylor (TR)

Represented By  
Nanette D Sanders  
Brian R Nelson  
Robert P Goe



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, March 28, 2018

Hearing Room 6C

9:00 AM

**8:14-11729 Richard Clark Farrell**  
Adv#: 8:16-01123 Naylor v. Farrell

**Chapter 7**

**#8.00**

CONT'D Hearing RE: Motion To Dismiss Under FRCP 12(b)(6)  
(Motion filed 1/17/17)

FR: 3-6-17; 3-20-17; 6-28-17; 11-13-17

Docket 33

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Continue to May 9, 2018 at 9:00 a.m. with an updated status report due May 2, 2018  
(which may be a single report covering all pending matters).

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Richard Clark Farrell

Represented By  
Michael G Spector  
William M. Hulsy  
Michael R Adele

**Defendant(s):**

Betty Farrell

Represented By  
D Edward Hays

**Movant(s):**

Betty Farrell

Represented By  
D Edward Hays

**Plaintiff(s):**

Karen Sue Naylor

Represented By

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, March 28, 2018**

**Hearing Room 6C**

---

9:00 AM

**CONT... Richard Clark Farrell**

**Chapter 7**

Robert P Goe

**Trustee(s):**

Karen S Naylor (TR)

Represented By  
Nanette D Sanders  
Brian R Nelson  
Robert P Goe

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, March 28, 2018

Hearing Room 6C

9:00 AM

**8:14-11729 Richard Clark Farrell**

**Chapter 7**

Adv#: 8:16-01204 Naylor v. Farrell et al

**#9.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint:

1. For An Accounting;
2. To Avoid Actual Fraudulent Transfers;
3. To Avoid Constructively Fraudulent Transfers;
4. To Recover Property Fraudulently Transferred;
5. For Turnover Of Property Of The Estate; And,
6. For Equitable Subordination Of The Claim Of Richard E. Farrell  
(Complaint filed 9/16/16)

FR: 12-7-16; 5-31-17; 10-4-17; 11-29-17

Docket 1

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO MAY 2, 2018 AT 9:00  
A.M. PER ORDER APPROVING STIPULATION ENTERED 2-9-18 -  
(Docket No. [28])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Richard Clark Farrell

Represented By  
Michael G Spector  
William M. Hulsey  
Michael R Adele

**Defendant(s):**

Richard C. Farrell

Pro Se

Richard E. Farrell

Pro Se

Irma Farrell

Pro Se

C3 Lighting Solutions, Inc.

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, March 28, 2018**

**Hearing Room 6C**

---

9:00 AM

**CONT... Richard Clark Farrell**

**Chapter 7**

**Plaintiff(s):**

Karen Sue Naylor

Represented By  
Nanette D Sanders  
Brian R Nelson

**Trustee(s):**

Karen S Naylor (TR)

Represented By  
Nanette D Sanders  
Brian R Nelson  
Robert P Goe

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, March 28, 2018**

**Hearing Room 6C**

9:00 AM

**8:14-11729 Richard Clark Farrell**  
Adv#: 8:16-01216 Naylor v. Farrell

**Chapter 7**

**#10.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint Objecting To  
Discharge Pursuant To 11 U.S.C. Section 727  
(Complaint filed 9/30/16)

FR: 12-21-16; 2-6-17; 6-28-17; 11-13-17

Docket 1

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Continue to May 9, 2018 at 9:00 a.m. with an updated status report due May 2, 2018  
(which may be a single report covering all pending matters).

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Richard Clark Farrell

Represented By  
Michael G Spector  
William M. Hulsy  
Michael R Adele

**Defendant(s):**

Richard Clark Farrell

Represented By  
Michael G Spector

**Plaintiff(s):**

Karen Sue Naylor

Represented By  
Nanette D Sanders  
Brian R Nelson

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, March 28, 2018**

**Hearing Room 6C**

---

9:00 AM

**CONT... Richard Clark Farrell**

**Chapter 7**

**Trustee(s):**

Karen S Naylor (TR)

Represented By  
Nanette D Sanders  
Brian R Nelson  
Robert P Goe

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, March 28, 2018

Hearing Room 6C

9:00 AM

**8:14-15938 Advanced Biomedical, Inc.**

**Chapter 11**

**#11.00**

CONT'D POST-EFFECTIVE STATUS CONFERENCE Hearing RE: (1) Status Of Chapter 11 Case; And (2) Requiring Report On Status Of Chapter 11 Case (Petition filed 10/1/14)

12-10-14; 1-21-15; 3-4-15; 6-17-15; 9-16-15; 12-2-15; 1-27-16; 4-6-16; 5-4-16; 8-17-16; 12-7-16; 1-11-17; 3-8-17; 4-19-17; 5-31-17; 10-16-17

**[Tele. appr., James W. Kirkconnell, repr., Reach Laboratories - LISTEN ONLY]**

Docket 0

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Continue to July 25, 2018 at 9:00 a.m. with an updated status report due July 18, 2018.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Advanced Biomedical, Inc.

Represented By  
Asa W Markel  
Dixon Gardner  
Robert S Marticello  
Philip E Strok

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, March 28, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-11639 Geoffrey Floyd Wilson and Dawn Lauren Wilson**

**Chapter 11**

**#12.00**

CONT'D STATUS CONFERENCE Hearing RE: (1) Status of Chapter 11 Case;  
And (2) Requiring Report On Status Of Chapter 11 Case  
(Petition filed 4/1/15)

FR: 6-17-15; 9-2-15; 12-2-15; 3-16-16; 4-25-16; 8-3-16; 8-24-16; 11-9-16;  
2-15-17; 5-31-17; 9-13-17; 10-4-17; 12-6-17

Docket 1

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Continue the status conference to September 12, 2018 at 9:00 a.m. An updated status report is due September 5, 2018 .

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Geoffrey Floyd Wilson

Represented By  
Michael Jones  
Laily Boutaleb  
Sara Tidd

**Joint Debtor(s):**

Dawn Lauren Wilson

Represented By  
Michael Jones  
Laily Boutaleb  
Sara Tidd



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, March 28, 2018

Hearing Room 6C

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01183 Official Committee Of Unsecured Creditors v. Bottomley & Associates, LLC

**#13.00**

STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550 (Complaint filed 10/26/17)

**[Tele. appr., Jeannie Kim, repr., Oracle America, Inc.]**

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

**NO TELEPHONIC APPEARANCES PERMITTED.**

The Court will issue a scheduling order:

All fact discovery shall close on June 30, 2018.

Expert reports under Rule 26 are due August 31, 2018, and responses to such reports are due September 15, 2018.

All discovery motions shall be heard before October 31, 2018.

All pretrial motions (except motions in limine) shall be heard before November 30, 2018.

Pretrial conference is set for December 19, 2018 at 9:00 a.m.

**COURT TO PREPARE ORDER.**

<b>Party Information</b>
--------------------------

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, March 28, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... Freedom Communications, Inc.**

**Chapter 11**

Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

Bottomley & Associates, LLC

Pro Se

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine  
Jeffrey P Nolan

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, March 28, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01184 Official Committee Of Unsecured Creditors v. Professional Courier &

**#14.00**

STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550 (Complaint filed 10/26/17)

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

**NO TELEPHONIC APPEARANCES PERMITTED.**

The Court will issue a scheduling order:

All fact discovery shall close on June 30, 2018.

Expert reports under Rule 26 are due August 31, 2018, and responses to such reports are due September 15, 2018.

All discovery motions shall be heard before October 31, 2018.

All pretrial motions (except motions in limine) shall be heard before November 30, 2018.

Pretrial conference is set for December 19, 2018 at 9:00 a.m.

**COURT TO PREPARE ORDER.**

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, March 28, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... Freedom Communications, Inc.**

**Chapter 11**

Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

Professional Courier & Newspaper

Represented By  
Justin D Harris

Brandt Brothers, LLC

Represented By  
Justin D Harris

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine  
Jeffrey P Nolan

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, March 28, 2018

Hearing Room 6C

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01185 Official Committee Of Unsecured Creditors v. Computer Composition

**#15.00**

STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550 (Complaint filed 10/26/17)

Docket 1

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - NOTICE OF  
DISMISSAL WITHOUT PREJUDICE FILED 2-20-18 (Docket No. [8])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

Computer Composition International

Pro Se

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine  
Jeffrey P Nolan

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, March 28, 2018

Hearing Room 6C

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01186 Official Committee Of Unsecured Creditors v. Circulation Technicians, Inc.

**#16.00**

STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550 (Complaint filed 10/26/17)

**[Tele. appr., Scott A. Schiff, repr., Circulation Technicians, Inc.]**

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

**NO TELEPHONIC APPEARANCES PERMITTED.**

The Court will issue a scheduling order:

All fact discovery shall close on June 30, 2018.

Expert reports under Rule 26 are due August 31, 2018, and responses to such reports are due September 15, 2018.

All discovery motions shall be heard before October 31, 2018.

All pretrial motions (except motions in limine) shall be heard before November 30, 2018.

Pretrial conference is set for December 19, 2018 at 9:00 a.m.

**COURT TO PREPARE ORDER.**

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, March 28, 2018**

**Hearing Room 6C**

---

9:00 AM

**CONT... Freedom Communications, Inc.**

**Chapter 11**

Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

Circulation Technicians, Inc.

Represented By  
Scott A Schiff

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine  
Jeffrey P Nolan

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, March 28, 2018

Hearing Room 6C

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01187 Official Committee Of Unsecured Creditors v. Data-Dynamix Inc.

**#17.00**

STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550 (Complaint filed 10/26/17) (Another Summons issued 11/28/17)

Docket 1

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The Court will set a deadline of June 15, 2018 for hearing a motion for entry of default judgment.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

Data-Dynamix Inc.

Pro Se

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, March 28, 2018**

**Hearing Room 6C**

9:00 AM

**CONT...**

**Freedom Communications, Inc.**

Jeffrey P Nolan

**Chapter 11**

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, March 28, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01188 Official Committee Of Unsecured Creditors v. Gabriels Technology

**#18.00**

STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550 (Complaint filed 10/26/17) (Another Summons issued 11/27/17)

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

**NO TELEPHONIC APPEARANCES PERMITTED.**

The Court will issue a scheduling order:

All fact discovery shall close on June 30, 2018.

Expert reports under Rule 26 are due August 31, 2018, and responses to such reports are due September 15, 2018.

All discovery motions shall be heard before October 31, 2018.

All pretrial motions (except motions in limine) shall be heard before November 30, 2018.

Pretrial conference is set for December 19, 2018 at 9:00 a.m.

**COURT TO PREPARE ORDER.**

<b>Party Information</b>
--------------------------

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, March 28, 2018**

**Hearing Room      6C**

9:00 AM

**CONT...      Freedom Communications, Inc.**

**Chapter 11**

Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

Gabriels Technology Solutions, Inc.      Pro Se

**Plaintiff(s):**

Official Committee Of Unsecured      Represented By  
Andrew W Caine  
Jeffrey P Nolan

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, March 28, 2018

Hearing Room 6C

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01189 Official Committee Of Unsecured Creditors v. Gracenote, Inc.

**#19.00**

STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550 (Complaint filed 10/26/17)

Docket 1

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The Court will set a deadline of June 15, 2018 for hearing a motion for entry of default judgment.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

Gracenote, Inc.

Pro Se

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine  
Jeffrey P Nolan

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, March 28, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... Freedom Communications, Inc.**

**Chapter 11**

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, March 28, 2018

Hearing Room 6C

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01190 Official Committee Of Unsecured Creditors v. Happiest Minds Technologies

**#20.00**

STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery  
Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550  
(Complaint filed 10/26/17)

Docket 1

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Continue the status conference to June 6, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

Happiest Minds Technologies

Represented By  
Shu-Lin Tung

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine  
Jeffrey P Nolan

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, March 28, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... Freedom Communications, Inc.**

**Chapter 11**

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, March 28, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01191 Official Committee Of Unsecured Creditors v. Oath Inc. et al

**#21.00**

STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550 (Complaint filed 10/26/17)

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

**NO TELEPHONIC APPEARANCES PERMITTED.**

The Court will issue a scheduling order:

All fact discovery shall close on June 30, 2018.

Expert reports under Rule 26 are due August 31, 2018, and responses to such reports are due September 15, 2018.

All discovery motions shall be heard before October 31, 2018.

All pretrial motions (except motions in limine) shall be heard before November 30, 2018.

Pretrial conference is set for December 19, 2018 at 9:00 a.m.

**COURT TO PREPARE ORDER.**

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, March 28, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... Freedom Communications, Inc.**

**Chapter 11**

Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

Oath Inc. Pro Se

Oath Brands, Inc. Pro Se

**Plaintiff(s):**

Official Committee Of Unsecured  
Represented By  
Andrew W Caine  
Jeffrey P Nolan

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, March 28, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01193 Official Committee Of Unsecured Creditors v. One Stop Printing & Design

**#22.00**

STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550 (Complaint filed 10/26/17)

**[Tele. appr., Stuart I. Koenig, repr., One Stop Printing]**

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

**NO TELEPHONIC APPEARANCES PERMITTED.**

The Court will issue a scheduling order:

All fact discovery shall close on June 30, 2018.

Expert reports under Rule 26 are due August 31, 2018, and responses to such reports are due September 15, 2018.

All discovery motions shall be heard before October 31, 2018.

All pretrial motions (except motions in limine) shall be heard before November 30, 2018.

Pretrial conference is set for December 19, 2018 at 9:00 a.m.

**COURT TO PREPARE ORDER.**

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, March 28, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... Freedom Communications, Inc.**

**Chapter 11**

Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

One Stop Printing & Design Co.,

Represented By  
Alan M Kindred  
Stuart I Koenig

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine  
Jeffrey P Nolan

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, March 28, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01194 Official Committee Of Unsecured Creditors v. Optimus Group, Inc.

**#23.00**

STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550 (Complaint filed 10/26/17)

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

**NO TELEPHONIC APPEARANCES PERMITTED.**

The Court will issue a scheduling order:

All fact discovery shall close on June 30, 2018.

Expert reports under Rule 26 are due August 31, 2018, and responses to such reports are due September 15, 2018.

All discovery motions shall be heard before October 31, 2018.

All pretrial motions (except motions in limine) shall be heard before November 30, 2018.

Pretrial conference is set for December 19, 2018 at 9:00 a.m.

**COURT TO PREPARE ORDER.**

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, March 28, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... Freedom Communications, Inc.**

**Chapter 11**

Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

Optimus Group, Inc.

Represented By  
Jeffrey D Cawdrey

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine  
Jeffrey P Nolan

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, March 28, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01195 Official Committee Of Unsecured Creditors v. Oracle America, Inc.,

**#24.00**

STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550 (Complaint filed 10/26/17)

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

**NO TELEPHONIC APPEARANCES PERMITTED.**

The Court will issue a scheduling order:

All fact discovery shall close on June 30, 2018.

Expert reports under Rule 26 are due August 31, 2018, and responses to such reports are due September 15, 2018.

All discovery motions shall be heard before October 31, 2018.

All pretrial motions (except motions in limine) shall be heard before November 30, 2018.

Pretrial conference is set for December 19, 2018 at 9:00 a.m.

**COURT TO PREPARE ORDER.**

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, March 28, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... Freedom Communications, Inc.**

**Chapter 11**

Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

Oracle America, Inc., successor in

Represented By  
Jeannie Kim

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine  
Jeffrey P Nolan

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, March 28, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01196 Official Committee Of Unsecured Creditors v. Ownlocal, Inc.

**#25.00**

STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550 (Complaint filed 10/26/17)

**[Tele. appr., Barry M. Golden, repr., Ownlocal]**

Docket 1

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The Court will set a deadline of June 15, 2018 for hearing a motion for entry of default judgment.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By

William N Lobel

Beth Gaschen

Alan J Friedman

Christopher J Green

Caroline Djang

Scott D Fink

Reed M Mercado

**Defendant(s):**

Ownlocal, Inc.

Pro Se

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, March 28, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... Freedom Communications, Inc.**

Andrew W Caine  
Jeffrey P Nolan

**Chapter 11**

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, March 28, 2018

Hearing Room 6C

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01197 Official Committee Of Unsecured Creditors v. Simplifi Holdings, Inc.

**#26.00**

STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550 (Complaint filed 10/26/17)

Docket 1

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Continue the status conference to June 6, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

Simplifi Holdings, Inc.

Pro Se

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine  
Jeffrey P Nolan

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, March 28, 2018

Hearing Room 6C

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01198 Official Committee Of Unsecured Creditors v. Software AG USA, Inc.

**#27.00**

STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550 (Complaint filed 10/26/17)

Docket 1

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Continue the status conference to June 6, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By

William N Lobel

Beth Gaschen

Alan J Friedman

Christopher J Green

Caroline Djang

Scott D Fink

Reed M Mercado

**Defendant(s):**

Software AG USA, Inc.

Pro Se

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By

Andrew W Caine

Jeffrey P Nolan

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, March 28, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01199 Official Committee Of Unsecured Creditors v. Veritiv Operating Company

**#28.00**

STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550 (Complaint filed 10/26/17)

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

**NO TELEPHONIC APPEARANCES PERMITTED.**

The Court will issue a scheduling order:

All fact discovery shall close on June 30, 2018.

Expert reports under Rule 26 are due August 31, 2018, and responses to such reports are due September 15, 2018.

All discovery motions shall be heard before October 31, 2018.

All pretrial motions (except motions in limine) shall be heard before November 30, 2018.

Pretrial conference is set for December 19, 2018 at 9:00 a.m.

**COURT TO PREPARE ORDER.**

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, March 28, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... Freedom Communications, Inc.**

**Chapter 11**

Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

Veritiv Operating Company

Pro Se

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine  
Jeffrey P Nolan

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, March 28, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01200 Official Committee Of Unsecured Creditors v. 82Wolverine Distributing

**#29.00**

STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery  
Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550  
(Complaint filed 10/26/17)

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

**NO TELEPHONIC APPEARANCES PERMITTED.**

The Court will issue a scheduling order:

All fact discovery shall close on June 30, 2018.

Expert reports under Rule 26 are due October 31, 2018, and responses to such reports  
are due November 15, 2018.

All discovery motions shall be heard before December 15, 2018.

A further status conference is set for November 28, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

<b>Party Information</b>
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**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, March 28, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... Freedom Communications, Inc.**

**Chapter 11**

Scott D Fink  
Reed M Mercado

**Defendant(s):**

82Wolverine Distributing

Represented By  
David Cantrell  
Matthew J Kraus

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine  
Jeffrey P Nolan

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, March 28, 2018

Hearing Room 6C

9:00 AM

**8:16-10045 C & W Murphy and Associates, Inc.**

Chapter 7

Adv#: 8:18-01002 Kosmala v. Savannah Corp. et al

**#30.00**

STATUS CONFERENCE Hearing RE: Complaint For Avoidance Of Fraudulent Transfers (11 U.S.C. Section 548, And/Or Section 544); Avoidance Of Preferential Transfers (11 U.S.C. Section 547); And Conversion (Complaint filed 1/5/18)

Docket 1

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO MAY 30, 2018 AT 9:00  
A.M. PER ANOTHER SUMMONS ISSUED 3-8-18 - (Docket No. [5])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

C & W Murphy and Associates, Inc.	Represented By D Edward Hays
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**Defendant(s):**

Savannah Corp.	Pro Se
The Olivia Group	Pro Se
Reagan Industries, Inc.	Pro Se
William J Murphy and Cheryl Lynn	Pro Se
Cristen Durham	Pro Se
Jacquelyn Murphy Romero	Pro Se
Brandon Durham	Pro Se
Margaret Murphy	Pro Se

**Plaintiff(s):**

Weneta M.A. Kosmala	Represented By Erin P Moriarty
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**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, March 28, 2018**

**Hearing Room 6C**

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9:00 AM

**CONT... C & W Murphy and Associates, Inc.**

**Chapter 7**

**Trustee(s):**

Weneta M Kosmala (TR)

Represented By  
Erin P Moriarty

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, March 28, 2018**

**Hearing Room 6C**

9:00 AM

**8:16-10045 C & W Murphy and Associates, Inc.**

**Chapter 7**

Adv#: 8:18-01003 Kosmala v. Infinity Builders, Inc. et al

**#31.00**

STATUS CONFERENCE Hearing RE: Complaint For Avoidance Of Fraudulent Transfers (11 U.S.C. Section 548, And/Or Section 544) And/Or Preferential Transfers (11 U.S.C. Section 547)  
(Complaint filed 1/5/18)

Docket 1

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO MAY 30, 2018 AT 9:00  
A.M. PER ANOTHER SUMMONS ISSUED ON 3-8-18 - (Docket No. [5])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

C & W Murphy and Associates, Inc.

Represented By  
D Edward Hays

**Defendant(s):**

Infinity Builders, Inc.

Pro Se

Ashley N. Belthius

Pro Se

**Plaintiff(s):**

Weneta M.A. Kosmala

Represented By  
Erin P Moriarty

**Trustee(s):**

Weneta M Kosmala (TR)

Represented By  
Erin P Moriarty

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, March 28, 2018**

**Hearing Room 6C**

9:00 AM

**8:16-10045 C & W Murphy and Associates, Inc.**

**Chapter 7**

Adv#: 8:18-01004 Kosmala v. First Farmers Bank & Truste Co. et al

**#32.00**

STATUS CONFERENCE Hearing RE: Complaint For Declaratory Relief;  
Avoidance Of Lien (11 U.S.C. Section 544, And/Or Section 548); Accounting;  
And Objection To Claim (11 U.S.C. Section 502)  
(Complaint filed 1/5/18)

Docket 1

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO MAY 30, 2018 AT 9:00  
A.M. PER ANOTHER SUMMONS ISSUED 3-8-18 (Docket No. [5])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

C & W Murphy and Associates, Inc.	Represented By D Edward Hays
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**Defendant(s):**

First Farmers Bank & Truste Co.	Pro Se
Vohne Liche Kennels, Inc.	Pro Se
VLK Risk Consultants, Inc.	Pro Se

**Plaintiff(s):**

Weneta M.A. Kosmala	Represented By Erin P Moriarty
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**Trustee(s):**

Weneta M Kosmala (TR)	Represented By Erin P Moriarty
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**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 5C Calendar**

**Wednesday, March 28, 2018**

**Hearing Room 5C**

9:00 AM

**8:16-14257 Shannon Marie Magness**

**Chapter 7**

Adv#: 8:17-01076 The William G. Joiner Trust Dated 2/6/02 v. Magness et al

**#33.00**

CONT'D PRE-TRIAL CONFERENCE Hearing RE: Complaint For Exception To Discharge Under 11 U.S.C. Section 523 (Complaint filed 5/15/17) (PTC set at S/C held 8/2/17)

FR: 8-2-17

Docket 0

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The Court will continue the pretrial conference to May 2, 2018 at 9:00 a.m. to give the parties additional time to arrive at a joint proposed pretrial order or stipulation.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Shannon Marie Magness Pro Se

**Defendant(s):**

Shannon Marie Magness Pro Se

Kelly Scott Johnson Pro Se

**Joint Debtor(s):**

Kelly Scott Johnson Pro Se

**Plaintiff(s):**

The William G. Joiner Trust Dated Represented By  
Meghan C Sherrill  
Penelope Parmes

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 5C Calendar**

**Wednesday, March 28, 2018**

**Hearing Room 5C**

9:00 AM

**CONT... Shannon Marie Magness**

Michael E McCarthy

**Chapter 7**

**Trustee(s):**

Richard A Marshack (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, March 28, 2018**

**Hearing Room 6C**

9:00 AM

**8:16-15208 Michael Younessi**

**Chapter 11**

**#34.00**

CONT'D STATUS CONFERENCE Hearing RE: (1) Status Of Chapter 11 Case;  
And (2) Requiring Report On Status Of Chapter 11 Case  
(Petition filed 12/27/16)

FR: 3-8-17; 8-2-17; 11-29-17

Docket 0

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Continue the status conference to August 8, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Michael Younessi

Represented By  
Michael Jones  
Sara Tidd

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, March 28, 2018

Hearing Room 6C

9:00 AM

**8:16-15208 Michael Younessi**

**Chapter 11**

Adv#: 8:17-01051 Diamond Enterprises, LTD., LP v. Younessi

**#35.00**

CONT'D PRE-TRIAL CONFERENCE Hearing RE: Complaint For Determination That Debt Is Non-Dischargeable Pursuant To 11 U.S.C. Sections 523(a)(2), (a)(4), (a)(6), And (a)(9)  
(Complaint filed 4/10/17)  
(Another Summons issued 6/8/17)  
(PTC set at S/C held 9/13/17)

FR: 6-28-17; 8-30-17; 9-13-17

Docket 1

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO APRIL 25, 2018 AT 9:00 A.M., PER STIPULATION ORDER ENTERED 12-21-17 - (Docket No. [56])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Michael Younessi

Represented By  
Michael Jones  
Sara Tidd

**Defendant(s):**

Michael Younessi

Represented By  
Roger Frederickson

**Plaintiff(s):**

Diamond Enterprises, LTD., LP

Represented By  
M Douglas Flahaut

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, March 28, 2018**

**Hearing Room 6C**

9:00 AM

**8:16-15208 Michael Younessi**

**Chapter 11**

Adv#: 8:17-01051 Diamond Enterprises, LTD., LP v. Younessi

**#36.00**

CONT'D Hearing RE: Amended Motion For Summary Judgment And/Or Partial Summary Adjudication Pursuant To Federal Rule Of Bankruptcy Procedure 7056  
(Motion filed 11/1/17) (Amended Motion filed 11/3/17)

FR: 12-13-17; 1-10-18

Docket 44

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Genuine issues of law and fact exist as to the possible application of the accord and satisfaction doctrine. The motion is denied with prejudice.

DEBTOR-DEFENDANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Michael Younessi

Represented By  
Michael Jones  
Sara Tidd

**Defendant(s):**

Michael Younessi

Represented By  
Roger Frederickson

**Movant(s):**

Diamond Enterprises, LTD., LP

Represented By  
M Douglas Flahaut

Diamond Enterprises, LTD., LP

Represented By  
M Douglas Flahaut



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, March 28, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... Michael Younessi**

**Chapter 11**

**Plaintiff(s):**

Diamond Enterprises, LTD., LP

Represented By  
M Douglas Flahaut

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, March 28, 2018

Hearing Room 6C

9:00 AM

**8:17-11749 Dean Lavar Corbin**

**Chapter 11**

Adv#: 8:17-01078 Corbin et al v. Corbin et al

**#37.00**

Hearing RE: Motion To Dismiss Case Without Prejudice Pursuant To  
Stipulation With Creditor Daniel Neskovic  
(Motion filed 3/3/18)

Docket 46

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Grant the motion and dismiss without prejudice.

MOVANTS TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Dean Lavar Corbin

Represented By  
Michael Jones  
Sara Tidd

**Defendant(s):**

Joshua Corbin

Represented By  
John H Pentecost

Jaen Industries, LLC

Represented By  
John H Pentecost

**Joint Debtor(s):**

Lianne Corbin

Represented By  
Michael Jones  
Sara Tidd

**Movant(s):**

Dean Corbin

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, March 28, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... Dean Lavar Corbin**

**Chapter 11**

Dean Lavar Corbin

Represented By  
Michael Jones  
Sara Tidd

Lianne Corbin

Represented By  
Michael Jones  
Sara Tidd

**Plaintiff(s):**

Dean Lavar Corbin

Represented By  
Michael Jones  
Sara Tidd

Lianne Corbin

Represented By  
Michael Jones  
Sara Tidd

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, March 28, 2018**

**Hearing Room 6C**

3:00 PM

**8:14-17147 Robert James Candy and Sandra Lee Candy**

**Chapter 13**

**#1.00**

Hearing RE: Order To Show Cause Why Confirmation Order Should Not Be Vacated  
(Set per OSC Entered 2/22/18)

Docket 39

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court issued this order to show cause because income reported on the debtors' 2014 and 2015 federal income tax returns was materially inconsistent with the income reported by debtor Robert J. Candy ("Mr. Candy") on Schedule I of the debtors' bankruptcy petition.

Debtors filed a chapter 13 petition on December 10, 2014 and had a chapter 13 plan confirmed on March 4, 2015.

On Schedule I, Mr. Candy reported his employment status as "retired" and his income from wages, salary, commissions and business profits as zero. However, on Schedule C of debtors' 2014 federal income tax return, debtors reported that Mr. Candy was engaged in the business of "Architecture", that he materially participated in this business, that he had gross income and net income of \$91,920 and \$47,419, respectively. Schedule C on debtors' 2015 federal income tax return again shows that Mr. Candy was engaged in the business of "Architecture", that he materially participated in this business and that he had gross income and net income of \$127,238 and \$72,582, respectively.

Debtors had a full and fair opportunity to explain these material disparities and inconsistencies and filed a pleading on or about February 20, 2018 that references on its first page this OSC hearing (the "Debtors' Brief").

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, March 28, 2018

Hearing Room 6C

3:00 PM

**CONT... Robert James Candy and Sandra Lee Candy Chapter 13**

The Debtors' Brief alleges that Mr. Candy worked as an independent contractor school inspector prior to filing bankruptcy but had not worked between September 2014 and the date of the bankruptcy filing in December 2014. The Debtors' Brief further alleges that he picked up a new project and began working and earning income again in March 2015. These allegations are wholly unsupported by any credible evidence. Amazingly, there is no declaration by Mr. Candy in support of Debtors' Brief. All the Court has before it in terms of a declaration is the declaration of Mr. Candy's wife, Sandra Lee Candy ("Mrs. Candy"), but that declaration lacks foundation – there is no sufficient showing that Mrs. Candy knows anything about Mr. Candy's business or when he began or ceased work or, more important, what his reasonable expectations were about profits from his independent contractor business.

To all appearances (and these appearances have not been rebutted by debtors, despite an opportunity to do so), this is a case of a debtor playing fast and loose with the bankruptcy system, pretending to retire a few months before filing chapter 13, then abandoning a false and phony "retirement" a few months later to resume work and using this as a convenient opportunity to report zero income from a business and thereby materially reduce required payments under a chapter 13 plan. What occurred here is a fraud on the Court and a fraud on the bankruptcy system.

The confirmation order is vacated, and debtors' motion to modify the plan is denied as moot in view of the vacatur of the confirmation order.

<b>Party Information</b>
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**Debtor(s):**

Robert James Candy

Represented By  
Todd L Turoci

**Joint Debtor(s):**

Sandra Lee Candy

Represented By  
Todd L Turoci

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, March 28, 2018**

**Hearing Room 6C**

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3:00 PM

**CONT... Robert James Candy and Sandra Lee Candy**

**Chapter 13**

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, March 29, 2018**

**Hearing Room 225**

9:00 AM

**6:16-20446 BioData Medical Laboratories, Inc.**

**Chapter 11**

Adv#: 6:16-01299 BioData Medical Laboratories, Inc. v. Merchant Cash & Capital, LLC.

**#1.00**

PRE-TRIAL CONFERENCE re: Complaint by BioData Medical Laboratories, Inc. against Merchant Cash & Capital, LLC.. (Charge To Estate). Nature of Suit: (12 (Recovery of money/property - 547 preference)),(13 (Recovery of money/property - 548 fraudulent transfer)),(72 (Injunctive relief - other)),(91 (Declaratory judgment))

(Con't from 12/21/17)

Docket 1

**\*\*\* VACATED \*\*\* REASON: Cont. to 8/9/18 @ 9:00 a.m. - jc**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

BioData Medical Laboratories, Inc.

Represented By  
Robert M Yaspan

**Defendant(s):**

Merchant Cash & Capital, LLC.

Pro Se

**Plaintiff(s):**

BioData Medical Laboratories, Inc.

Represented By  
Robert M Yaspan

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, March 29, 2018**

**Hearing Room 225**

9:00 AM

**6:16-20446 BioData Medical Laboratories, Inc.**

**Chapter 7**

Adv#: 6:17-01010 BioData Medical Laboratories, Inc. v. Yellowstone Capital West, LLC et al

**#2.00**

PRE-TRIAL CONFERENCE re: Complaint by BioData Medical Laboratories, Inc. against Yellowstone Capital West, LLC, Merchant Source, Inc.. Nature of Suit: (91 (Declaratory judgment)),(13 (Recovery of money/property - 548 fraudulent transfer)),(12 (Recovery of money/property - 547 preference)),(72 (Injunctive relief - other))

(Cont from 1/18/18)

Docket 1

**\*\*\* VACATED \*\*\* REASON: Case dismissed 3/21/18**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

BioData Medical Laboratories, Inc.

Represented By  
Robert M Yaspan  
Joseph N Darweesh

**Defendant(s):**

Yellowstone Capital West, LLC

Represented By  
Johnny White

Merchant Source, Inc.

Pro Se

**Plaintiff(s):**

BioData Medical Laboratories, Inc.

Represented By  
Robert M Yaspan

**Trustee(s):**

Todd A. Frealy (TR)

Represented By  
Eve H Karasik  
Jeffrey S Kwong



**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, March 29, 2018**

**Hearing Room 225**

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9:00 AM

**CONT...**

**BioData Medical Laboratories, Inc.**

Juliet Y Oh  
Carmela Pagay

**Chapter 7**

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, March 29, 2018**

**Hearing Room 225**

9:00 AM

**6:17-14661 WHAA LLC**

**Chapter 11**

**#3.00**

Hrg. on Chapter 11 Status Conference

(Cont. from 12/7/17)

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will inquire into (1) compliance with United States Trustee guidelines and requirements and (2) future directions for the case.

Next status conference: August 9, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

WHAA LLC

Represented By  
M Jonathan Hayes

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, March 29, 2018**

**Hearing Room 225**

2:15 PM

**6:17-18040 Steven Michael Hodgden and Christina Hodgden**

**Chapter 7**

**#1.00**

Hrg on Approval of Reaffirmation Agreement Between Debtor and Alaska USA  
Federal Credit Union in the amount of \$39,443.01

Docket 25

**\*\*\* VACATED \*\*\* REASON: Re-notice for 4/12/18 at 2:15 p.m.**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Steven Michael Hodgden

Represented By  
Gary S Saunders

**Joint Debtor(s):**

Christina Hodgden

Represented By  
Gary S Saunders

**Trustee(s):**

Todd A. Frealy (TR)

Represented By  
Michelle A Marchisotto

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, March 29, 2018**

**Hearing Room 225**

2:15 PM

**6:17-20425 Deron Thomas McCandless and Christy Lynn McCandless**

**Chapter 7**

**#2.00**

Hrg. on Approval of Reaffirmation Agreement filed 2/20/18 between Debtors and Alaska USA Federal Credit Union in the amount of \$11,683.17

RE: 2013 Ford F-150

Docket 10

**\*\*\* VACATED \*\*\* REASON: Re-notice for 4/12/18 at 2:15 p.m.**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
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**Debtor(s):**

Deron Thomas McCandless	Pro Se
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**Joint Debtor(s):**

Christy Lynn McCandless	Pro Se
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**Trustee(s):**

Steven M Speier (TR)	Pro Se
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**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, March 29, 2018**

**Hearing Room 225**

2:15 PM

**6:18-10158 Bennie Allen Nelms and Nina Gail Nelms**

**Chapter 7**

**#3.00**

Hrg on approval of Reaffirmation Agreement Between Debtor and CarMax Auto Finance in the amount of \$14,944.14

Docket 11

**\*\*\* VACATED \*\*\* REASON: Re-notice for 4/12/18 at 2:15 p.m.**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Bennie Allen Nelms

Represented By  
C Scott Rudibaugh

**Joint Debtor(s):**

Nina Gail Nelms

Represented By  
C Scott Rudibaugh

**Trustee(s):**

John P Pringle (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, April 2, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-12513 Eric Joseph Bolstad and Norma Renee Bolstad**

**Chapter 13**

**#1.00**

Motion for relief from stay [Real Property]

New Penn Financial, LLC d/b/a Shellpoint Mortgage Servicing vs. DEBTORS  
(Motion filed 3/7/18)

**[RE: 17174 Fielding Street, Detroit, Michigan 48219]**

Docket 47

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The motion is granted pursuant to 11 U.S.C. § 362(d)(1) to permit movant, its successors, transferees and assigns, to enforce its remedies to foreclose upon and obtain possession of the subject property in accordance with applicable law, *unless* the debtor pays all arrearages in full on or before the hearing date on this matter. Movant may not pursue any deficiency claim against the debtor or the estate except by filing a proof of claim pursuant to 11 U.S.C. § 501.

The 14-day stay provided by Rule 4001(a)(3) is waived.

Also, grant the following relief:

- Box 3. Movant, or its agents, may, at its option, offer, provide and enter into a potential forbearance agreement, loan modification, refinance agreement or other loan workout or loss mitigation agreement. Movant, through its servicing agent, may contact the Debtor by telephone or written correspondence to offer such an agreement.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Eric Joseph Bolstad

Represented By

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, April 2, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... Eric Joseph Bolstad and Norma Renee Bolstad**  
Douglas L Weeks

**Chapter 13**

**Joint Debtor(s):**

Norma Renee Bolstad

Represented By  
Douglas L Weeks

**Movant(s):**

New Penn Financial, LLC d/b/a

Represented By  
Erin M McCartney

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, April 2, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-13586 Richard E. Abeyta and Jamie Lee**

**Chapter 13**

**#2.00**

Motion for relief from stay [Real Property]

Wilmington Savings Fund Society, FSB, d/b/a Christiana Trust, Not Individually But As Trustee For Pretium Mortgage Acquisition Trust, Its Assignees And/Or Successors vs. DEBTORS  
(Motion filed 3/8/17)

**[RE: 24 Hillrise, Trabuco Canyon, CA 92679]**

Docket 40

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - ORDER ON MOTION  
ENTERED 3-28-18 - SETTLED BY STIPULATION FOR ADEQUATE  
PROTECTION - (Docket No. [45])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Richard E. Abeyta

Represented By  
Michael G Spector

**Joint Debtor(s):**

Jamie Lee

Represented By  
Michael G Spector

**Movant(s):**

Wilmington Savings Fund Society,

Represented By  
Jennifer C Wong  
Nancy L Lee

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, April 2, 2018**

**Hearing Room 6C**

2:00 PM

**8:16-13347 Maria E. Velarde**

**Chapter 7**

**#1.00**

Hearing RE: Trustee's Final Report And Applications For Compensation And Reimbursement Of Expenses  
(Final Report 2/23/18)

**[RE: RICHARD A. MARSHACK - Chapter7 Trustee]  
[Fees: \$2157.80; Expenses: \$57.58]**

**[RE: ANERIO V. ALTMAN - Attorney For Chapter 7 Trustee]  
[Fees: \$4,260.00; Expenses: \$234.22]**

**[RE: HAHN FIFE & COMPANY LLP - Accountan]  
[Fees: \$1,000.00; Expenses: \$0.00]**

Docket 0

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

In a case under chapter 7 or 11, the court may allow reasonable compensation under § 330 to the trustee for the trustee's services, payable after the trustee renders such services, not to exceed 25% on the first \$5,000 or less, 10% on any amount in excess of \$5,000 but not in excess of \$50,000, 5% on any amount in excess of \$50,000 but not in excess of \$1,000,000, and reasonable compensation not to exceed 3% of such moneys in excess of \$1,000,000, upon all moneys disbursed or turned over in the case by the trustee to parties in interest, excluding the debtor, but including holders of secured claims. 11 U.S.C. § 326(a).

The Court finds that the Trustee's requested compensation meets the requirements of 11 U.S.C. § 326(a) and represents reasonable compensation for actual, necessary services rendered in the administration of this estate.

The compensation is approved as to the Trustee, with fees in the amount of \$2,157.80 and expenses in the amount of \$57.58.

The compensation is approved as to the Trustee's attorneys, with fees in the amount of \$4,260.00 and expenses in the amount of \$234.22.

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, April 2, 2018**

**Hearing Room 6C**

2:00 PM

**CONT...**

**Maria E. Velarde**

**Chapter 7**

The compensation is approved as to the Trustee's accountant, with fees in the amount of \$1,000.00

CHAPTER 7 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Maria E. Velarde

Represented By  
Justin D Irish (Pro Bono)

**Trustee(s):**

Richard A Marshack (TR)

Represented By  
Anerio V Altman

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, April 2, 2018**

**Hearing Room 6C**

2:00 PM

**8:16-13358 Hooshang Noori-Alagha and Nahid Noori-Alagha**

**Chapter 7**

**#2.00**

Hearing RE: Trustee's Final Report And Applications For Compensation And Reimbursement Of Expenses  
(Final Report 2/21/18)

**[RE: RICHARD A. MARSHACK - Chapter7 Trustee]  
[Fees: \$25,750.00; Expenses: \$420.47]**

**[RE: GOE & FORSYTHE, LLP - Attorney For Chapter 7 Trustee]  
[Fees: \$146,737.00; Expenses: \$1,204.23]**

**[RE: CLARENCE YOSHIKANE - Real Estate Agent]  
[Fees: \$5,713.50; Expenses: \$0.00]**

**[RE: HAHN FIFE & COMPANY, LLP - Tax Preparer  
[Fees: \$1,000.00; Expenses: \$0.00]**

Docket 0

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

In a case under chapter 7 or 11, the court may allow reasonable compensation under § 330 to the trustee for the trustee's services, payable after the trustee renders such services, not to exceed 25% on the first \$5,000 or less, 10% on any amount in excess of \$5,000 but not in excess of \$50,000, 5% on any amount in excess of \$50,000 but not in excess of \$1,000,000, and reasonable compensation not to exceed 3% of such moneys in excess of \$1,000,000, upon all moneys disbursed or turned over in the case by the trustee to parties in interest, excluding the debtor, but including holders of secured claims. 11 U.S.C. § 326(a).

The Court finds that the Trustee's requested compensation meets the requirements of 11 U.S.C. § 326(a) and represents reasonable compensation for actual, necessary services rendered in the administration of this estate.

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, April 2, 2018**

**Hearing Room 6C**

2:00 PM

**CONT... Hooshang Noori-Alagha and Nahid Noori-Alagha Chapter 7**

The compensation is approved as to the Trustee, with fees in the amount of \$25,750.00 and expenses in the amount of \$420.47.

The compensation is approved as to Goe & Forsythe, LLP, with fees in the amount of \$146,737.00 and expenses in the amount of \$1,204.23.

The compensation is approved as to Clarence Yoshikane, with fees in the amount of \$5,713.50.

The compensation is approved as to Hahn Fife & Company LLP, with fees in the amount of \$1,000.00.

Requested (proposed) interim payments are approved.

CHAPTER 7 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Hooshang Noori-Alagha	Pro Se
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**Joint Debtor(s):**

Nahid Noori-Alagha	Pro Se
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**Trustee(s):**

Richard A Marshack (TR)	Represented By Robert P Goe Charity J Miller
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**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, April 3, 2018**

**Hearing Room 225**

2:00 PM

**6:13-28775 Ellen Lucile Salkin**

**Chapter 7**

**#1.00**

Hrg on Trustee's Motion Objecting to Claim No 1 filed by Cavalry SPV I, LLC

Docket 119

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Grant the motion, sustain the objection, and disallow Claim No. 1 in its entirety.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Ellen Lucile Salkin

Represented By  
Matthew Horgan

**Trustee(s):**

John P Pringle (TR)

Represented By  
Toan B Chung

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, April 3, 2018**

**Hearing Room 225**

2:00 PM

**6:13-28775 Ellen Lucile Salkin**

**Chapter 7**

**#2.00**

Hrg on Trustee's Motion Objecting to Claim No 4 filed by Jefferson Capital Systems, LLC

Docket 121

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Grant the motion, sustain the objection, and disallow Claim No. 4 in its entirety.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Ellen Lucile Salkin

Represented By  
Matthew Horgan

**Trustee(s):**

John P Pringle (TR)

Represented By  
Toan B Chung

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, April 3, 2018**

**Hearing Room 225**

2:00 PM

**6:13-28775 Ellen Lucile Salkin**

**Chapter 7**

**#3.00**

Hrg on Trustee's Motion Objecting to Claim No 7 filed by Lamar Central Outdoor, LLC

Docket 123

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Grant the motion, sustain the objection, and disallow Claim No. 7 in its entirety.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Ellen Lucile Salkin

Represented By  
Matthew Horgan

**Trustee(s):**

John P Pringle (TR)

Represented By  
Toan B Chung

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, April 3, 2018**

**Hearing Room 225**

2:00 PM

**6:13-28775 Ellen Lucile Salkin**

**Chapter 7**

**#4.00**

Hrg on Trustee's Motion Objecting to Claim No 11 filed by National Collegiate Trust

Docket 125

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Grant the motion, sustain the objection, and disallow Claim No. 11 in its entirety.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Ellen Lucile Salkin

Represented By  
Matthew Horgan

**Trustee(s):**

John P Pringle (TR)

Represented By  
Toan B Chung



**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, April 3, 2018**

**Hearing Room 225**

2:00 PM

**6:13-28775 Ellen Lucile Salkin**

**Chapter 7**

**#5.00**

Hrg on Trustee's Motion Objecting to Claim No 14 filed by Credit Solutions, LLC

Docket 128

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Grant the motion, sustain the objection, and disallow Claim No. 14 in its entirety.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Ellen Lucile Salkin

Represented By  
Matthew Horgan

**Trustee(s):**

John P Pringle (TR)

Represented By  
Toan B Chung

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, April 3, 2018**

**Hearing Room 225**

2:00 PM

**6:13-28775 Ellen Lucile Salkin**

**Chapter 7**

**#6.00**

Hrg on Trustee's Motion to Disallow Claims No. 6 filed by Laguna Surf Interval Owners Association as Amended and/or Duplicative, and Disallow Claim No. 16 filed by Laguna Surf Interval Owners Association as Secured and Amounts Asserted but to Allow as General Unsecured Claim

Docket 132

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Grant.

Claim No. 6 is disallowed in its entirety as a duplicate claim.

Claim No. 16 is allowed in the amount of \$2,481.07 as a general unsecured claim only.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Ellen Lucile Salkin

Represented By  
Matthew Horgan

**Trustee(s):**

John P Pringle (TR)

Represented By  
Toan B Chung

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, April 3, 2018**

**Hearing Room 225**

2:00 PM

**6:14-22067 Gary S. Hann**

**Chapter 7**

Adv#: 6:18-01028 Hann v. Anderson et al

**#7.00**

Hrg on Defendants' Special Motion to Strike Complaint Pursuant to Cal. Code of Civil Procedure §425.16 or in the Alternative, to Strike the Complaint Pursuant to FRBP 7012(f)

Docket 8

**\*\*\* VACATED \*\*\* REASON: Notice of Dismissal of Adversary filed by  
Plaintiff on 3/27/18 - jc**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Gary S. Hann

Represented By  
Charles K Young

**Defendant(s):**

Karl T Anderson

Represented By  
Melissa Davis Lowe

Shulman Hodges & Bastian LLP

Represented By  
Melissa Davis Lowe

Melissa Davis Lowe

Represented By  
Melissa Davis Lowe

Leonard M. Shulman

Represented By  
Melissa Davis Lowe

**Plaintiff(s):**

Gary S Hann

Pro Se

**Trustee(s):**

Karl T Anderson (TR)

Represented By  
Leonard M Shulman

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, April 3, 2018**

**Hearing Room 225**

2:00 PM

**CONT...**

**Gary S. Hann**

Melissa Davis Lowe

**Chapter 7**

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, April 3, 2018**

**Hearing Room 225**

2:00 PM

**6:14-22067 Gary S. Hann**

**Chapter 7**

Adv#: 6:18-01028 Hann v. Anderson et al

**#8.00**

Hrg on Defendants' Motion for Sanctions Against Gary S. Hann Pursuant to FRBP 9011

Docket 11

**\*\*\* VACATED \*\*\* REASON: Notice of Dismissal of Adversary filed by Plaintiff on 3/27/18 - jc**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Gary S. Hann

Represented By  
Charles K Young

**Defendant(s):**

Karl T Anderson

Represented By  
Melissa Davis Lowe

Shulman Hodges & Bastian LLP

Represented By  
Melissa Davis Lowe

Melissa Davis Lowe

Represented By  
Melissa Davis Lowe

Leonard M. Shulman

Represented By  
Melissa Davis Lowe

**Plaintiff(s):**

Gary S Hann

Pro Se

**Trustee(s):**

Karl T Anderson (TR)

Represented By  
Leonard M Shulman  
Melissa Davis Lowe

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, April 3, 2018**

**Hearing Room 225**

---

2:00 PM

**CONT... Gary S. Hann**

**Chapter 7**

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, April 3, 2018**

**Hearing Room 225**

2:00 PM

**6:14-22718 Hector V Aviles**

**Chapter 7**

**#9.00**

Hrg. on approval of trustee's final report; applications for compensation

Docket 0

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

In a case under chapter 7 or 11, the court may allow reasonable compensation under § 330 to the trustee for the trustee's services, payable after the trustee renders such services, not to exceed 25% on the first \$5,000 or less, 10% on any amount in excess of \$5,000 but not in excess of \$50,000, 5% on any amount in excess of \$50,000 but not in excess of \$1,000,000, and reasonable compensation not to exceed 3% of such moneys in excess of \$1,000,000, upon all moneys disbursed or turned over in the case by the trustee to parties in interest, excluding the debtor, but including holders of secured claims. 11 U.S.C. § 326(a).

The Court finds that the Trustee's requested compensation meets the requirements of 11 U.S.C. § 326(a) and represents reasonable compensation for actual, necessary services rendered in the administration of this estate.

The compensation is approved as to the Trustee, with fees in the amount of \$45,815.08 and expenses in the amount of \$75.00.

The compensation is approved as to Shulman Hodges & Bastian, with fees in the amount of \$46,719.50 and expenses in the amount of \$2,276.33.

The compensation is approved as to Hahn Fife & Company LLP, with fees in the amount of \$1,944.00 and expenses in the amount of \$246.70.

Payment to International Sureties is approved.

**CHAPTER 7 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.**

<b>Party Information</b>
--------------------------

**Debtor(s):**

Hector V Aviles

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, April 3, 2018**

**Hearing Room 225**

---

2:00 PM

**CONT... Hector V Aviles**

**Chapter 7**

**Trustee(s):**

Helen R. Frazer (TR)

Represented By  
Leonard M Shulman  
Rika Kido  
Lynda T Bui



**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, April 3, 2018**

**Hearing Room 225**

2:00 PM

**6:16-16810 Golnaz Shirdel**

**Chapter 7**

**#10.00**

Hrg. on chapter 7 trustee's Objection filed 2/16/18 to the Debtor's Wildcard Exemption

Docket 59

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Debtor Golnaz Shirdel ("Ms. Shirdel") filed a chapter 7 petition on July 29, 2016. She did not schedule wage and hour claims against CL Education, Inc., RL Education, Inc. and other potential defendants (the "Defendants"), nor were these claims ever administered by the chapter 7 trustee prior to the initial closing of the case .

Ms. Shirdel received a discharge on November 7, 2016, and the case was closed on December 6, 2016.

Ms. Shirdel filed a motion to reopen the case on December 22, 2016 for the purpose of prosecuting a claim that the automatic stay and/or the discharge order had been violated. The attorney representing her in this matter was Arash Shirdel, Esq., who is believed to be her brother.

On January 17, 2017, Ms. Shirdel through her attorney Arash Shirdel sent two letters to the Defendants demanding that they retain documents and electronically stored information that could relate to potential claims she had against them relating to employment issues. The employment issues, later fleshed out in a subsequent complaint filed by Ms. Shirdel against the Defendants in Orange County Superior Court, largely involve the issue of whether Ms. Shirdel was an independent contractor or an employee during the period she was performing services for Defendants. (The complaint alleged such services had been performed since 2012 and thus clearly relate

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, April 3, 2018**

**Hearing Room 225**

2:00 PM

**CONT...**      **Golnaz Shirdel**  
to prepetition periods).

**Chapter 7**

The Court reopened the case by order entered February 1, 2017. The case would remain open until July 25, 2017 at which time it was closed due to the approval of a stipulation withdrawing the order to show cause that had been issued in connection with the stay and discharge order violation matter referenced above.

While the bankruptcy case was open during the period February 1, 2017 through July 25, 2017, Ms. Shirdel engaged in various actions that amount to the exercise of possession and control over the wage and hour claims referred to above. (1) Ms. Shirdel through her attorney sent another letter to the Defendants on February 16, 2017 again demanding production of the personnel files and records plus \$750 due to a failure to produce such records in a timely fashion. (2) Ms. Shirdel through her attorney sent an email to Defendants on March 10, 2017 expressing her intent to file suit against them with respect to the wage and hour claims. (3) Ms. Shirdel filed a complaint seeking nearly \$200,000 in damages against Defendants in Orange County Superior Court on March 30, 2017. The complaint alleges that Ms. Shirdel had been performing services for Defendants since June 2012 and had been misclassified as independent contractors, had been denied overtime pay, had not been paid for meal breaks and rest breaks and various other causes of action. (4) Correspondence between Ms. Shirdel's counsel and Defendants continued during the period when the bankruptcy case was open.

Exercise of possession and control over the causes of action in the wage and hour lawsuit continued after the bankruptcy case closed on July 25, 2017. Ms. Shirdel filed a case management statement, attended a case management conference at which the Orange County Superior Court set a trial date for May 2018, filed a motion to compel answers to interrogatories, was awarded sanctions in connection with such motion and made representations to the Orange County Superior Court that "[a]ny issues involving the bankruptcy have been resolved with the bankruptcy court."

Ms. Shirdel then filed a motion on December 18, 2017 to again reopen the bankruptcy case (the "Second Motion to Reopen"), this time to permit the amendment of

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, April 3, 2018**

**Hearing Room 225**

2:00 PM

**CONT...**

**Golnaz Shirdel**

**Chapter 7**

schedules to show the wage and hour claims as an asset of the bankruptcy estate. Up until this point in time, the existence of the wage and hour claims had never been disclosed to chapter 7 trustee Robert Daff (the "Trustee") nor scheduled as an asset. Ms. Shirdel failed to disclose in the Second Motion to Reopen that a motion for terminating sanctions against Defendants was then pending in the Orange County Superior Court or that nearly \$200,000 in damages were being sought in the matter.

Importantly, the Trustee joined in the Second Motion to Reopen, asking the Court to reappoint him as the Trustee so that he could seek to administer the wage and hour claims. The Court granted the Second Motion to Reopen by order entered January 18, 2018 and reappointed Mr. Daff as the Trustee.

By granting the Second Motion to Reopen, the Court deemed filed amended Schedules B and C showing the wage and hour claims as bankruptcy estate assets. Ms. Shirdel asserted on Schedule C that the wage and hour claims were exempt to the extent covered by the so-called "wild card exemption" of \$22,300 pursuant to California Code of Civil Procedure § 703.140(b)(5) and 11 U.S.C. § 522.

The Court does not regard as credible the protestations of the debtor, Golnaz Shirdel, and her attorney, Arash Shirdel, Esq., that they did not realize the wage and hour lawsuit that is the subject of the exemption claim had not been listed as an asset in the bankruptcy schedules until late in 2017. The timeline and sequence of events both in this bankruptcy case and in the action filed in the Orange County Superior Court show that there was an attempt here to game the bankruptcy process. In particular, the Court notes that the grounds for the wage and hour lawsuit – that Ms. Shirdel was an employee and had been an employee since 2012, not an independent contractor -- was something that could have been known and likely was known at the time the bankruptcy petition was filed on July 29, 2016. The Court finds as a fact that Ms. Shirdel deliberately and intentionally concealed the rights and causes of action with respect to the wage and hour matter from the Court and the chapter 7 trustee within the meaning of 11 U.S.C. § 522(g)(1)(B).

11 U.S.C. § 522(g) operates upon property recovered by the trustee under 11 U.S.C. §

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, April 3, 2018**

**Hearing Room 225**

2:00 PM

**CONT...**

**Golnaz Shirdel**

**Chapter 7**

542 (among other sections). It provides as follows in relevant part: "(a) . . . an entity . . . in possession, custody, or control, during the case, of property that the trustee may use, sell, or lease under section 363 of this title, or that the debtor may exempt under section 522 of this title, shall deliver to the trustee, and account for, such property or the value of such property, unless such property is of inconsequential value or benefit to the estate."

Analysis shows that section 542 applies with respect to the wage and hour claims that are the subject of this motion. The term "entity" includes a person. 11 U.S.C. § 101(15). Ms. Shirdel is a person and therefore an "entity" within the meaning of the Bankruptcy Code. As explained earlier, she was in possession, custody or control of the wage and hour claims "during the case", that is, during the period February 1, 2017 through July 25, 2017. The wage and hour claims constitute property that the Trustee may use or sell. Ms. Shirdel delivered the wage and hour claims to the Trustee and/or accounted for them when her amended schedules were deemed filed on January 18, 2018. Accordingly, the Trustee recovered the wage and hour claims pursuant to 11 U.S.C. § 542.

The verb "recover" does not necessarily imply any kind of action on the part of the recovering party. *Webster's Ninth New Collegiate Dictionary* defines recover as "to get back: REGAIN." If a person leaves a cellphone on a train or at a table at a restaurant, it would be perfectly good English for a friend to ask, "did you ever recover your cellphone?" and for the person to answer "yes" even if it showed up on his doorstep the next day as the result of efforts of an anonymous Good Samaritan.

In any event, to the extent some sort of action is required of the Trustee by the terms of 11 U.S.C. § 542(a) in order for a turnover to occur, such action occurred here – by joining in the Second Motion to Reopen, the Trustee acted to recover the wage and hour claims within the meaning of 11 U.S.C. § 522(g) and that action was successful.<sup>1</sup> *Cf. Glass v. Hitt (In re Glass)*, 60 F.3d 565 (9th Cir. 1995); *Elliott v. Weil (In re Elliott)*, 544 B.R. 421 (B.A.P. 9th Cir. 2016); *In re Ringham*, 294 B.R. 204 (Bankr. D. Mass. 2003).

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, April 3, 2018**

**Hearing Room 225**

2:00 PM

**CONT...**

**Golnaz Shirdel**

**Chapter 7**

Footnote 1: To be clear, the Court does not regard any type of action to be required of the trustee in order for a section 542 turnover to occur. The trustee need not file an motion (such as a turnover motion) or commence any adversary proceeding. All that is required is that an entity in possession or control of estate property while the bankruptcy case is open turn over such property to the trustee. Once the turnover occurs, the trustee has recovered the property within the meaning of section 522(g).

The chapter 7 trustee's motion is granted based upon 11 U.S.C. § 522(g) for the reasons stated and based upon the case authorities cited by the chapter 7 trustee. Accordingly, the Court does not reach nor rule upon the chapter 7 trustee's arguments that the exemption should be disallowed based upon judicial estoppel, equitable estoppel and/or laches.

The objection to the wildcard exemption with respect to the wage and hour lawsuit is sustained, and the exemption is disallowed in its entirety.

CHAPTER 7 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Golnaz Shirdel

Represented By  
Arash Shirdel

**Trustee(s):**

Charles W Daff (TR)

Represented By  
Kathleen J McCarthy  
Thomas H Casey

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, April 3, 2018**

**Hearing Room 225**

2:00 PM

**6:17-12867 Alicia Louise Paoletta**

**Chapter 7**

**#11.00**

Hrg. on chapter 7 trustee's Motion filed 3/2/18 to Allow Claim 3 of Wells Fargo Bank, NA as Late Filed against a Surplus Only

Docket 20

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Grant the motion and sustain the objection.

The Court will reclassify Claim No. 3 as a late-filed claim under 11 U.S.C. § 726(a)(3), allowed against surplus only and subordinated to all timely-filed claims.

CHAPTER 7 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Alicia Louise Paoletta

Represented By  
Jenny L Doling

**Trustee(s):**

John P Pringle (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, April 3, 2018**

**Hearing Room 225**

2:00 PM

**6:17-19513 Terry Lee Fleming, Sr**

**Chapter 11**

**#12.00**

Hrg. on Debtor's Motion to to approve draw-down compensation procedure [LBR 2016-1(b)]

Docket 89

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

**Party Information**

**Debtor(s):**

Terry Lee Fleming Sr

Represented By  
James E Till

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, April 3, 2018**

**Hearing Room 225**

2:00 PM

**6:17-19513 Terry Lee Fleming, Sr**

**Chapter 11**

**#13.00**

Hrg. on Debtor's Motion filed 3/13/18 to Extend periods within which Debtor has the exclusive right to propose a chapter 11 plan and to solicit acceptances thereto

Docket 88

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant in part. The Court will extend exclusivity for plan proposal to June 13, 2018 and for solicitation of plan acceptance to August 31, 2018.

DEBTOR TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Terry Lee Fleming Sr

Represented By  
James E Till



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, April 4, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-13152 Se Y Oh**

**Chapter 11**

**#1.00**

CONT'D STATUS CONFERENCE Hearing RE: (1) Status Of Chapter 11 Case;  
And (2) Requiring Report On Status Of Chapter 11 Case  
(Petition filed 8/7/17)

FR: 10-18-17; 4-4-18

Docket 0

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Continue the status conference to May 30, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Se Y Oh

Represented By  
Stephen R Wade  
Richard H Lee

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, April 4, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01167 Official Committee Of Unsecured Creditors v. Ink Systems, Inc.

**#2.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550  
(Complaint filed 10/26/17)

FR: 2-28-18 at 9:00 a.m.; 2-28-18

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

**NO TELEPHONIC APPEARANCES PERMITTED.**

The Court will issue a scheduling order:

All fact discovery shall close on July 31, 2018.

Expert reports under Rule 26 are due August 31, 2018 with rebuttals due September 30, 2018. Expert discovery closes October 15, 2018.

All discovery motions shall be heard before November 30, 2018.

A further status conference is set for December 12, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, April 4, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... Freedom Communications, Inc.**

**Chapter 11**

Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

Ink Systems, Inc.

Represented By  
Theodore A Cohen

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine  
Jeffrey P Nolan

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, April 4, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01169 Official Committee Of Unsecured Creditors v. CLR Marketing Partners

**#3.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550  
(Complaint filed 10/26/17)

FR: 2-28-18

Docket 1

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The deadline for obtaining entry of default by the clerk is May 15, 2018. The deadline for hearing a motion for entry of default judgment is June 30, 2018.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

CLR Marketing Partners

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, April 4, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... Freedom Communications, Inc.**

**Chapter 11**

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine  
Jeffrey P Nolan

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, April 4, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01170 Official Committee Of Unsecured Creditor v. U.S. Telepacific Corp. et al

**#4.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550  
(Complaint filed 10/26/17)

FR: 2-28-18

Docket 1

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - ORDER APPROVING  
STIPULATION OF DISMISSAL WITHOUT PREJUDICE ENTERED 3-13-  
18 - (Docket No. [13])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

U.S. Telepacific Corp.

Pro Se

U.S. TelePacific Corp.

Represented By  
J Scott Bovitz

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, April 4, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... Freedom Communications, Inc.**

Andrew W Caine  
Jeffrey P Nolan

**Chapter 11**

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, April 4, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01175 Official Committee Of Unsecured Creditors v. Spicers Paper, Inc.

**#5.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550  
(Complaint filed 10/26/17)

FR: 2-28-18

Docket 1

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Continue the status conference to June 6, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

Spicers Paper, Inc.

Represented By  
David M Banker



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, April 4, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... Freedom Communications, Inc.**

**Chapter 11**

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine  
Jeffrey P Nolan

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, April 4, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01201 Official Committee Of Unsecured Creditors v. Advantage Mailing, LLC

**#6.00**

STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550 (Complaint filed 10/26/17)

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

**NO TELEPHONIC APPEARANCES PERMITTED.**

The Court will issue a scheduling order:

All fact discovery shall close on July 31, 2018.

Expert reports under Rule 26 are due August 31, 2018 with rebuttals due September 30, 2018. Expert discovery closes October 15, 2018.

All discovery motions shall be heard before November 30, 2018.

A further status conference is set for December 12, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, April 4, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... Freedom Communications, Inc.**

**Chapter 11**

Scott D Fink  
Reed M Mercado

**Defendant(s):**

Advantage Mailing, LLC

Represented By  
Michael B Reynolds

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine  
Jeffrey P Nolan

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, April 4, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01202 Official Committee Of Unsecured Creditors v. Central Ink Corporation

**#7.00**

STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550 (Complaint filed 10/26/17)

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

**NO TELEPHONIC APPEARANCES PERMITTED.**

The Court will issue a scheduling order:

All fact discovery shall close on July 31, 2018.

Expert reports under Rule 26 are due August 31, 2018 with rebuttals due September 30, 2018. Expert discovery closes October 15, 2018.

All discovery motions shall be heard before November 30, 2018.

A further status conference is set for December 12, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, April 4, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... Freedom Communications, Inc.**

**Chapter 11**

Scott D Fink  
Reed M Mercado

**Defendant(s):**

Central Ink Corporation

Pro Se

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine  
Jeffrey P Nolan

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, April 4, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01203 Official Committee Of Unsecured Creditors v. Central National Gottesman,

**#8.00**

STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550 (Complaint filed 10/26/17)

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

**NO TELEPHONIC APPEARANCES PERMITTED.**

The Court will issue a scheduling order:

All fact discovery shall close on September 30, 2018.

Expert reports are due November 15, 2018, and responses to such reports are due November 30, 2018.

All discovery motions shall be heard before December 31, 2018.

The Court sets a status conference for December 19, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, April 4, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... Freedom Communications, Inc.**

**Chapter 11**

Scott D Fink  
Reed M Mercado

**Defendant(s):**

Central National Gottesman, Inc.

Represented By  
David M Banker  
Kyra E Andrassy

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine  
Jeffrey P Nolan

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, April 4, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01204 Official Committee Of Unsecured Creditors v. Press-One Customer Care,

**#9.00**

STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550 (Complaint filed 10/26/17)

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

**NO TELEPHONIC APPEARANCES PERMITTED.**

The Court will issue a scheduling order:

All fact discovery shall close on July 31, 2018.

Expert reports under Rule 26 are due August 31, 2018 with rebuttals due September 30, 2018. Expert discovery closes October 15, 2018.

All discovery motions shall be heard before November 30, 2018.

A further status conference is set for December 12, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, April 4, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... Freedom Communications, Inc.**

**Chapter 11**

Scott D Fink  
Reed M Mercado

**Defendant(s):**

Press-One Customer Care, Inc.

Represented By  
Scott A Schiff

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine  
Jeffrey P Nolan

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, April 4, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01205 Official Committee Of Unsecured Creditors v. Goodwill Industries of

**#10.00**

STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550 (Complaint filed 10/26/17)

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

**NO TELEPHONIC APPEARANCES PERMITTED.**

The Court will issue a scheduling order:

All fact discovery shall close on July 31, 2018.

Expert reports under Rule 26 are due August 31, 2018 with rebuttals due September 30, 2018. Expert discovery closes October 15, 2018.

All discovery motions shall be heard before November 30, 2018.

A further status conference is set for December 12, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, April 4, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... Freedom Communications, Inc.**

**Chapter 11**

Scott D Fink  
Reed M Mercado

**Defendant(s):**

Goodwill Industries of Orange

Represented By  
Donald W Sieveke

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine  
Jeffrey P Nolan

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, April 4, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01206 Official Committee Of Unsecured Creditors v. Turn-Key Solutions, Inc.

**#11.00**

STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550 (Complaint filed 10/26/17)

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

**NO TELEPHONIC APPEARANCES PERMITTED.**

The Court will issue a scheduling order:

All fact discovery shall close on July 31, 2018.

Expert reports under Rule 26 are due August 31, 2018 with rebuttals due September 30, 2018. Expert discovery closes October 15, 2018.

All discovery motions shall be heard before November 30, 2018.

A further status conference is set for December 12, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, April 4, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... Freedom Communications, Inc.**

**Chapter 11**

Scott D Fink  
Reed M Mercado

**Defendant(s):**

Turn-Key Solutions, Inc.

Represented By  
Kristofer R McDonald

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine  
Jeffrey P Nolan

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, April 4, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01207 Official Committee Of Unsecured Creditors v. Midland Paper Company

**#12.00**

STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550 (Complaint filed 10/26/17)

Docket 1

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Continue the status conference to June 6, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By

William N Lobel

Beth Gaschen

Alan J Friedman

Christopher J Green

Caroline Djang

Scott D Fink

Reed M Mercado

**Defendant(s):**

Midland Paper Company

Pro Se

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By

Andrew W Caine

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, April 4, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01208 Official Committee Of Unsecured Creditors v. Aramark Uniform & Career

**#13.00**

STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery  
Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550  
(Complaint filed 10/26/17)

Docket 1

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Continue the status conference to June 6, 2018 at 9:00 a.m. to permit settlement to  
move forward.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

Aramark Uniform & Career Apparel,

Pro Se

Aramark Entertainment LLC

Pro Se

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, April 4, 2018**

**Hearing Room 6C**

9:00 AM

**CONT...**

**Freedom Communications, Inc.**

Jeffrey P Nolan

**Chapter 11**



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, April 4, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01209 Official Committee Of Unsecured Creditors v. Case Paper Co., Inc.

**#14.00**

STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550 (Complaint filed 10/26/17)

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

**NO TELEPHONIC APPEARANCES PERMITTED.**

The Court will issue a scheduling order:

All fact discovery shall close on July 31, 2018.

Expert reports under Rule 26 are due August 31, 2018 with rebuttals due September 30, 2018. Expert discovery closes October 15, 2018.

All discovery motions shall be heard before November 30, 2018.

A further status conference is set for December 12, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, April 4, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... Freedom Communications, Inc.**

**Chapter 11**

Scott D Fink  
Reed M Mercado

**Defendant(s):**

Case Paper Co., Inc.

Pro Se

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine  
Jeffrey P Nolan

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, April 4, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01210 Official Committee Of Unsecured Creditors v. McGrann Paper Corporation

**#15.00**

STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550 (Complaint filed 10/26/17)

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

**NO TELEPHONIC APPEARANCES PERMITTED.**

The Court will issue a scheduling order:

All fact discovery shall close on July 31, 2018.

Expert reports under Rule 26 are due August 31, 2018 with rebuttals due September 30, 2018. Expert discovery closes October 15, 2018.

All discovery motions shall be heard before November 30, 2018.

A further status conference is set for December 12, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, April 4, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... Freedom Communications, Inc.**

**Chapter 11**

Scott D Fink  
Reed M Mercado

**Defendant(s):**

McGrann Paper Corporation

Pro Se

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine  
Jeffrey P Nolan

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, April 4, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01211 Official Committee Of Unsecured Creditors v. RDI Marketing Services, Inc.

**#16.00**

STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550 (Complaint filed 10/26/17)

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

**NO TELEPHONIC APPEARANCES PERMITTED.**

The Court will issue a scheduling order:

All fact discovery shall close on July 31, 2018.

Expert reports under Rule 26 are due August 31, 2018 with rebuttals due September 30, 2018. Expert discovery closes October 15, 2018.

All discovery motions shall be heard before November 30, 2018.

A further status conference is set for December 12, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, April 4, 2018**

**Hearing Room 6C**

---

9:00 AM

**CONT... Freedom Communications, Inc.**

**Chapter 11**

Scott D Fink  
Reed M Mercado

**Defendant(s):**

RDI Marketing Services, Inc.

Pro Se

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, April 4, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01213 Official Committee Of Unsecured Creditors v. United Information Services,

**#17.00**

STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550 (Complaint filed 10/26/17)

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

**NO TELEPHONIC APPEARANCES PERMITTED.**

The Court will issue a scheduling order:

All fact discovery shall close on July 31, 2018.

Expert reports under Rule 26 are due August 31, 2018 with rebuttals due September 30, 2018. Expert discovery closes October 15, 2018.

All discovery motions shall be heard before November 30, 2018.

A further status conference is set for December 12, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, April 4, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... Freedom Communications, Inc.**

**Chapter 11**

Scott D Fink  
Reed M Mercado

**Defendant(s):**

United Information Services, Inc.

Represented By  
David B Golubchik

Sourcehov LLC

Represented By  
David B Golubchik

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine  
Jeffrey P Nolan



United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar

Wednesday, April 4, 2018

Hearing Room 6C

9:00 AM

8:15-15311 Freedom Communications, Inc.

Chapter 11

Adv#: 8:17-01212 Official Committee Of Unsecured Creditors v. ACS (US), Inc.

#18.00

STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery  
Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550  
(Complaint filed 10/26/17)

Docket 1

\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - ORDER APPROVING  
STIPULATION OF DISMISSAL WITHOUT PREJUDICE ENTERED 2-21-  
18 - (Docket No. [7])

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

ACS (US), Inc.

Represented By  
Richard L Barnett

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine  
Jeffrey P Nolan

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, April 4, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-13937 Nhut Cong Tran**

**Chapter 7**

Adv#: 8:18-01008 Water Well Service Inc. v. Tran

**#19.00**

Hearing RE: Motion To Dismiss Adversary Complaint For Lack Of Service Of Summons And Failure To State A Claim  
(Motion filed 2/16/18)

Docket 5

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Continue the hearing to April 25, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Nhut Cong Tran

Represented By  
Shai S Oved

**Defendant(s):**

Nhut Cong Tran

Represented By  
Shai S Oved

**Movant(s):**

Nhut Cong Tran

Represented By  
Shai S Oved

**Plaintiff(s):**

Water Well Service Inc.

Represented By  
John B Barriage

**Trustee(s):**

Thomas H Casey (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, April 4, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... Nhut Cong Tran**

**Chapter 7**

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, April 4, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-13937 Nhut Cong Tran**

**Chapter 7**

Adv#: 8:18-01008 Water Well Service Inc. v. Tran

**#20.00**

STATUS CONFERENCE Hearing RE: Complaint To Determine Non-Dischargeability Of Debt Under Sections 523A(a)(6) And (4)(2) And Section 727(a)(2) Et. Seq. Of The Bankruptcy Code  
(Complaint filed 1/10/18)  
(Summons issued 1/11/18) (Another Summons issued 1/11/18)

Docket 1

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Continue the hearing to April 25, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Nhut Cong Tran

Represented By  
Shai S Oved

**Defendant(s):**

Nhut Cong Tran

Represented By  
Shai S Oved

**Plaintiff(s):**

Water Well Service Inc.

Represented By  
John B Barriage

**Trustee(s):**

Thomas H Casey (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, April 09, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-10306 Jose Octavio Lazcano and Edith Lazcano**

**Chapter 7**

**#1.00**

Motion for relief from stay [Personal Property]

Toyota Motor Credit Corporation vs. DEBTORS  
(Motion filed 3/12/18)

**[RE: 2018 Toyota Camry - VIN No.: 4T1BZ1HK4JU004441]**

**[Tele. appr., Austin P. Nagel, repr., Toyota Motor Credit Corporation]**

Docket 14

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The motion is granted pursuant to 11 U.S.C. §§ 362(d)(1) and (d)(2) to permit movant, its successors, transferees and assigns, to enforce its remedies to repossess or otherwise obtain possession and dispose of its collateral pursuant to applicable law, and to use the proceeds from its disposition to satisfy its claim, *unless* the debtor pays all arrearages in full on or before the hearing date on this matter. Movant may not pursue any deficiency claim against the debtor or the estate except by filing a proof of claim pursuant to 11 U.S.C. § 501.

The 14-day stay provided by Rule 4001(a)(3) is waived.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Jose Octavio Lazcano

Represented By  
Christopher J Langley

**Joint Debtor(s):**

Edith Lazcano

Represented By

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, April 09, 2018**

**Hearing Room 6C**

---

9:00 AM

CONT...

**Jose Octavio Lazcano and Edith Lazcano**

**Chapter 7**

Christopher J Langley

**Movant(s):**

Toyota Motor Credit Corporation

Represented By

Austin P Nagel

**Trustee(s):**

Thomas H Casey (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Monday, April 09, 2018

Hearing Room 6C

9:00 AM

8:18-10779 Anthony Jerome Maxey

Chapter 7

#2.00

Motion for relief from stay [Action In Non-Bankruptcy Forum]

LQ Management, L.L.C. vs. DEBTOR  
(Motion filed 3/16/18)  
(Amended Motion filed 3/22/18)

**[RE: Case Name: LQ Management, L.L.C. v. Anthony Maxey, et al.]**  
**[Docket No.: 30-2017-00956267-CL-UD-NJC]**  
**[Pending In: Orange County Superior Court, North]**

Docket 22

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

<b>Party Information</b>
--------------------------

**Debtor(s):**

Anthony Jerome Maxey Pro Se

**Movant(s):**

LQ Management, L.L.C. Represented By  
Christiane C Kinney

**Trustee(s):**

Karen S Naylor (TR) Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, April 09, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

**#3.00**

CONT'D STATUS CONFERENCE RE: (1) Status Of Chapter 11 Case; And (2) Requiring Report On Status Of Chapter 11 case (Petition filed 11/1/15)

FR: 1-13-16; 3-2-16; 4-13-16; 7-27-16; 12-7-16; 4-19-17; 8-30-17; 12-13-17

**[Tele. appr., Alan J. Friedman, repr., Freedom Communications, et al.]**

Docket 0

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The status report was helpful.

The Court will inquire into compliance with United States Trustee guidelines and requirements.

Next status conference: August 1, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Monday, April 09, 2018

Hearing Room 6C

9:00 AM

8:11-21062 Regina Marconi

Chapter 7

#4.00

CONT'D Evidentiary Hearing RE: Motion To Hold Creditor I.Q. Data International, Inc. In Contempt For Violation Of Discharge Injunction (Motion filed 4/7/17) (Set per Sua Sponte Order Entered 4/14/17) **(Evidentiary Hearing set at hearing held 8/28/17)**

FR: 6-19-17; 1-22-18; 1-29-18

Docket 35

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - ORDER APPROVING STIPULATION RESOLVING MOTION ENTERED 2-8-199 - (Docket No. [64])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Regina Marconi

Represented By  
William Radcliffe  
Chris Dutkiewicz

**Movant(s):**

Regina Marconi

Represented By  
William Radcliffe  
Chris Dutkiewicz

Regina Heel

Represented By  
Chris Dutkiewicz

**Trustee(s):**

Thomas H Casey (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, April 09, 2018**

**Hearing Room 6C**

2:00 PM

**8:16-13380 Eric Martinson**

**Chapter 11**

**#1.00**

CONT'D Hearing RE: Motion For Order Disallowing Claim:  
(Motion filed 8/9/17)

Claim No. 8            Renita Turner, dba Music Plus Entertainment    \$185,794.00

FR: 9-11-17; 11-20-17; 1-8-18; 2-12-18

Docket        128

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO APRIL 23, 2018 AT 2:00  
P.M. PER ORDER ON STIPULATION TO CONTINUE HEARING  
ENTERED 4-9-18 - (Docket No. [222])**

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Continue hearing to April 23, 2018 at 2:00 p.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Eric Martinson

Represented By  
Richard Lynn Barrett

**Movant(s):**

Eric Martinson

Represented By  
Richard Lynn Barrett

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, April 09, 2018**

**Hearing Room 6C**

2:00 PM

**8:17-14396 Styles For Less, Inc., a California corporation**

**Chapter 11**

**#2.00**

CONT'D Hearing RE: Renewal Use Of Cash Collateral  
(Motion filed 11/7/17) (Set per Order Entered 12/12/17)

FR: 1-5-18; 1-12-18; 2-26-18

Docket 5

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO APRIL 30, 2018 AT 9:00  
A.M. PER ORDER APPROVING STIPULATION ENTERED 3-29-18 -  
(Docket No. [322])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Styles For Less, Inc., a California

Represented By

Marc J Winthrop

Andrew B Levin

Garrick A Hollander

Marvin Maurice Oliver

**Movant(s):**

Styles For Less, Inc., a California

Represented By

Marc J Winthrop

Marc J Winthrop

Andrew B Levin

Andrew B Levin

Garrick A Hollander

Garrick A Hollander

Marvin Maurice Oliver

Marvin Maurice Oliver

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, April 09, 2018**

**Hearing Room 6C**

2:00 PM

**8:17-14396 Styles For Less, Inc., a California corporation**

**Chapter 11**

**#3.00**

CONT'D STATUS CONFERENCE Hearing RE: (1) Status Of Chapter 11 Case;  
And (2) Requiring Report On Status Of Chapter 11 case  
(Petition filed 11/6/17)

FR: 1-17-18; 2-26-18

Docket 27

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO APRIL 30, 2018 AT 9:00  
A.M. PER ORDER APPROVING STIPULATION ENTERED 3-29-18-  
(Docket No. [322])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Styles For Less, Inc., a California

Represented By

Marc J Winthrop

Andrew B Levin

Garrick A Hollander

Marvin Maurice Oliver

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, April 09, 2018**

**Hearing Room 6C**

2:00 PM

**8:17-13937 Nhut Cong Tran**

**Chapter 7**

**#4.00**

Hearing RE: Motion For Order Abandoning All Property Of The Estate Back To Debtor  
(Motion filed 3/6/18)  
(Response filed 3/26/18)  
(Set per Notice of Hearing filed 3/26/18)

Docket 25

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Continue to April 25, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Nhut Cong Tran

Represented By  
Shai S Oved

**Movant(s):**

Nhut Cong Tran

Represented By  
Shai S Oved  
Shai S Oved  
Shai S Oved

**Trustee(s):**

Thomas H Casey (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, April 10, 2018**

**Hearing Room 225**

9:00 AM

**6:17-15479 Monica B. Rios**

**Chapter 7**

**#1.00**

McCarthy & Holthus - movant attorney

Motion for relief from stay

THE BANK OF NEW YORK vs Debtor  
(Motion filed 3/16/18)

RE: 14888 Sydney Avenue, Fontana, CA 92336

Docket 49

**Matter Notes:**

- NONE LISTED -

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The motion is granted pursuant to 11 U.S.C. §§ 362(d)(1) and (d)(2) to permit movant, its successors, transferees and assigns, to enforce its remedies to foreclose upon and obtain possession of the subject property in accordance with applicable law, *unless* the debtor pays all arrearages in full on or before the hearing date on this matter. Movant may not pursue any deficiency claim against the debtor or the estate except by filing a proof of claim pursuant to 11 U.S.C. § 501.

The 14-day stay provided by Rule 4001(a)(3) is waived.

Also, grant the following relief:

- Box 3. Movant, or its agents, may, at its option, offer, provide and enter into a potential forbearance agreement, loan modification, refinance agreement or other loan workout or loss mitigation agreement. Movant, through its servicing agent, may contact the Debtor by telephone or written correspondence to offer such an agreement.

- Box 12. Upon entry of the order, for purposes of Cal. Civ. Code § 2923.5, the

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, April 10, 2018**

**Hearing Room 225**

9:00 AM

**CONT... Monica B. Rios**

**Chapter 7**

Debtor is a borrower as defined in Cal. Civ.Code § 2920.5(c)(2)(C).

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Monica B. Rios

Represented By  
W. Derek May

**Trustee(s):**

Charles W Daff (TR)

Represented By  
Lynda T Bui  
Rika Kido

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, April 10, 2018**

**Hearing Room 225**

9:00 AM

**6:17-19745 Erika Ramirez**

**Chapter 7**

**#2.00**

The Wolf Firm - movant attorney

Motion for Relief from Stay

U.S. Bank vs. DEBTOR  
(Motion filed 3/16/18)

Re: 12794 Windstar Drive, Rancho Cucamonga, CA 91739

Docket 19

**Matter Notes:**

- NONE LISTED -

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The motion is granted pursuant to 11 U.S.C. §§ 362(d)(1) and (d)(2) to permit movant, its successors, transferees and assigns, to enforce its remedies to foreclose upon and obtain possession of the subject property in accordance with applicable law, *unless* the debtor pays all arrearages in full on or before the hearing date on this matter. Movant may not pursue any deficiency claim against the debtor or the estate except by filing a proof of claim pursuant to 11 U.S.C. § 501.

The 14-day stay provided by Rule 4001(a)(3) is waived.

Also, grant the following relief:

- Box 3. Movant, or its agents, may, at its option, offer, provide and enter into a potential forbearance agreement, loan modification, refinance agreement or other loan workout or loss mitigation agreement. Movant, through its servicing agent, may contact the Debtor by telephone or written correspondence to offer such an agreement.

**MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.**



**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, April 10, 2018**

**Hearing Room 225**

9:00 AM

**CONT... Erika Ramirez**

**Chapter 7**

**Party Information**

**Debtor(s):**

Erika Ramirez

Represented By  
David Lozano

**Trustee(s):**

Charles W Daff (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

Tuesday, April 10, 2018

Hearing Room 225

9:00 AM

6:18-11261 Jose Luis Solis

Chapter 7

#3.00

Vanlochem & Associates LLP - movant attorney

Motion for Relief from Stay

Nissan Motor Acceptance Corporation vs. DEBTOR  
(Motion filed 3/12/18)

Re: 2017 NISSAN ALTIMA, VIN # 1N4AL3APXHC275089

Docket 9

**Matter Notes:**

- NONE LISTED -

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The motion is granted pursuant to 11 U.S.C. §§ 362(d)(1) and (d)(2) to permit movant, its successors, transferees and assigns, to enforce its remedies to repossess or otherwise obtain possession and dispose of its collateral pursuant to applicable law, and to use the proceeds from its disposition to satisfy its claim, *unless* the debtor pays all arrearages in full on or before the hearing date on this matter. Movant may not pursue any deficiency claim against the debtor or the estate except by filing a proof of claim pursuant to 11 U.S.C. § 501.

The 14-day stay provided by Rule 4001(a)(3) is waived.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Jose Luis Solis

Represented By  
Carlos A Delgado Ibarcena

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, April 10, 2018**

**Hearing Room 225**

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9:00 AM

**CONT... Jose Luis Solis**

**Chapter 7**

**Trustee(s):**

Steven M Speier (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, April 10, 2018**

**Hearing Room 225**

2:00 PM

**6:17-17871 Carol Teresa Mallier**

**Chapter 7**

**#1.00**

Hrg. on chapter 7 trustee's Motion filed 3/16/18 to Sell Property of the Estate Free and Clear of Liens under Section 363(f) Motion for Order (1) Authorizing Sale of Property Pursuant to 11 U.S.C. Section 363(b)(1), Free and Clear of Liens Under 11 U.S.C. Section 363(f); (2) Authorizing Overbid Procedures as Proposed Herein; (3) Approving Payment of Broker(s) Commission; (4) Determining That The Proposed Buyer is a "Good Faith Purchaser" Under 11 U.S.C. Section 363(m); and (5) Waiver of the Stay Under Rule 6004(h); Declaration of A. Cisneros, Trustee and Proposed Buyer in Support Thereof; Exhibit "1"

EH \_\_\_\_\_

Docket 28

**Matter Notes:**

- NONE LISTED -

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant; provided, however, that Pingora Loan Servicing, LLC, the first lienholder, must be paid in full out of escrow.

TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Carol Teresa Mallier

Represented By  
Seema N Sood

**Trustee(s):**

Arturo Cisneros (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, April 10, 2018**

**Hearing Room 225**

2:00 PM

**6:17-18333 Ana Maria Perez**

**Chapter 7**

**#2.00**

Hrg. on Debtor's Motion to Convert Case From Chapter 7 to 13

(Placed on calendar by order entered 3/21/18)

Docket 20

**Matter Notes:**

- NONE LISTED -

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Deny with prejudice for the reasons stated in the Chapter 7 Trustee's opposition.

CHAPTER 7 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Ana Maria Perez

Pro Se

**Trustee(s):**

Rod (MH) Danielson (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, April 10, 2018**

**Hearing Room 225**

2:00 PM

**6:17-18333 Ana Maria Perez**

**Chapter 7**

**#3.00**

Hrg on Trustee's Application to Employ Roquemore, Pringle & Moore, Inc. as  
General Counsel As of February 23, 2018

Docket 18

**Matter Notes:**

- NONE LISTED -

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant application of chapter 7 trustee to employ Roquemore, Pringle & Moore, Inc.

CHAPTER 7 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Ana Maria Perez

Pro Se

**Trustee(s):**

John P Pringle (TR)

Represented By  
Toan B Chung

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, April 10, 2018**

**Hearing Room 225**

2:00 PM

**6:17-19513 Terry Lee Fleming, Sr**

**Chapter 11**

**#4.00**

Hrg on Debtor's Application to Employ The Law Office of Brian Gurwitz, APC as Special Counsel to Debtor Nunc Pro Tunc

Docket 85

**\*\*\* VACATED \*\*\* REASON: Cont. to 4/12/18 @ 9:00 a.m. - jc**

**Matter Notes:**

- NONE LISTED -

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Terry Lee Fleming Sr

Represented By  
James E Till

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, April 11, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-13556 John Olaf Halvorson**

**Chapter 7**

Adv#: 8:15-01391 Baek et al v. Halvorson et al

**#1.00**

CONT'D Hearing RE: Motion For (1) Sanctions Against Richard Baek, Baek 153, LLC, Pacific Commercial Group, LLC, Grace Baek, And Their Attorneys Of Record, Corey Tolliver, And Christopher Coyle For Failure To Participate In Court Ordered Mediation In Good Faith; And (2) Order Revoking Pro Hac Vice Admissions Of Attorneys Christopher Coyle And Corey Tolliver (Docket No. [61] in 8:15-ap-01391, Docket No. [41] in 8:15-ap-01454) And Motion To Lift The Stay Imposed On June 29, 2016 (Docket No. [76] in 8:15-ap-01391, Docket No. [58] in 8:15-ap-01454)  
(Order setting hearing Entered 11/22/17)

FR: 2-28-18

Docket 0

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO JUNE 13, 2018 AT 9:00  
A.M. PER ORDER CONTINUING STATUS CONFERENCE ENTERED 3-  
2-18 - (Docket No. [270])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

John Olaf Halvorson

Represented By  
Marc C Forsythe  
Charity J Miller

**Defendant(s):**

Commercial Income Advisors, Inc. Pro Se

JH RE Holdings, LLC Pro Se

Granite Bay Partners II, LLC Pro Se

PCC Fund I, LLC Pro Se

Jerry Ann Randall Represented By



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, April 11, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... John Olaf Halvorson**

**Chapter 7**

Guillermo Cabrera  
Christopher Celentino  
Peter W Bowie  
Reem J Bello  
Marc C Forsythe  
Steven J. Katzman  
Kyle Kveton  
Charity J Miller

Dan L. Halvorson

Represented By  
Guillermo Cabrera  
Christopher Celentino  
Peter W Bowie  
Reem J Bello  
Marc C Forsythe  
Steven J. Katzman  
Kyle Kveton  
Charity J Miller

John O. Halvorson

Represented By  
Marc C Forsythe  
Charity J Miller

**Plaintiff(s):**

Weneta M. Kosmala

Pro Se

Baek 153, LLP

Represented By  
Reem J Bello  
Kyle Kveton  
Steven J. Katzman  
Ali Matin

Pacific Commercial Group, LLC

Represented By  
Reem J Bello  
Kyle Kveton  
Steven J. Katzman  
Ali Matin

Richard Baek

Represented By

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, April 11, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... John Olaf Halvorson**

**Chapter 7**

Reem J Bello  
Ali Matin  
Steven J. Katzman  
Kyle Kveton

**Trustee(s):**

Weneta M Kosmala (TR)

Represented By  
Reem J Bello  
Faye C Rasch  
Jeffrey I Golden

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, April 11, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-13556 John Olaf Halvorson**

**Chapter 7**

Adv#: 8:15-01454 Baek v. Halvorson et al

**#2.00**

CONT'D Hearing RE: Motion For (1) Sanctions Against Richard Baek, Baek 153, LLC, Pacific Commercial Group, LLC, Grace Baek, And Their Attorneys Of Record, Corey Tolliver, And Christopher Coyle For Failure To Participate In Court Ordered Mediation In Good Faith; And (2) Order Revoking Pro Hac Vice Admissions Of Attorneys Christopher Coyle And Corey Tolliver (Docket No. [61] in 8:15-ap-01391, Docket No. [41] in 8:15-ap-01454) And Motion To Lift The Stay Imposed On June 29, 2016 (Docket No. [76] in 8:15-ap-01391, Docket No. [58] in 8:15-ap-01454)  
(Order setting hearing Entered 11/22/17)

FR: 2-28-18

Docket 0

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO JUNE 13,2018 AT 9:00  
A.M. PER ORDER CONTINUING STATUS CONFERENCE ENTERED 3-  
2-18 - (Docket No. [397])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

John Olaf Halvorson

Represented By  
Marc C Forsythe  
Charity J Miller

**Defendant(s):**

Weneta M.A. Kosmala

Represented By  
Reem J Bello

John Olaf Halvorson

Represented By  
Charity J Miller  
Marc C Forsythe

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, April 11, 2018**

**Hearing Room 6C**

---

9:00 AM

**CONT... John Olaf Halvorson**

**Chapter 7**

**Plaintiff(s):**

Grace Baek

Represented By  
Ali Matin  
Steven J. Katzman  
Kyle Kveton

**Trustee(s):**

Weneta M Kosmala (TR)

Represented By  
Reem J Bello  
Faye C Rasch  
Jeffrey I Golden

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, April 11, 2018**

**Hearing Room 6C**

2:00 PM

**8:17-11749 Dean Lavar Corbin and Lianne Corbin**

**Chapter 11**

**#1.00**

Hearing RE: Confirmation Of Chapter 11 Plan Of Reorganization  
(Chapter 11 Plan filed 3/4/18)  
(Set at D.S. hrg. held 2/28/18)

Docket 174

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will likely confirm the chapter 11 plan. The Court has one question for debtors' counsel concerning debtors' new value contribution, namely, what provision of the plan addresses this?

DEBTORS' COUNSEL TO LODGE (1) FINDINGS OF FACT AND CONCLUSIONS OF LAW, AND (2) CONFIRMATION ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Dean Lavar Corbin

Represented By  
Michael Jones  
Sara Tidd

**Joint Debtor(s):**

Lianne Corbin

Represented By  
Michael Jones  
Sara Tidd

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, April 11, 2018**

**Hearing Room 6C**

2:00 PM

**8:17-14729 Shellaine Alonsagay-del Campo**

**Chapter 13**

**#2.00**

CONT'D Hearing RE: Confirmation Of Chapter 13 Plan

FR: 2-7-18; 3-7-18

Docket 31

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Shellaine Alonsagay-del Campo

Represented By  
Christopher J Langley

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, April 11, 2018**

**Hearing Room 6C**

2:00 PM

**8:17-14998 Vanessa Patricia Martinez**

**Chapter 13**

**#3.00**

CONT'D Hearing RE: Confirmation Of Chapter 13 Plan

FR: 3-7-18

Docket 16

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Vanessa Patricia Martinez

Represented By  
Javier H Castillo

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, April 11, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-10014 Evan Anderson and Kendyl Anderson**

**Chapter 13**

**#4.00**

CONT'D Hearing RE: Confirmation Of Chapter 13 Plan

FR: 3-7-18

Docket 4

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Evan Anderson

Represented By  
Anerio V Altman

**Joint Debtor(s):**

Kendyl Anderson

Represented By  
Anerio V Altman

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, April 11, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-10218 Lourdes Watters**

**Chapter 13**

**#5.00**

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 18

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Lourdes Watters

Represented By  
Bryn C Deb

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, April 11, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-10245 Michael Anthony Ruffino and Brandy Bernadette Ruffino**

**Chapter 13**

**#6.00**

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 17

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Michael Anthony Ruffino

Represented By  
Christopher J Langley

**Joint Debtor(s):**

Brandy Bernadette Ruffino

Represented By  
Christopher J Langley

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, April 11, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-10273 Gabriel Garcia**

**Chapter 13**

**#7.00**

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 13

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Gabriel Garcia

Represented By  
Luis G Torres

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, April 11, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-10411 Tania Rissa Banares Stanfield**

**Chapter 13**

**#8.00**

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 2

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Tania Rissa Banares Stanfield

Represented By  
Ethan Kiwhan Chin

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, April 11, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-10415 Judith Anne Anderson**

**Chapter 13**

**#9.00**

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 2

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Judith Anne Anderson

Represented By  
Misty A Perry Isaacson

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, April 11, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-10165 Adam J Gerard**

**Chapter 13**

**#10.00**

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 0

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - Order and Notice of  
Dismissal for Failure to File Schedules, Statements, and/or Plan ENTERED 2  
-5-18- (Docket No. [14])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Adam J Gerard

Represented By  
Ursula G Barrios

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, April 11, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-10172 Shawn Thomas Murphy and Yanira Kinney**

**Chapter 7**

**#11.00**

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 2

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - CASE CONVERTED  
TO CHAPTER 7 on 3-15-18 - (Docket No. [17])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Shawn Thomas Murphy

Represented By  
Christopher J Langley

**Joint Debtor(s):**

Yanira Kinney

Represented By  
Christopher J Langley

**Trustee(s):**

Weneta M Kosmala (TR)

Pro Se

United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar

Wednesday, April 11, 2018

Hearing Room 6C

2:00 PM

8:18-10178 Tinh Tran

Chapter 13

#12.00

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 0

\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - Order and Notice of  
Dismissal for Failure to File Schedules, Statements, and/or Plan ENTERED 2  
-6-18 (Docket No. [14])

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Tinh Tran

Represented By  
Thinh V Doan

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, April 11, 2018

Hearing Room 6C

2:00 PM

8:18-10180 Amalia Ramirez Luna

Chapter 13

#13.00

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 0

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - CASE REASSIGNED TO HONORABLE ERITHE SMITH -Order and Notice of Dismissal for Failure to File Schedules, Statements, and/or Plan ENTERED 2-5-18 (Docket No. 17))**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Amalia Ramirez Luna

Represented By  
Daniel A DeSoto

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, April 11, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-10224 Rosa Maria Quinonez**

**Chapter 13**

**#14.00**

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 0

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - Order and Notice of  
Dismissal for Failure to File Schedules, Statements, and/or Plan ENTERED 2  
-12-18 - (Docket No. [8])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Rosa Maria Quinonez

Pro Se

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, April 11, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-10396 Ana Elsa Choy**

**Chapter 13**

**#15.00**

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 0

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - Order and Notice of  
Dismissal for Failure to File Schedules, Statements, and/or Plan ENTERED -  
(Docket No. [12])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Ana Elsa Choy

Pro Se

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, April 11, 2018**

**Hearing Room 6C**

3:00 PM

**8:14-11802 Susan Lee Thrasher**

**Chapter 13**

**#1.00**

CONT'D Hearing RE: Trustee's Verified Motion For Order Dismissing Chapter 13 Proceeding For Failure To Make Plan Payments [11 U.S.C. 1307(c)] (Motion filed 1/2/18) (Set per Opposition filed 1/16/18)

FR: 3-7-18

Docket 67

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - NOTICE OF WITHDRAWAL OF TRUSTEE'S MOTION FILED 3-22-18 - (Docket No. [79])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Susan Lee Thrasher

Represented By  
Gary Leibowitz  
Jacqueline D Serrao

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, April 11, 2018**

**Hearing Room 6C**

3:00 PM

**8:14-14604 Felix Martinez**

**Chapter 13**

**#2.00**

CONT'D Hearing RE: Status Conference On Trustee's Verified Motion To Dismiss Case Due To Material Default Of A Plan Provision (Motion filed 8/1/17) (Opposition filed 9/19/17) (S/C set at hearing held 10/4/17)

FR: 10-4-17; 1-10-18

Docket 48

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Continue the hearing to June 27, 2018 at 3:00 p.m. with an updated status report due June 20, 2018.

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Felix Martinez

Represented By  
Joseph A Weber  
Fritz J Firman

**Movant(s):**

Amrane (SA) Cohen (TR)

Pro Se

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, April 11, 2018**

**Hearing Room 6C**

3:00 PM

**8:14-16083 Jann Kempton**

**Chapter 13**

**#3.00**

Hearing RE: Trustee's Verified Motion For Order Dismissing Chapter 13  
Proceeding For Failure To Make Plan Payments  
[11 U.S.C. 1307(c)]  
(Motion filed 1/2/18) (Opposition filed 1/11/18)

Docket 88

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the motion and dismiss the case.

CLERK'S OFFICE TO ISSUE ORDER.

**Party Information**

**Debtor(s):**

Jann Kempton

Represented By  
David R Chase

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, April 11, 2018**

**Hearing Room 6C**

3:00 PM

**8:15-12648 Jesus Melendez**

**Chapter 13**

**#4.00**

CONT'D Hearing RE: Trustee's Verified Motion To Dismiss Case Due To Material Default Of A Plan Provision (Motion filed 1/25/18)

FR: 3-7-18

Docket 45

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the motion and dismiss the case.

CHAPTER 13 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Jesus Melendez

Represented By  
Rebecca Tomilowitz

**Movant(s):**

Amrane (SA) Cohen (TR)

Pro Se

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, April 11, 2018**

**Hearing Room 6C**

3:00 PM

**8:15-15385 Lucina Macedo**

**Chapter 13**

**#5.00**

Hearing RE: Trustee's Verified Motion For Order Dismissing Chapter 13  
Proceeding For Failure To Make Plan Payments  
[11 U.S.C. 1307(c)]  
(Motion filed 2/1/18) (Set Per Notice And Opposition filed 3/2/18)

Docket 49

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the motion and dismiss the case.

CLERK'S OFFICE TO ISSUE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Lucina Macedo

Represented By  
Luis G Torres

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, April 11, 2018**

**Hearing Room 6C**

3:00 PM

**8:16-10641 Julie Deann Grooms**

**Chapter 13**

**#6.00**

Hearing RE: Trustee's Verified Motion For Order Dismissing Chapter 13  
Proceeding For Failure To Make Plan Payments  
[11 U.S.C. 1307(c)]  
(Motion filed 3/1/18) (Set Per Opposition filed 3/15/18)  
(Notice of Hearing filed 3/15/18)

Docket 66

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - NOTICE OF  
WITHDRAWAL OF TRUSTEE'S MOTION FILED 4-9-18 - (Docket No.  
[74])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Julie Deann Grooms

Represented By  
Rabin J Pournazarian

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, April 11, 2018**

**Hearing Room 6C**

3:00 PM

**8:16-11342 Martin Garcia**

**Chapter 13**

**#7.00**

CONT'D Hearing RE: Trustee's Verified Motion For Order Dismissing Chapter 13 Proceeding For Failure To Make Plan Payments [11 U.S.C. 1307(c)] (Motion filed 12/6/17) (Set Per Opposition filed 1/2/18)

FR: 2-7-18

Docket 55

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the motion and dismiss the case.

CLERK'S OFFICE TO ISSUE ORDER.

**Party Information**

**Debtor(s):**

Martin Garcia

Represented By  
Rebecca Tomilowitz

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, April 11, 2018

Hearing Room 6C

3:00 PM

8:16-12804 Spring L Jaentsch

Chapter 13

#8.00

CONT'D Hearing RE: Trustee's Verified Motion For Order Dismissing Chapter 13 Proceeding For Failure To Make Plan Payments [11 U.S.C. 1307(c)] (Motion filed 2/1/18) (Set per Opposition filed 2/16/18)

FR: 3-7-18

Docket 49

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - NOTICE OF WITHDRAWAL OF TRUSTEE'S MOTION FILED 4-9-18 - (Docket No. [66])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Spring L Jaentsch

Represented By  
David Samuel Shevitz

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, April 11, 2018**

**Hearing Room 6C**

3:00 PM

**8:17-11129 Donald Reyes**

**Chapter 13**

**#9.00**

Hearing RE: Trustee's Verified Motion To Dismiss Case Due To Material Default Of A Plan Provision  
(Motion filed 1/30/18)

Docket 49

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the motion and dismiss the case.

CHAPTER 13 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Donald Reyes

Represented By  
Laleh Ensafi

**Movant(s):**

Amrane (SA) Cohen (TR)

Pro Se

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, April 11, 2018**

**Hearing Room 6C**

3:00 PM

**8:17-13275 Peter M Shotts**

**Chapter 13**

**#10.00**

Hearing RE: Trustee's Verified Motion For Order Dismissing Chapter 13  
Proceeding For Failure To Make Plan Payments  
[11 U.S.C. 1307(c)]  
(Motion filed 3/1/18) (Set per Opposition filed 3/15/18)  
(Notice of Hearing filed 3/15/18)

Docket 39

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the motion and dismiss the case.

CLERK'S OFFICE TO ISSUE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Peter M Shotts

Represented By  
Elena Steers

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, April 11, 2018**

**Hearing Room 6C**

3:00 PM

**8:18-10165 Adam J Gerard**

**Chapter 13**

**#11.00**

Hearing RE: Motion By United States Trustee To Determine Whether  
Compensation Paid To Counsel Was Excessive Under 11 U.S.C. Section 329  
And F.R.B.P. 2017  
(Motion filed 3/8/17)

Docket 17

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - ORDER APPROVING  
STIPULATION ENTERED 3-19-18 - (Docket No. [23])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Adam J Gerard

Represented By  
Ursula G Barrios

**Movant(s):**

Michael Jay Hauser

Pro Se

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, April 11, 2018

Hearing Room 6C

3:00 PM

**8:17-13849 Kevin Todd Mount**

**Chapter 13**

**#12.00**

Hearing RE: Motion To Vacate Dismissal And Reinstate Chapter 13 Case  
(Motion filed 3/14/18)  
(Set per Notice of Hearing filed 3/15/18)

Docket 43

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Deny the motion with prejudice for the reasons stated by Trojan Capital in its opposition.

TROJAN CAPITAL TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Kevin Todd Mount

Represented By  
Marlin Branstetter

**Movant(s):**

Kevin Todd Mount

Represented By  
Marlin Branstetter

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, April 12, 2018**

**Hearing Room 225**

9:00 AM

**6:14-22067 Gary S. Hann**

**Chapter 7**

Adv#: 6:18-01028 Hann v. Anderson et al

**#1.00**

Status Conference on Complaint by Gary S Hann against Karl T Anderson ,  
Shulman Hodges & Bastian LLP , Melissa Davis Lowe , Leonard M. Shulman .  
(14 (Recovery of money/property - other)

Docket 1

**\*\*\* VACATED \*\*\* REASON: Notice of Dismissal of Adversary filed by  
Plaintiff on 3/27/18 - jc**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Gary S. Hann

Represented By  
Charles K Young

**Defendant(s):**

Leonard M. Shulman

Pro Se

Melissa Davis Lowe

Pro Se

Shulman Hodges & Bastian LLP

Pro Se

Karl T Anderson

Pro Se

**Plaintiff(s):**

Gary S Hann

Pro Se

**Trustee(s):**

Karl T Anderson (TR)

Represented By  
Leonard M Shulman  
Melissa Davis Lowe



**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, April 12, 2018**

**Hearing Room 225**

9:00 AM

**6:17-19513 Terry Lee Fleming, Sr**

**Chapter 11**

**#2.00**

Hrg. on Chapter 11 Status Conference

(cont. from 1/11/18)

Docket 0

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court notes that the Debtor has filed a proposed plan of reorganization and is moving the case forward at an acceptable pace. The Court will inquire into the Debtor's compliance with United States Trustee guidelines and requirements.

Next status conference: July 25, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Terry Lee Fleming Sr

Represented By  
James E Till

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, April 12, 2018**

**Hearing Room 225**

9:00 AM

**6:17-19513 Terry Lee Fleming, Sr**

**Chapter 11**

**#3.00**

Hrg on Debtor's Application to Employ The Law Office of Brian Gurwitz, APC as Special Counsel to Debtor Nunc Pro Tunc

(Cont. from 4/10/18)

Docket 85

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

In determining whether bankruptcy estate funds can be utilized to employ criminal defense counsel for a debtor, the court in *In re Duque*, 48 B.R. 965 (S.D. Fla. 1984) examined whether employment of counsel was in the estate's best interest and whether a threat existed with respect to estate assets. In another case, *In re Tashof*, 33 B.R. 225 (Bankr. D. Md. 1983), the bankruptcy court considered the case context in which the issue was raised, namely, that "the Chapter 11 proceeding looks towards a liquidating plan." 33 B.R. at 227. The *Tashof* case also distinguished a straight liquidation case decided under the Bankruptcy Act, *In re Pajarito American Indian Art., Inc.*, 11 B.R. 811 (Bankr. D. Ariz. 1981).

In a chapter 7 case, there appears to be little danger that imprisonment of the debtor will have a negative effect on bankruptcy estate assets. Assets in such a case are under the management of a panel trustee, not the debtor, so a debtor's incarceration will not leave the bankruptcy estate assets without a functioning manager. Similarly, in a chapter 11 case in which a trustee has been appointed the debtor's imprisonment would not leave the estate's assets without a manager. Liquidating chapter 11 cases often involve the appointment of a liquidating trustee, and in such an instance a debtor's imprisonment would not separate the bankruptcy estate's assets from their manager.

In this case, the debtor has filed a chapter 11 plan of reorganization providing for the full payment of all creditors' claims with the debtor managing the estate assets both before and after revestment. If the debtor were imprisoned as a result of a conviction with respect to the perjury charges against him, the effective management of estate assets would be placed in

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, April 12, 2018**

**Hearing Room 225**

9:00 AM

**CONT... Terry Lee Fleming, Sr**

**Chapter 11**

jeopardy. Undoubtedly, it would be difficult to manage estate assets from a jail cell.

If restitution were ordered by the state court having jurisdiction over the perjury complaint, a question arises as to whether the automatic stay would apply or not apply to collection of the restitution from estate assets. 11 U.S.C. § 362(b)(1). If restitution were ordered in a very large amount – in the millions of dollars – and if section 362(b)(1) were interpreted to permit collection from the estate (an issue on which the Court expresses no opinion), the bankruptcy estate’s assets could be substantially depleted, effectively ending the prospect of equality of distributions between the creditor benefiting from such restitution (Havasu Lakeshore Investments) and all the other creditors in this case. Such an outcome violates the distribution scheme laid down by the Bankruptcy Code and would seem to raise issues under the Supremacy Clause. The overall effect would be to permit a state court through its restitution order to materially deprive creditors of distributions to which they are entitled and to create a *de facto* super-priority for a restitution claim that does not exist under federal bankruptcy law.

For these reasons, the Court determines that there is a real benefit to the estate to the employment of criminal defense counsel for Mr. Fleming because the continued management of estate assets by Mr. Fleming is facilitated thereby.

The Application to employ Brian Gurwitz, APC as criminal defense counsel is granted.

APPLICANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Terry Lee Fleming Sr

Represented By  
James E Till

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, April 12, 2018**

**Hearing Room 225**

2:15 PM

**6:17-18040 Steven Michael Hodgden and Christina Hodgden**

**Chapter 7**

**#1.00** Hrg on Approval of Reaffirmation Agreement Between Debtor and Alaska USA Federal Credit Union in the amount of \$39,443.01

re: 2015 Ram 2500

Docket 25

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The reaffirmation agreement is **not** approved, as it is not in the best interest of the Debtors.

The reaffirmation agreement is filed too late.

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Steven Michael Hodgden

Represented By  
Misty A Perry Isaacson

**Joint Debtor(s):**

Christina Hodgden

Represented By  
Misty A Perry Isaacson

**Trustee(s):**

Todd A. Frealy (TR)

Represented By  
Michelle A Marchisotto

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, April 12, 2018**

**Hearing Room 225**

2:15 PM

**6:17-19202 Scott L Salmons and Dawn M Salmons**

**Chapter 7**

**#2.00** Hrg on Approval of Reaffirmation Between Debtor and Toyota Motor Credit Corporation in the amount of \$3,625.94

re: 2014 Scion TC

Docket 24

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Approve if the vehicle is insured and debtors believe they can afford the payments.  
Debtors have until April 23, 2018 to rescind the Reaffirmation Agreement.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Scott L Salmons

Represented By  
Terrence Fantauzzi

**Joint Debtor(s):**

Dawn M Salmons

Represented By  
Terrence Fantauzzi

**Trustee(s):**

Steven M Speier (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, April 12, 2018**

**Hearing Room 225**

2:15 PM

**6:17-20425 Deron Thomas McCandless and Christy Lynn McCandless**

**Chapter 7**

**#3.00**

Hrg. on Approval of Reaffirmation Agreement filed 2/20/18 between Debtors and Alaska USA Federal Credit Union in the amount of \$11,683.17

Re: 2013 Ford F-150

Docket 10

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The reaffirmation agreement is **not** approved, as it is not in the best interest of the Debtors.

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Deron Thomas McCandless	Pro Se
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**Joint Debtor(s):**

Christy Lynn McCandless	Pro Se
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**Trustee(s):**

Steven M Speier (TR)	Pro Se
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**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, April 12, 2018**

**Hearing Room 225**

2:15 PM

**6:18-10158 Bennie Allen Nelms and Nina Gail Nelms**

**Chapter 7**

**#4.00**

Hrg on approval of Reaffirmation Agreement Between Debtor and CarMax Auto Finance in the amount of \$14,944.14

re: 2015 Buick Verano

Docket 11

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The reaffirmation agreement is **not** approved, as it is not in the best interest of the Debtors.

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Bennie Allen Nelms

Represented By  
C Scott Rudibaugh

**Joint Debtor(s):**

Nina Gail Nelms

Represented By  
C Scott Rudibaugh

**Trustee(s):**

John P Pringle (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, April 12, 2018**

**Hearing Room 225**

2:15 PM

**6:18-10415 Adam Espinoza Sambrano, Jr.**

**Chapter 7**

**#5.00**

Hrg. on approval of Reaffirmation Agreement filed 2/21/18 Between Debtor and Toyota Motor Credit Corporation, in the amount \$32,532.76

RE: 2015 Toyota Tundra

Docket 8

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The reaffirmation agreement is **not** approved, as it is not in the best interest of the Debtor.

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Adam Espinoza Sambrano Jr.

Represented By  
Daniel King

**Trustee(s):**

Arturo Cisneros (TR)

Pro Se



**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, April 12, 2018**

**Hearing Room 225**

2:15 PM

**6:18-10415 Adam Espinoza Sambrano, Jr.**

**Chapter 7**

**#6.00**

Hrg. on approval of Reaffirmation Agreement filed 2/21/18 Between Debtor and Santander Consumer USA Inc., in the amount of \$4,034.03

Docket 9

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The reaffirmation agreement is **not** approved, as it is not in the best interest of the Debtor.

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Adam Espinoza Sambrano Jr.

Represented By  
Daniel King

**Trustee(s):**

Arturo Cisneros (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, April 16, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-14015 Ahmad J Tukhi**

**Chapter 7**

Adv#: 8:15-01449 Olomi v. Tukhi

**#1.00**

CONT'D STATUS CONFERENCE Hearing RE: Order To Show Cause RE: That Plaintiff Abdul Habib Olomi And His Attorney Nikolaus W. Reed Appear In Person In This Court And Show Why They Should Not Be Held In Contempt Of Court For Their Material Failure To Obey This Court's Scheduling Order, Filed And Entered March 7, 2016, Requiring Them To Comply With The Provisions Of The Scheduling Order And Local Bankruptcy Rule 7016-1(b) And (c) (Relating To Pretrial Conferences) With Respect To A Pre-Trial Conference In Olomi v. Tukhi, Adversary No. 15-01449, Held On September 28, 2016 At 9:00 A.M. (Set per OSC Entered 7/7/17)  
(Set per Order Entered 8/22/17)  
(S/C set at hearing held 9/13/17)  
(S/C continued per hearing held on 2/7/18)

FR: 9-13-17; 2-14-17

Docket 0

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

**Party Information**

**Debtor(s):**

Ahmad J Tukhi

Represented By  
Julie J Villalobos

**Defendant(s):**

Ahmad J Tukhi

Pro Se

**Plaintiff(s):**

Abdul Habib Olomi

Represented By  
Nikolaus Reed

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, April 16, 2018**

**Hearing Room 6C**

---

9:00 AM

**CONT... Ahmad J Tukhi**

**Chapter 7**

**Trustee(s):**

Thomas H Casey (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, April 16, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-14015 Ahmad J Tukhi**

**Chapter 7**

Adv#: 8:15-01449 Olomi v. Tukhi

**#2.00**

TRIAL CONFERENCE Hearing RE: Complaint To Determine  
Nondischargeability Of Debt Pursuant To 11 U.S.C. Section 523(a)(6)  
(Complaint filed 11/18/15)  
(PTC set at S/C held 3/2/16)  
(PTC RESET at hearing held 8/2/17)  
(TRIAL set at PTC held 2/7/18)

FR: 3-2-16; 9-28-16; 10-25-17; 11-15-17; 2-7-18

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The trial will proceed.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Ahmad J Tukhi

Represented By  
Julie J Villalobos

**Defendant(s):**

Ahmad J Tukhi

Pro Se

**Plaintiff(s):**

Abdul Habib Olomi

Represented By  
Nikolaus Reed

**Trustee(s):**

Thomas H Casey (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, April 16, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-14015 Ahmad J Tukhi**

**Chapter 7**

Adv#: 8:15-01449 Olomi v. Tukhi

**#3.00**

Hearing RE: Defendant's Motion To Exclude Plaintiff's Expert's Testimony, Or In The Alternative, Limit Said Expert's Testimony To The Disclosures Provided (Motion filed 4/10/18)

Docket 136

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

<b>Party Information</b>
--------------------------

**Debtor(s):**

Ahmad J Tukhi

Represented By  
Julie J Villalobos

**Defendant(s):**

Ahmad J Tukhi

Represented By  
Dyke Huish  
David Dworakowski

**Plaintiff(s):**

Abdul Habib Olomi

Represented By  
Nikolaus Reed

**Trustee(s):**

Thomas H Casey (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Tuesday, April 17, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-14015 Ahmad J Tukhi**

**Chapter 7**

Adv#: 8:15-01449 Olomi v. Tukhi

**#1.00**

CONT'D TRIAL CONFERENCE Hearing RE: Complaint To Determine  
Nondischargeability Of Debt Pursuant To 11 U.S.C. Section 523(a)(6)  
(Complaint filed 11/18/15)  
(PTC set at S/C held 3/2/16)  
(PTC RESET at hearing held 8/2/17)  
(TRIAL set at PTC held 2/7/18)

FR: 3-2-16; 9-28-16; 10-25-17; 11-15-17; 2-7-18; 4-16-18

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The trial will proceed.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Ahmad J Tukhi

Represented By  
Julie J Villalobos

**Defendant(s):**

Ahmad J Tukhi

Pro Se

**Plaintiff(s):**

Abdul Habib Olomi

Represented By  
Nikolaus Reed

**Trustee(s):**

Thomas H Casey (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, April 23, 2018**

**Hearing Room 6C**

9:00 AM

**8:14-10974 Quentin Reutershan**

**Chapter 13**

**#1.00**

Motion for relief from stay [Real Property]

Wells Fargo Bank, N.A. vs. DEBTOR  
(Motion filed 3/30/18)

**[RE: 4409 ELDER AVENUE Seal Beach, CA, 90740]**

**[Tele. appr., Dane Exnowski, repr., Wells Fargo Bank]**

Docket 50

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The motion is granted pursuant to 11 U.S.C. § 362(d)(1) to permit movant, its successors, transferees and assigns, to enforce its remedies to foreclose upon and obtain possession of the subject property in accordance with applicable law, *unless* the debtor pays all arrearages in full on or before the hearing date on this matter. Movant may not pursue any deficiency claim against the debtor or the estate except by filing a proof of claim pursuant to 11 U.S.C. § 501.

The 14-day stay provided by Rule 4001(a)(3) is waived.

The co-debtor stay of 11 U.S.C. §1201(a) or § 1301(a) is terminated, modified or annulled as to the co-debtor, on the same terms and conditions as to the Debtor.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Quentin Reutershan

Represented By  
Julie J Villalobos

**Trustee(s):**

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, April 23, 2018**

**Hearing Room 6C**

9:00 AM

**CONT...**      **Quentin Reutershan**  
Amrane (SA) Cohen (TR)

Pro Se

**Chapter 13**



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, April 23, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-10768 Golden State Lube Centers Inc**

**Chapter 7**

**#2.00**

Motion for relief from stay [Unlawful Detainer]

Jin Yu, Inc., A California Corporation vs. DEBTOR  
(Motion filed 3/29/18) (Amended Motion filed 3/29/18)

**[RE: 20671 Lake Forest Drive, No. B101, Lake Forest, CA 92630]**

Docket 15

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The motion is granted pursuant to 11 U.S.C. §§ 362(d)(1) and (d)(2). This motion has been filed to proceed with an unlawful detainer action. This action must go forward because the debtor's right to possess the premises must be determined. This does not change simply because a bankruptcy petition was filed.

The 14-day stay provided by Rule 4001(a)(3) is waived.

Deny as to extraordinary relief.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Golden State Lube Centers Inc

Represented By  
Julie J Villalobos

**Trustee(s):**

Karen S Naylor (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, April 23, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-10900 Thanh Duy Dinh**

**Chapter 7**

**#3.00**

Motion for relief from stay [Unlawful Detainer]

Trustee Of The Thomas T. Gregory Revocable Trust Dated July 8, 2005 vs.  
DEBTOR  
(Motion filed 3/22/18)

**[RE: 3251 Falkland Circle, Huntington Beach, CA 92649]**

Docket 9

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - ORDER and notice of  
dismissal for failure to file schedules, statements, and/or plan ENTERED 4-5  
-18 - (Docket No. [11])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Thanh Duy Dinh

Pro Se

**Movant(s):**

Trustee of the Thomas T. Gregory

Represented By  
R Gibson Pagter Jr.

**Trustee(s):**

Richard A Marshack (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, April 23, 2018**

**Hearing Room 6C**

2:00 PM

**8:13-14702 Marc Joseph Spizzirri**

**Chapter 7**

**#1.00**

Hearing RE: Examination RE: Enforcement Of Judgment Of Marc Joseph Spizzirri To Furnish Information To Aid In Enforcement Of A Money Judgment Against You.  
(Set per Order Entered 3/19/18)

Docket 1034

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO JUNE 4, 2018 AT 2:00 P.M. PER STIPULATION AND ORDER ENTERED 4-23-18 - (Docket No. 1038]**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Marc Joseph Spizzirri

Represented By  
Robert P Goe  
Derrick Talerico  
James Andrew Hinds Jr  
Robert E Opera  
William N Lobel  
Reem J Bello

**Trustee(s):**

Bradley D. Sharp (TR)

Represented By  
Nanette D Sanders  
Brian R Nelson

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, April 23, 2018**

**Hearing Room 6C**

2:00 PM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

**#2.00**

Hearing RE: Motion For Order Approving Settlement By And Between The Debtors And MediaNews Group, Inc., A Delaware Corporation, d/b/a Digital First Media  
(Motion filed 4/2/18)

**[Tele. appr., Alan J. Friedman, repr., Freedom Communications, Inc.]**

**[Tele. appr., M. Reed Mercado, repr., MediaNews Group, Inc.]**

Docket 1488

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the motion.

DEBTORS TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, April 23, 2018**

**Hearing Room 6C**

2:00 PM

**8:16-13380 Eric Martinson**

**Chapter 11**

**#3.00**

Hearing RE: Motion For An Order Approving Compromise Of Controversy  
(Motion filed 3/16/18)

Docket 216

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will inquire whether the debtor intends to propose a plan paying all unsecured creditors over a period of 60 months (or some shorter period). If not, there may be an inequality with respect to the treatment of creditors.

**Party Information**

**Debtor(s):**

Eric Martinson

Represented By  
Richard Lynn Barrett

**Movant(s):**

Eric Martinson

Represented By  
Richard Lynn Barrett

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, April 23, 2018**

**Hearing Room 6C**

2:00 PM

**8:16-13380 Eric Martinson**

**Chapter 11**

**#4.00**

CONT'D Hearing RE: Motion For Order Disallowing Claim:  
(Motion filed 8/9/17)

Claim No. 8            Renita Turner, dba Music Plus Entertainment    \$185,794.00

FR: 9-11-17; 11-20-17; 1-8-18; 2-12-18; 4-9-18

Docket        128

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Deny the motion as moot in view of the settlement of Claim No. 8.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Eric Martinson

Represented By  
Richard Lynn Barrett

**Movant(s):**

Eric Martinson

Represented By  
Richard Lynn Barrett

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, April 24, 2018**

**Hearing Room 225**

9:00 AM

**6:18-10930 Armando Guzman-Flores**

**Chapter 7**

**#1.00**

Kimball, Tirey & St. John LLP - movant attorney

Motion for relief from stay

Monterey Station LLC vs Debtor  
(Motion filed 3/27/18)

RE: 180 E. Monterey Ave., #B-339, Pomona, CA 91767

Docket 11

**\*\*\* VACATED \*\*\* REASON: Case Dismissed 4/3/18 - jc**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
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**Debtor(s):**

Armando Guzman-Flores

Pro Se

**Trustee(s):**

John P Pringle (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, April 24, 2018**

**Hearing Room 225**

9:00 AM

**6:18-11261 Jose Luis Solis**

**Chapter 7**

**#2.00**

Vanlochem & Associates - movant attorney

Motion for relief from stay

Nissan Motor Acceptance Corporation vs Debtor  
(Motion filed 3/22/18)

2017 NISSAN SENTRA, VIN # 3N1AB7AP7HY290938

Docket 12

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The motion is granted pursuant to 11 U.S.C. §§ 362(d)(1) and (d)(2) to permit movant, its successors, transferees and assigns, to enforce its remedies to repossess or otherwise obtain possession and dispose of its collateral pursuant to applicable law, and to use the proceeds from its disposition to satisfy its claim, *unless* the debtor pays all arrearages in full on or before the hearing date on this matter. Movant may not pursue any deficiency claim against the debtor or the estate except by filing a proof of claim pursuant to 11 U.S.C. § 501.

The 14-day stay provided by Rule 4001(a)(3) is waived.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Jose Luis Solis

Represented By  
Carlos A Delgado Ibarcena

**Trustee(s):**

Steven M Speier (TR)

Pro Se



**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, April 24, 2018**

**Hearing Room 225**

2:00 PM

**6:14-17603 Mall Boulevard V. V. LP**

**Chapter 7**

**#1.00**

Hrg. on trustee's final report and application for compensation

Docket 0

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

In a case under chapter 7 or 11, the court may allow reasonable compensation under § 330 to the trustee for the trustee's services, payable after the trustee renders such services, not to exceed 25% on the first \$5,000 or less, 10% on any amount in excess of \$5,000 but not in excess of \$50,000, 5% on any amount in excess of \$50,000 but not in excess of \$1,000,000, and reasonable compensation not to exceed 3% of such moneys in excess of \$1,000,000, upon all moneys disbursed or turned over in the case by the trustee to parties in interest, excluding the debtor, but including holders of secured claims. 11 U.S.C. § 326(a).

The Court finds that the Trustee's requested compensation meets the requirements of 11 U.S.C. § 326(a) and represents reasonable compensation for actual, necessary services rendered in the administration of this estate.

The compensation is approved as to the Trustee, with fees in the amount of \$178,197.71 and expenses in the amount of \$981.22.

The compensation is approved as to Goe & Forsythe, LLP, with fees in the amount of \$121,347.50 and expenses in the amount of \$2,336.39.

The compensation is approved as to Azling & Associates, with fees in the amount of \$15,365.25 and expenses in the amount of \$363.19.

The Court approves the interim payments and the proposed payments for the trustee and these professionals.

The Court approves the proposed payments to holders of priority claims.

CHAPTER 7 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, April 24, 2018**

**Hearing Room 225**

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2:00 PM

**CONT... Mall Boulevard V. V. LP**

**Chapter 7**

**Debtor(s):**

Mall Boulevard V. V. LP

Represented By  
Tobias E Nicholson

**Trustee(s):**

Steven M Speier (TR)

Represented By  
Robert P Goe

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, April 24, 2018**

**Hearing Room 225**

2:00 PM

**6:15-17360 Hope Trezza**

**Chapter 7**

**#2.00**

Hrg. on trustee's final report; application for compensation

Docket 0

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

In a case under chapter 7 or 11, the court may allow reasonable compensation under § 330 to the trustee for the trustee's services, payable after the trustee renders such services, not to exceed 25% on the first \$5,000 or less, 10% on any amount in excess of \$5,000 but not in excess of \$50,000, 5% on any amount in excess of \$50,000 but not in excess of \$1,000,000, and reasonable compensation not to exceed 3% of such moneys in excess of \$1,000,000, upon all moneys disbursed or turned over in the case by the trustee to parties in interest, excluding the debtor, but including holders of secured claims. 11 U.S.C. § 326(a).

The Court finds that the Trustee's requested compensation meets the requirements of 11 U.S.C. § 326(a) and represents reasonable compensation for actual, necessary services rendered in the administration of this estate.

The compensation is approved as to the Trustee, with fees in the amount of \$3,299.62 and expenses in the amount of \$50.84.

The compensation is approved as to Levene, Neale, Bender Rankin & Brill, with fees in the amount of \$10,000.00 and expenses in the amount of \$3,428.40.

The compensation is approved as to Karl T. Anderson, with fees in the amount of \$1,000.00.

**CHAPTER 7 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.**

**Party Information**

**Debtor(s):**

Hope Trezza

Represented By  
M Wayne Tucker

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, April 24, 2018**

**Hearing Room 225**

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2:00 PM

**CONT... Hope Trezza**

**Chapter 7**

**Trustee(s):**

Lynda T. Bui (TR)

Represented By  
Anthony A Friedman  
Todd A Frealy  
Lindsey L Smith  
Carmela Pagay

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, April 24, 2018**

**Hearing Room 225**

2:00 PM

**6:15-21866 Richleigh Associates, Inc.**

**Chapter 7**

**#3.00**

Hrg on Trustee's Final Report and Applications for Compensation

Docket 61

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

In a case under chapter 7 or 11, the court may allow reasonable compensation under § 330 to the trustee for the trustee's services, payable after the trustee renders such services, not to exceed 25% on the first \$5,000 or less, 10% on any amount in excess of \$5,000 but not in excess of \$50,000, 5% on any amount in excess of \$50,000 but not in excess of \$1,000,000, and reasonable compensation not to exceed 3% of such moneys in excess of \$1,000,000, upon all moneys disbursed or turned over in the case by the trustee to parties in interest, excluding the debtor, but including holders of secured claims. 11 U.S.C. § 326(a).

The Court finds that the Trustee's requested compensation meets the requirements of 11 U.S.C. § 326(a) and represents reasonable compensation for actual, necessary services rendered in the administration of this estate.

The compensation is approved as to the Trustee, with fees in the amount of \$3,856.37 and expenses in the amount of \$31.99.

The compensation is approved as to Goe & Forsythe, LLP, with fees in the amount of \$10,112.12 and expenses in the amount of \$467.28.

The compensation is approved as to Karl T. Anderson, with fees in the amount of \$2,906.84 and expenses in the amount of \$625.15.

**CHAPTER 7 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.**

**Party Information**

**Debtor(s):**

Richleigh Associates, Inc.

Represented By  
David Lozano

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, April 24, 2018**

**Hearing Room 225**

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2:00 PM

**CONT... Richleigh Associates, Inc.**

**Chapter 7**

**Trustee(s):**

Karl T Anderson (TR)

Represented By  
Robert P Goe

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, April 24, 2018**

**Hearing Room 225**

2:00 PM

**6:16-12838 Lisa M Sharp**

**Chapter 7**

**#4.00**

Hrg. on trustee's final report; application for compensation

Docket 0

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

In a case under chapter 7 or 11, the court may allow reasonable compensation under § 330 to the trustee for the trustee's services, payable after the trustee renders such services, not to exceed 25% on the first \$5,000 or less, 10% on any amount in excess of \$5,000 but not in excess of \$50,000, 5% on any amount in excess of \$50,000 but not in excess of \$1,000,000, and reasonable compensation not to exceed 3% of such moneys in excess of \$1,000,000, upon all moneys disbursed or turned over in the case by the trustee to parties in interest, excluding the debtor, but including holders of secured claims. 11 U.S.C. § 326(a).

The Court finds that the Trustee's requested compensation meets the requirements of 11 U.S.C. § 326(a) and represents reasonable compensation for actual, necessary services rendered in the administration of this estate.

The compensation is approved as to the Trustee, with fees in the amount of \$6,001.11 and expenses in the amount of \$518.06.

The compensation is approved as to Karl T. Anderson, with fees in the amount of \$2,775.00 and expenses in the amount of \$477.17.

**CHAPTER 7 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.**

**Party Information**

**Debtor(s):**

Lisa M Sharp

Represented By  
Yoon O Ham

**Trustee(s):**

Lynda T. Bui (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, April 24, 2018**

**Hearing Room 225**

2:00 PM

**CONT... Lisa M Sharp**

**Chapter 7**



**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, April 24, 2018**

**Hearing Room 225**

2:00 PM

**6:18-13196 Sunpro Solar Inc.**

**Chapter 11**

**#5.00**

Hrg. on Debtor's Emergency motion filed 4/19/18 for Authorization to use Cash Collateral

(OST signed 4/20/18)

Docket 14

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Likely grant.

**DEBTOR TO LODGE ORDER VIA LOU WITHIN 7 DAYS.**

**Party Information**

**Debtor(s):**

Sunpro Solar Inc.

Represented By  
Robert B Rosenstein

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, April 24, 2018**

**Hearing Room 225**

2:00 PM

**6:18-13196 Sunpro Solar Inc.**

**Chapter 11**

**#6.00**

Hrg. on Debtor's Emergency motion filed 4/19/18 for Authorization to Borrow on a Superpriority Basis

(OST signed 4/20/18)

Docket 15

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the motion, provided, however, that no secured creditor will be primed. These loans will have priority above administrative claims. 11 U.S.C. § 364(c)(1).

DEBTOR TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
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**Debtor(s):**

Sunpro Solar Inc.

Represented By  
Robert B Rosenstein

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, April 24, 2018**

**Hearing Room 225**

2:00 PM

**6:18-13196 Sunpro Solar Inc.**

**Chapter 11**

**#7.00**

Hrg. on Debtor's Emergency motion filed 4/19/19 for Authorization to Pay Non-Insider Priority Wage Claims

(OST signed 4/20/18)

Docket 13

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the motion.

DEBTOR TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Sunpro Solar Inc.

Represented By  
Robert B Rosenstein

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, April 25, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-13556 John Olaf Halvorson**

**Chapter 7**

Adv#: 8:15-01391 Baek et al v. Halvorson et al

**#1.00**

CONT'D STATUS CONFERENCE Hearing  
(Set per Order Staying Memorandum Decision And Order After Bifurcated Trial  
On Unclean Hands Entered on 2/20/18)

FR: 2-28-18

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court is somewhat in agreement with the Baek parties' analysis of 28 U.S.C. §§ 1412, 1441, 1452. There is an important distinction between a case where a removal occurs but the removal is improper and a case where a removal never occurred in the first place. *Orange County Water Dist. v. Unocal Corp.*, 584 F.3d 43 (2d Cir. 2009) is an instance of the former. An action pending in Orange County Superior Court was removed to the United States District Court for the Central District of California and then transferred from that Court to the United States District Court for the Southern District of New York pursuant to an order of the Multidistrict Litigation Panel. U.S. District Judge Scheindlin denied a motion to remand, concluding that removal had been proper under 28 U.S.C. § 1452. Subsequently, the United States Court of Appeals for the Second Circuit determined that 28 U.S.C. § 1452 did not authorize removal because the underlying state court action that had been removed was an action to enforce police or regulatory power.

The distinction between *Orange County Water Dist.* and this case is that the federal district courts in *Orange County Water Dist.* actually had the case (albeit improperly removed) whereas here this Court never had the case in the first instance – the docket of the United States District Court for the Eastern District of California (the "Eastern District") reflects that what has been referred to as the 1391 Action is still in the

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, April 25, 2018**

**Hearing Room 6C**

9:00 AM

**CONT...**

**John Olaf Halvorson**

**Chapter 7**

Eastern District and that the removal failed to occur. The Eastern District's docket entry 13, dated October 21, 2015, reads: "[DISREGARD- ATTORNEY INSTRUCTED TO INITIATE NEW ACTION] NOTICE of REMOVAL to U.S. Bankruptcy Court – Central District of California, Santa Ana Division (case # 8:15-AP-01391-MW) by all defendants . . ." Thereafter, the Eastern District twice reassigned the case to Magistrate Judges. There has not been further action in the case in the Eastern District because of a stay imposed by Senior United States District Judge William B. Shubb on October 13, 2015 pending resolution of bankruptcy proceedings or until the Eastern District lifts the stay.<sup>1</sup>

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1. The issue of whether the 1391 Action was removed to this Court notwithstanding the Eastern District's disregard of the removal notice and its continued exercise of jurisdiction over the case is above this Court's pay grade.

If the Eastern District's docket had acknowledged and acquiesced in (instead of rejected) the 1391 Action's removal to this Court, it would have been open to an interested party to argue that a removal had occurred, but the removal was improper because section 1452 does not authorize or permit a removal from a federal district court to a bankruptcy court – only from a state court to a federal district court for the district in which the state court action is pending. *See Curtis v. Shpak (In re Curtis)*, 571 B.R. 441 (B.A.P. 9th Cir. 2017). Here, however, this argument is not reached because, as stated above, the removal notice was ineffective and was disregarded by the Eastern District.

This is not so much an instance where this Court lacks subject matter jurisdiction but rather an instance where this Court never had a case in the first place. If, in a matter entirely unrelated to bankruptcy, a spouse were to file a complaint in this Court seeking a divorce under California law, this Court would lack subject matter jurisdiction but it would at least have the case. The fact remains that the Eastern District's docket shows that the 1391 Action was never removed to this Court and that the case is still pending in the Eastern District.

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, April 25, 2018**

**Hearing Room 6C**

9:00 AM

**CONT...**

**John Olaf Halvorson**

**Chapter 7**

Much time, expense and effort was expended by all parties with respect to the 1391 Action. The Court will continue the stay of its Memorandum Decision in the 1391 Action and the 1454 Action through and including August 17, 2018 to permit interested parties to seek relief in the Eastern District and, if deemed necessary, the United States District Court for the Central District of California (the "Central District"), presumably by asking the Eastern District to transfer venue (pursuant to 28 U.S.C. § 1412) with respect to the 1391 Action to the Central District *nunc pro tunc* and, if necessary, to ask the Central District to refer the 1391 Action to this Court *nunc pro tunc*. (The Court expresses no view as to whether Central District General Order 13-05, filed and entered July 1, 2013, would automatically refer the 1391 Action to this Court or, if it does, whether such a referral would be *nunc pro tunc*).

The Court continues this Status Conference to August 29, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

John Olaf Halvorson

Represented By  
Marc C Forsythe  
Charity J Miller

**Defendant(s):**

John O. Halvorson

Represented By  
Marc C Forsythe  
Charity J Miller

Dan L. Halvorson

Represented By  
Guillermo Cabrera  
Christopher Celentino  
Peter W Bowie  
Reem J Bello  
Marc C Forsythe  
Steven J. Katzman  
Kyle Kveton

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, April 25, 2018**

**Hearing Room 6C**

9:00 AM

**CONT...**

**John Olaf Halvorson**

**Chapter 7**

Jerry Ann Randall

Charity J Miller

Represented By  
Guillermo Cabrera  
Christopher Celentino  
Peter W Bowie  
Reem J Bello  
Marc C Forsythe  
Steven J. Katzman  
Kyle Kveton  
Charity J Miller

PCC Fund I, LLC

Pro Se

Granite Bay Partners II, LLC

Pro Se

JH RE Holdings, LLC

Pro Se

Commercial Income Advisors, Inc.

Pro Se

**Plaintiff(s):**

Richard Baek

Represented By  
Reem J Bello  
Ali Matin  
Steven J. Katzman  
Kyle Kveton

Pacific Commercial Group, LLC

Represented By  
Reem J Bello  
Kyle Kveton  
Steven J. Katzman  
Ali Matin

Baek 153, LLP

Represented By  
Reem J Bello  
Kyle Kveton  
Steven J. Katzman  
Ali Matin

Weneta M. Kosmala

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, April 25, 2018**

**Hearing Room 6C**

---

9:00 AM

**CONT... John Olaf Halvorson**

**Chapter 7**

**Trustee(s):**

Weneta M Kosmala (TR)

Represented By  
Reem J Bello  
Faye C Rasch  
Jeffrey I Golden



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, April 25, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-13556 John Olaf Halvorson**

**Chapter 7**

Adv#: 8:15-01454 Baek v. Halvorson et al

**#2.00**

CONT'D STATUS CONFERENCE Hearing  
(Set per Order Staying Memorandum Decision And Order After Bifurcated Trial  
On Unclean Hands Entered on 2/20/18)

FR: 2-28-18

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court is somewhat in agreement with the Baek parties' analysis of 28 U.S.C. §§ 1412, 1441, 1452. There is an important distinction between a case where a removal occurs but the removal is improper and a case where a removal never occurred in the first place. *Orange County Water Dist. v. Unocal Corp.*, 584 F.3d 43 (2d Cir. 2009) is an instance of the former. An action pending in Orange County Superior Court was removed to the United States District Court for the Central District of California and then transferred from that Court to the United States District Court for the Southern District of New York pursuant to an order of the Multidistrict Litigation Panel. U.S. District Judge Scheindlin denied a motion to remand, concluding that removal had been proper under 28 U.S.C. § 1452. Subsequently, the United States Court of Appeals for the Second Circuit determined that 28 U.S.C. § 1452 did not authorize removal because the underlying state court action that had been removed was an action to enforce police or regulatory power.

The distinction between *Orange County Water Dist.* and this case is that the federal district courts in *Orange County Water Dist.* actually had the case (albeit improperly removed) whereas here this Court never had the case in the first instance – the docket of the United States District Court for the Eastern District of California (the "Eastern District") reflects that what has been referred to as the 1391 Action is still in the

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, April 25, 2018**

**Hearing Room 6C**

9:00 AM

**CONT...**

**John Olaf Halvorson**

**Chapter 7**

Eastern District and that the removal failed to occur. The Eastern District's docket entry 13, dated October 21, 2015, reads: "[DISREGARD- ATTORNEY INSTRUCTED TO INITIATE NEW ACTION] NOTICE of REMOVAL to U.S. Bankruptcy Court – Central District of California, Santa Ana Division (case # 8:15-AP-01391-MW) by all defendants . . ." Thereafter, the Eastern District twice reassigned the case to Magistrate Judges. There has not been further action in the case in the Eastern District because of a stay imposed by Senior United States District Judge William B. Shubb on October 13, 2015 pending resolution of bankruptcy proceedings or until the Eastern District lifts the stay.<sup>1</sup>

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1. The issue of whether the 1391 Action was removed to this Court notwithstanding the Eastern District's disregard of the removal notice and its continued exercise of jurisdiction over the case is above this Court's pay grade.

If the Eastern District's docket had acknowledged and acquiesced in (instead of rejected) the 1391 Action's removal to this Court, it would have been open to an interested party to argue that a removal had occurred, but the removal was improper because section 1452 does not authorize or permit a removal from a federal district court to a bankruptcy court – only from a state court to a federal district court for the district in which the state court action is pending. *See Curtis v. Shpak (In re Curtis)*, 571 B.R. 441 (B.A.P. 9th Cir. 2017). Here, however, this argument is not reached because, as stated above, the removal notice was ineffective and was disregarded by the Eastern District.

This is not so much an instance where this Court lacks subject matter jurisdiction but rather an instance where this Court never had a case in the first place. If, in a matter entirely unrelated to bankruptcy, a spouse were to file a complaint in this Court seeking a divorce under California law, this Court would lack subject matter jurisdiction but it would at least have the case. The fact remains that the Eastern District's docket shows that the 1391 Action was never removed to this Court and that the case is still pending in the Eastern District.

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, April 25, 2018

Hearing Room 6C

9:00 AM

CONT...

**John Olaf Halvorson**

**Chapter 7**

Much time, expense and effort was expended by all parties with respect to the 1391 Action. The Court will continue the stay of its Memorandum Decision in the 1391 Action and the 1454 Action through and including August 17, 2018 to permit interested parties to seek relief in the Eastern District and, if deemed necessary, the United States District Court for the Central District of California (the "Central District"), presumably by asking the Eastern District to transfer venue (pursuant to 28 U.S.C. § 1412) with respect to the 1391 Action to the Central District *nunc pro tunc* and, if necessary, to ask the Central District to refer the 1391 Action to this Court *nunc pro tunc*. (The Court expresses no view as to whether Central District General Order 13-05, filed and entered July 1, 2013, would automatically refer the 1391 Action to this Court or, if it does, whether such a referral would be *nunc pro tunc*).

The Court continues this Status Conference to August 29, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

<b>Party Information</b>
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**Debtor(s):**

John Olaf Halvorson

Represented By  
Marc C Forsythe  
Charity J Miller

**Defendant(s):**

John Olaf Halvorson

Represented By  
Charity J Miller  
Marc C Forsythe

Weneta M.A. Kosmala

Represented By  
Reem J Bello

**Plaintiff(s):**

Grace Baek

Represented By  
Ali Matin  
Steven J. Katzman  
Kyle Kveton

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, April 25, 2018**

**Hearing Room 6C**

---

9:00 AM

**CONT... John Olaf Halvorson**

**Chapter 7**

**Trustee(s):**

Weneta M Kosmala (TR)

Represented By  
Reem J Bello  
Faye C Rasch  
Jeffrey I Golden

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, April 25, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-13556 John Olaf Halvorson**

**Chapter 7**

Adv#: 8:17-01120 Kosmala v. Hoosten et al

**#3.00**

STATUS CONFERENCE RE: Complaint:

- (1) To Avoid And Recover Fraudulent Transfers Pursuant To 11 U.S.C. Sections 548(a)(1)(A), 548(a)(1)(B) And 550;
- (2) To Avoid And Recover Fraudulent Transfers Pursuant To 11 U.S.C. Sections 548(a)(1)(A), 548(a)(1)(B) And 550;
- (3) For Breach Of Contract;
- (4) To Avoid And Recover Fraudulent Transfers Pursuant To 11 U.S.C. Sections 548(a)(1)(A), 548(a)(1)(B) And 550;
- (5) To Avoid And Recover Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550;
- (6) For Resulting Trust;
- (7) For Constructive Trust;
- (8) To Preserve Transfers For The Benefit Of The Estate Pursuant To 11 U.S.C. Section 551; And
- (9) For Attorneys' Fees And Costs  
(set per order entered 3-2-18)

Docket 1

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO JULY 25, 2018 AT 9:00  
A.M. PER STIPULATION AND ORDER ENTERED 4-23-18 (Docket No.  
[23])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

John Olaf Halvorson

Represented By  
Marc C Forsythe  
Charity J Miller

**Defendant(s):**

David Hoosten

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, April 25, 2018**

**Hearing Room      6C**

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9:00 AM

**CONT...      John Olaf Halvorson**

**Chapter 7**

PCC Fund 1, LLC

Pro Se

Rod Van Zandt

Pro Se

**Plaintiff(s):**

Weneta M.A. Kosmala

Represented By  
Reem J Bello

**Trustee(s):**

Weneta M Kosmala (TR)

Represented By  
Reem J Bello  
Faye C Rasch  
Jeffrey I Golden

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, April 25, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01016 LMG National Publishing, Inc. v. Victor Valley Publishing Company et al

**#4.00**

CONT'D PRE-TRIAL CONFERENCE RE: Complaint For:

1. Conversion;
2. Declaratory Judgment RE Ownership Of Property; And
3. Declaratory Judgment RE Resulting Trust  
(Complaint filed 1/31/17)  
(PTC set at S/C held 4/19/17)

FR: 4-19-17; 12-6-17; 2-7-18

Docket 1

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - ORDER APPROVING  
STIPULATION TO DISMISS ADVERSARY PROCEEDING ENTERED 2-  
9-18 - (Docket No. [53])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

Victor Valley Publishing Company

Represented By  
Alan J Friedman  
Beth Gaschen

Victorville Publishing Company

Represented By

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, April 25, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... Freedom Communications, Inc.**

**Chapter 11**

Alan J Friedman  
Beth Gaschen

Daily Press, LLC

Represented By  
Alan J Friedman  
Beth Gaschen

Freedom Communications, Inc.

Represented By  
Alan J Friedman  
Beth Gaschen

Freedom SPV I, LLC

Represented By  
Alan J Friedman  
Beth Gaschen

Freedom SPV V, LLC

Represented By  
Alan J Friedman  
Beth Gaschen

**Plaintiff(s):**

LMG National Publishing, Inc.

Represented By  
Ashley M McDow  
Michael T Delaney



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, April 25, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01164 Official Committee Of Unsecured Creditors v. Road Runner Distributors,

**#5.00**

Hearing RE: Motion For Default Judgment Under LBR 7055-1  
(Motion filed 3/30/18)

Docket 19

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the motion.

MOVANT TO LODGE ORDER GRANTING MOTION VIA LOU WITHIN 7  
DAYS.

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

Road Runner Distributors, Inc.

Pro Se

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine  
Jeffrey P Nolan

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, April 25, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01166 Official Committee Of Unsecured Creditors v. Source One Staffing, LLC

**#6.00**

Hearing RE: Motion For Default Judgment Under LBR 7055-1  
(Motion filed 3/30/18)

Docket 22

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the motion.

MOVANT TO LODGE ORDER GRANTING MOTION VIA LOU WITHIN 7  
DAYS.

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

Source One Staffing, LLC

Pro Se

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine  
Jeffrey P Nolan

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, April 25, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01168 Official Committee Of Unsecured Creditors v. 24-7 Dock and Door Repair,

**#7.00**

HearingRE: Motion For Default Judgment Under LBR 7055-1  
(Motion filed 3/30/18)

Docket 18

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the motion.

MOVANT TO LODGE ORDER GRANTING MOTION VIA LOU WITHIN 7  
DAYS.

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

24-7 Dock and Door Repair, Inc.

Pro Se

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine  
Jeffrey P Nolan

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, April 25, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01171 Official Committee Of Unsecured Creditors v. Documotion Research, Inc.

**#8.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550  
(Complaint filed 10/26/17)

FR: 2-28-18

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will inquire into the status of the settlement.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

Documotion Research, Inc.

Pro Se

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine  
Jeffrey P Nolan

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, April 25, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... Freedom Communications, Inc.**

**Chapter 11**

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, April 25, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01173 Official Committee Of Unsecured Creditors v. Monster Worldwide, Inc.

**#9.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550  
(Complaint filed 10/26/17)

FR: 2-28-18

Docket 1

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - NOTICE OF  
DISMISSAL WITH PREJUDICE FILED 4-19-18 - (Docket No. [11])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

Monster Worldwide, Inc.

Pro Se

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine  
Jeffrey P Nolan

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, April 25, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01177 Official Committee Of Unsecured Creditors v. Carillon Office Technologies

**#10.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550  
(Complaint filed 10/26/17)

FR: 2-28-18

Docket 1

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - NOTICE OF  
DISMISSAL WITH PREJUDICE FILED 4-6-18 - (Docket No. [12])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

Carillon Office Technologies &

Represented By  
Marc C Forsythe

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine  
Jeffrey P Nolan

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, April 25, 2018

Hearing Room 6C

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01178 Official Committee Of Unsecured Creditors v. A.Q.M.M., Inc.

**#11.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550  
(Complaint filed 10/26/17)

FR: 2-28-18 .

Docket 1

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR; NOTICE OF  
DISMISSAL WITH PREJUDICE FILED 4/24/18 [Docket No. 20]**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

A.Q.M.M., Inc.

Represented By  
Harlene Miller

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine  
Jeffrey P Nolan



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, April 25, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01179 Official Committee Of Unsecured Creditors v. C&W Acquisition Company,

**#12.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550  
(Complaint filed 10/26/17)

FR: 2-28-18

Docket 1

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - NOTICE OF  
DISMISSAL WITH PREJUDICE FILED 4-23-18 - (Docket No. [24])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

C&W Acquisition Company, LLC

Pro Se

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine  
Jeffrey P Nolan

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, April 25, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:18-01033 Asencio v. Freedom Communications Inc. et al

**#13.00**

Hearing RE: Motion To Continue Dates And Deadlines And To Extend Deadline To File Response To Complaint Pursuant 9006(b)(1) And Local Bankruptcy Rule 9013-1(m)  
(Motion filed 3/12/18)  
(Set per Notice of Hearing filed 3/16/18)

Docket 3

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - NOTICE OF VOLUNTARY DISMISSAL FILED 3-26-18 - (Docket No. [6])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

Freedom Communications Inc.

Represented By  
Ryan D ODea

Freedom Services Inc.

Represented By  
Ryan D ODea

Wayne Vandal

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, April 25, 2018**

**Hearing Room      6C**

9:00 AM

**CONT...      Freedom Communications, Inc.**

**Chapter 11**

**Movant(s):**

Freedom Communications Inc.

Represented By  
Ryan D ODea

Freedom Services Inc.

Represented By  
Ryan D ODea

**Plaintiff(s):**

Jerry Asencio

Represented By  
Rick Y Zou  
Geoffrey C Lyon

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, April 25, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15313 Freedom Services Inc.**

**Chapter 11**

Adv#: 8:18-01032 Leon v. Freedom Communications Inc. et al

**#14.00**

Hearing RE: Motion To Continue Dates And Deadlines And To Extend Deadline To File Response To Complaint Pursuant 9006(b)(1) And Local Bankruptcy Rule 9013-1(m)  
(Motion filed 3/12/18)  
(Set per Notice of Hearing filed 3/19/18)

Docket 3

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - NOTICE OF VOLUNTARY DISMISSAL FILED 3-26-18 - (Docket No. [6])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Freedom Services Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman

**Defendant(s):**

Freedom Communications Inc.

Represented By  
Ryan D ODea

Freedom Services Inc.

Represented By  
Ryan D ODea

Wayne Vandal

Pro Se

**Movant(s):**

Freedom Communications Inc.

Represented By  
Ryan D ODea

Freedom Services Inc.

Represented By  
Ryan D ODea

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, April 25, 2018**

**Hearing Room 6C**

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9:00 AM

**CONT... Freedom Services Inc.**

**Chapter 11**

**Plaintiff(s):**

Carlos Leon

Represented By  
Rick Y Zou  
Geoffrey C Lyon

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, April 25, 2018**

**Hearing Room 6C**

9:00 AM

**8:16-15208 Michael Younessi**

**Chapter 11**

Adv#: 8:17-01051 Diamond Enterprises, LTD., LP v. Younessi

**#15.00**

CONT'D PRE-TRIAL CONFERENCE Hearing RE: Complaint For Determination That Debt Is Non-Dischargeable Pursuant To 11 U.S.C. Sections 523(a)(2), (a)(4), (a)(6), And (a)(9)  
(Complaint filed 4/10/17)  
(Another Summons issued 6/8/17)  
(PTC set at S/C held 9/13/17)

FR: 6-28-17; 8-30-17; 9-13-17; 3-28-18

Docket 1

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO JULY 25, 2018 AT 9:00 A.M. PER STIPULATION AND ORDER ENTERED 4-12-18 - (Docket No. [75])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Michael Younessi

Represented By  
Michael Jones  
Sara Tidd

**Defendant(s):**

Michael Younessi

Represented By  
Roger Frederickson

**Plaintiff(s):**

Diamond Enterprises, LTD., LP

Represented By  
M Douglas Flahaut

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, April 25, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-10265 Ralph E Sanders**

**Chapter 7**

Adv#: 8:17-01068 Pette v. Sanders

**#16.00**

CONT'D PRE-TRIAL CONFERENCE RE: Amended Complaint For:  
Nondischargeability of Pending Lawsuits Pursuant to 11 U.S.C. Section 523(a)  
(6) and 11 U.S.C. Section 727(a)(4)(A)(B)  
(Complaint filed 5/8/17)  
(Another Summons issued 5/19/17)  
(Amended Complaint 7/14/17)  
(PTC set at S/C held 10/4/17)

FR: 7-26-17; 8-30-17; 10-4-17

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

<b>Party Information</b>
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**Debtor(s):**

Ralph E Sanders	Pro Se
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**Defendant(s):**

Ralph E Sanders	Pro Se
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**Plaintiff(s):**

Larnita Pette	Pro Se
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**Trustee(s):**

Weneta M Kosmala (TR)	Pro Se
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**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, April 25, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-10699 Sen Hieu Phung**

**Chapter 7**

Adv#: 8:17-01090 Lam v. Phung

**#17.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint For  
Nondischargeability Of Debt Pursuant To 11 U.S.C. Section 523(a)(4)  
(Complaint filed 6/2/17)

FR: 8-30-17; 1-17-18

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will inquire into whether this adversary proceeding is still headed toward settlement.

The Court will issue a scheduling order:

All discovery shall close on August 15, 2018.

All discovery motions shall be heard before September 15, 2018.

All pretrial motions (except motions in limine) shall be heard before October 15, 2018.

Pretrial conference is set for November 14, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Sen Hieu Phung

Represented By  
Jeffrey J Hagen  
Daniel M Clauss



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, April 25, 2018**

**Hearing Room      6C**

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9:00 AM

**CONT...      Sen Hieu Phung**

**Chapter 7**

**Defendant(s):**

Sen Hieu Phung

Represented By  
Michael Jones

**Plaintiff(s):**

Elaine Lam

Represented By  
Jai H Kim

**Trustee(s):**

Jeffrey I Golden (TR)

Represented By  
Jeffrey I Golden

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, April 25, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-14165 Bill Vivers**

**Chapter 7**

Adv#: 8:18-01017 Lake v. Vivers et al

**#18.00**

STATUS CONFERENCE Hearing RE: Complaint To Determine The  
Dischargeability Of A Certain Debt  
(Complaint filed 1/26/18)

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will issue a scheduling order:

Mediation stipulation to be filed and order lodged thereon on or before May 31, 2018.

All discovery shall close on July 31, 2018.

All discovery motions shall be heard before August 31, 2018.

All pretrial motions (except motions in limine) shall be heard before September 30, 2018.

Pretrial conference is set for October 24, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

<b>Party Information</b>
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**Debtor(s):**

Bill Vivers

Represented By  
Gary Polston

**Defendant(s):**

Bill Vivers

Represented By  
Christopher P Walker

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, April 25, 2018**

**Hearing Room 6C**

9:00 AM

**CONT...** **Bill Vivers**  
Juliette Vivers

**Chapter 7**

Represented By  
Christopher P Walker

**Joint Debtor(s):**

Juliette Vivers

Represented By  
Gary Polston

**Plaintiff(s):**

Ryan Lake

Represented By  
Mitchell B Hannah

**Trustee(s):**

Karen S Naylor (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, April 25, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-14793 Jason Andrew Balthasar**

**Chapter 7**

Adv#: 8:18-01029 BMB Auto, LLC v. Balthasar

**#19.00**

STATUS CONFERENCE Hearing RE: Complaint To Determine  
Dischargeability Of Debt Pursuant To 11 U.S.C. Sections 523(a)(2)(A) And 523  
(a)(2)(B)  
(Complaint filed 2/6/18)

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will issue a scheduling order:

All discovery shall close on October 31, 2018.

All discovery motions shall be heard before November 30, 2018.

Next status conference: December 12, 2018 at 9:00 a.m.

Parties to file a mediation stipulation and lodge order thereon on or before May 31, 2018.

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Jason Andrew Balthasar

Represented By  
Kevin Tang

**Defendant(s):**

Jason Andrew Balthasar

Represented By  
D Edward Hays

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, April 25, 2018**

**Hearing Room 6C**

---

9:00 AM

**CONT... Jason Andrew Balthasar**

**Chapter 7**

**Plaintiff(s):**

BMB Auto, LLC

Represented By  
Randall P Mroczynski

**Trustee(s):**

Thomas H Casey (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, April 25, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-13937 Nhut Cong Tran**

**Chapter 7**

Adv#: 8:18-01008 Water Well Service Inc. v. Tran

**#20.00**

CONT'D Hearing RE: Motion To Dismiss Adversary Complaint For Lack Of Service Of Summons And Failure To State A Claim  
(Motion filed 2/16/18)

FR: 4-4-18

Docket 5

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

<b>Party Information</b>
--------------------------

**Debtor(s):**

Nhut Cong Tran

Represented By  
Shai S Oved

**Defendant(s):**

Nhut Cong Tran

Represented By  
Shai S Oved

**Movant(s):**

Nhut Cong Tran

Represented By  
Shai S Oved

**Plaintiff(s):**

Water Well Service Inc.

Represented By  
John B Barriage

**Trustee(s):**

Thomas H Casey (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, April 25, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-13937 Nhut Cong Tran**

**Chapter 7**

Adv#: 8:18-01008 Water Well Service Inc. v. Tran

**#21.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint To Determine Non-Dischargeability Of Debt Under Sections 523A(a)(6) And (4)(2) And Section 727 (a)(2) Et. Seq. Of The Bankruptcy Code  
(Complaint filed 1/10/18)  
(Summons issued 1/11/18) (Another Summons issued 1/11/18)

FR: 4-4-18

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

<b>Party Information</b>
--------------------------

**Debtor(s):**

Nhut Cong Tran

Represented By  
Shai S Oved

**Defendant(s):**

Nhut Cong Tran

Represented By  
Shai S Oved

**Plaintiff(s):**

Water Well Service Inc.

Represented By  
John B Barriage

**Trustee(s):**

Thomas H Casey (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, April 25, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-13937 Nhut Cong Tran**

**Chapter 7**

**#22.00**

CONT'D Hearing RE: Motion For Order Abandoning All Property Of The Estate  
Back To Debtor  
(Motion filed 3/6/18)  
(Response filed 3/26/18)  
(Set per Notice of Hearing filed 3/26/18)

FR: 4-9-18

Docket 25

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the motion. The Trustee's "no-asset" report is evidence that the estate's property is of inconsequential value and benefit to the estate. Creditor Water Well Service, Inc. presents arguments of counsel but no evidence that the Macapa Drive investment property has a value greater than that ascribed to it by debtor. The Court determines that the preponderance of the evidence is that all the debtor's property, including the Macapa Drive Property, is of inconsequential value and benefit to the estate within the meaning of 11 USC § 554(a).

DEBTOR TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Nhut Cong Tran

Represented By  
Shai S Oved

**Movant(s):**

Nhut Cong Tran

Represented By  
Shai S Oved  
Shai S Oved  
Shai S Oved



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, April 25, 2018**

**Hearing Room 6C**

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9:00 AM

**CONT... Nhut Cong Tran**

**Chapter 7**

**Trustee(s):**

Thomas H Casey (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, April 26, 2018**

**Hearing Room 225**

9:00 AM

**6:14-22067 Gary S. Hann**

**Chapter 7**

Adv#: 6:17-01226 Hann v. Sakaya et al

**#1.00**

Status Conference re: Complaint by Gary S Hann against Francis P Sakaya , Collis & Griffor, PC , Griffor Legal, PC , Stuart M Collins, P.C. , Beverly Marie Griffor , Babalao Investors LLC , Jacqueline Mbville , Archie C Brown , Laura Goderis; Stuart M. Collis (Fee Not Required). Nature of Suit: (14 (Recovery of money/property - other))

(Cont. from 2/8/18)

Docket 1

**\*\*\* VACATED \*\*\* REASON: Court Denied as Moot - jc**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Gary S. Hann

Represented By  
Charles K Young

**Defendant(s):**

STATE OF MICHIGAN

Represented By  
Michael S Hill

Stuart M. Collis

Pro Se

Laura Goderis

Pro Se

Archie C Brown

Pro Se

Jacqueline Mbville

Pro Se

Babalao Investors LLC

Pro Se

Beverly Marie Griffor

Pro Se

Stuart M Collins, P.C.

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, April 26, 2018**

**Hearing Room 225**

9:00 AM

**CONT... Gary S. Hann**

**Chapter 7**

Griffor Legal, PC Pro Se

Collis & Griffor, PC Pro Se

Francis P Sakaya Pro Se

**Plaintiff(s):**

Gary S Hann Pro Se

**Trustee(s):**

Karl T Anderson (TR)

Represented By  
Leonard M Shulman  
Melissa Davis Lowe

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, April 26, 2018**

**Hearing Room 225**

9:00 AM

**6:14-22067 Gary S. Hann**

**Chapter 7**

Adv#: 6:17-01168 Hann v. Brickhaven Condominium Association and Its Board o

**#2.00**

Hrg on Defendants' Motion filed 9/22/17 to Dismiss Plaintiff's Complaint

(cont from 2/15/18)

Docket 15

**\*\*\* VACATED \*\*\* REASON: Court Denied as Moot - jc**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Gary S. Hann

Represented By  
Charles K Young

**Defendant(s):**

Dewie Smith

Represented By  
Ryan H Nell

Starr Butler Alexopoulous & Stoner

Represented By  
Julie Marquis

David W Schelberg

Represented By  
Julie Marquis

Kay Rivest Butler

Represented By  
Julie Marquis

Karl V Fink

Represented By  
Jennifer E Duty  
Eric R Deitz

The State of Michigan

Represented By  
Michael S Hill

Mirror Equities LLC

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, April 26, 2018**

**Hearing Room 225**

9:00 AM

**CONT... Gary S. Hann**

**Chapter 7**

Bowen Equities LLC

Pro Se

Aaron Selix

Represented By  
Ryan H Nell

Joshua R Fink

Represented By  
Jennifer E Duty  
Eric R Deitz

Brickhaven Condominium

Represented By  
Ryan H Nell

Fink & Valvo PLLC

Represented By  
Jennifer E Duty  
Eric R Deitz

Anne Marie Williams

Represented By  
Ryan H Nell

Old Town Realty Inc

Represented By  
Ryan H Nell

Naomi E Fink

Represented By  
Jennifer E Duty  
Eric R Deitz

Thomas M Stulberg

Represented By  
Ryan H Nell

**Movant(s):**

Kay Rivest Butler

Represented By  
Julie Marquis

David W Schelberg

Represented By  
Julie Marquis

Starr Butler Alexopoulous & Stoner

Represented By  
Julie Marquis

**Plaintiff(s):**

Gary S Hann

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, April 26, 2018**

**Hearing Room 225**

---

9:00 AM

**CONT... Gary S. Hann**

**Chapter 7**

**Trustee(s):**

Karl T Anderson (TR)

Represented By  
Leonard M Shulman  
Melissa Davis Lowe

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, April 26, 2018**

**Hearing Room 225**

9:00 AM

**6:14-22067 Gary S. Hann**

**Chapter 7**

Adv#: 6:17-01168 Hann v. Brickhaven Condominium Association and Its Board o

**#3.00**

Hrg. on Defendants' Karl Fink; Naomi Fink; Joshua Fink; and Fink & Fink, PLLC sued and served as Fink & Valvo, PPLC's Motion filed 10/23/17 to Dismiss Adversary Proceeding

(cont from 2/15/18)

Docket 53

**\*\*\* VACATED \*\*\* REASON: Court Denied as Moot - jc**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Gary S. Hann

Represented By  
Charles K Young

**Defendant(s):**

Karl V Fink

Represented By  
Jennifer E Duty  
Eric R Deitz

The State of Michigan

Represented By  
Michael S Hill

Bowen Equities LLC

Pro Se

Mirror Equities LLC

Pro Se

Thomas M Stulberg

Represented By  
Ryan H Nell

Dewie Smith

Represented By  
Ryan H Nell

Starr Butler Alexopoulous & Stoner

Represented By

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, April 26, 2018**

**Hearing Room 225**

9:00 AM

**CONT... Gary S. Hann**

**Chapter 7**

	Julie Marquis
Aaron Selix	Represented By Ryan H Nell
Kay Rivest Butler	Represented By Julie Marquis
Joshua R Fink	Represented By Jennifer E Duty Eric R Deitz
Naomi E Fink	Represented By Jennifer E Duty Eric R Deitz
Old Town Realty Inc	Represented By Ryan H Nell
Anne Marie Williams	Represented By Ryan H Nell
Fink & Valvo PLLC	Represented By Jennifer E Duty Eric R Deitz
Brickhaven Condominium	Represented By Ryan H Nell
David W Schelberg	Represented By Julie Marquis

**Movant(s):**

Karl V. Fink	Represented By Jennifer E Duty Eric R Deitz
Fink & Valvo PLLC	Represented By Jennifer E Duty Eric R Deitz
Naomi E Fink	Represented By



**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, April 26, 2018**

**Hearing Room 225**

9:00 AM

**CONT... Gary S. Hann**

**Chapter 7**

Joshua R Fink

Jennifer E Duty  
Eric R Deitz

Represented By  
Jennifer E Duty  
Eric R Deitz

**Plaintiff(s):**

Gary S Hann

Pro Se

**Trustee(s):**

Karl T Anderson (TR)

Represented By  
Leonard M Shulman  
Melissa Davis Lowe

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, April 26, 2018**

**Hearing Room 225**

9:00 AM

**6:14-22067 Gary S. Hann**

**Chapter 7**

**#4.00**

Hrg. on Debtor's Motion filed 10/16/17 and Brief for Gary S. Hann to be intervenor of right with respect to overt, well documented violations of the automatic stay with significant damages to accrue to bankruptcy estate, and to amend schedules C and F pursuant to FRBP 1009

(Cont. from 2/15/18)

Docket 47

**\*\*\* VACATED \*\*\* REASON: Denied as Moot - jc**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Gary S. Hann

Represented By  
Charles K Young

**Movant(s):**

Gary S. Hann

Represented By  
Charles K Young  
Charles K Young

**Trustee(s):**

Karl T Anderson (TR)

Represented By  
Leonard M Shulman  
Melissa Davis Lowe

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, April 26, 2018**

**Hearing Room 225**

9:00 AM

**6:14-22067 Gary S. Hann**

**Chapter 7**

Adv#: 6:17-01168 Hann v. Brickhaven Condominium Association and Its Board o

**#5.00**

Hrg. on Defendants' Brickhaven Condominium Association, Anne Marie Williams, Old Town Realty, Inc., Aaron Selix, Thomas M. Stulberg, Dewie Smith, and Brickhaven Condominium Association Board of Directors Motion filed 11/9/17 to Dismiss Adversary Proceeding

(Cont. from 2/15/18)

Docket 73

**\*\*\* VACATED \*\*\* REASON: Court Denied as Moot - jc**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Gary S. Hann

Represented By  
Charles K Young

**Defendant(s):**

Karl V Fink

Represented By  
Jennifer E Duty  
Eric R Deitz

The State of Michigan

Represented By  
Michael S Hill

Bowen Equities LLC

Pro Se

Mirror Equities LLC

Pro Se

Aaron Selix

Represented By  
Ryan H Nell

Dewie Smith

Represented By  
Ryan H Nell

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, April 26, 2018**

**Hearing Room 225**

9:00 AM

**CONT...**

**Gary S. Hann**

**Chapter 7**

Starr Butler Alexopoulous & Stoner	Represented By Julie Marquis
Thomas M Stulberg	Represented By Ryan H Nell
Kay Rivest Butler	Represented By Julie Marquis
Joshua R Fink	Represented By Jennifer E Duty Eric R Deitz
Naomi E Fink	Represented By Jennifer E Duty Eric R Deitz
Old Town Realty Inc	Represented By Ryan H Nell
Anne Marie Williams	Represented By Ryan H Nell
Fink & Valvo PLLC	Represented By Jennifer E Duty Eric R Deitz
Brickhaven Condominium	Represented By Ryan H Nell
David W Schelberg	Represented By Julie Marquis

**Movant(s):**

Brickhaven Condominium	Represented By Ryan H Nell
Anne Marie Williams	Represented By Ryan H Nell
Old Town Realty Inc	Represented By

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, April 26, 2018**

**Hearing Room 225**

9:00 AM

**CONT... Gary S. Hann**

**Chapter 7**

	Ryan H Nell
Dewie Smith	Represented By Ryan H Nell
Aaron Selix	Represented By Ryan H Nell
Thomas M Stulberg	Represented By Ryan H Nell

**Plaintiff(s):**

Gary S Hann	Pro Se
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**Trustee(s):**

Karl T Anderson (TR)	Represented By Leonard M Shulman Melissa Davis Lowe
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**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, April 26, 2018**

**Hearing Room 225**

9:00 AM

**6:14-22067 Gary S. Hann**

**Chapter 7**

Adv#: 6:17-01168 Hann v. Brickhaven Condominium Association and Its Board o

**#6.00**

Hrg. on Defendant State of Michigan Motion filed 11/9/17 to Dismiss Adversary Proceeding

(Cont. from 2/15/18)

Docket 68

**\*\*\* VACATED \*\*\* REASON: Court Denied as Moot - jc**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Gary S. Hann

Represented By  
Charles K Young

**Defendant(s):**

Karl V Fink

Represented By  
Jennifer E Duty  
Eric R Deitz

The State of Michigan

Represented By  
Michael S Hill

Bowen Equities LLC

Pro Se

Mirror Equities LLC

Pro Se

Thomas M Stulberg

Represented By  
Ryan H Nell

Aaron Selix

Represented By  
Ryan H Nell

Dewie Smith

Represented By  
Ryan H Nell

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, April 26, 2018**

**Hearing Room 225**

9:00 AM

**CONT... Gary S. Hann**

**Chapter 7**

David S Swart

Represented By  
Tim Harris  
Ryan H Nell

Washtenaw County Sheriff Civil

Represented By  
Tim Harris

David W Schelberg

Represented By  
Julie Marquis

Kay Rivest Butler

Represented By  
Julie Marquis

Joshua R Fink

Represented By  
Jennifer E Duty  
Eric R Deitz

Naomi E Fink

Represented By  
Jennifer E Duty  
Eric R Deitz

Old Town Realty Inc

Represented By  
Ryan H Nell

Anne Marie Williams

Represented By  
Ryan H Nell

Fink & Valvo PLLC

Represented By  
Jennifer E Duty  
Eric R Deitz

Brickhaven Condominium

Represented By  
Ryan H Nell

Starr Butler Alexopoulous & Stoner

Represented By  
Julie Marquis

**Plaintiff(s):**

Gary S Hann

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, April 26, 2018**

**Hearing Room 225**

---

9:00 AM

**CONT... Gary S. Hann**

**Chapter 7**

**Trustee(s):**

Karl T Anderson (TR)

Represented By  
Leonard M Shulman  
Melissa Davis Lowe



**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, April 26, 2018**

**Hearing Room 225**

9:00 AM

**6:14-22067 Gary S. Hann**

**Chapter 7**

Adv#: 6:17-01168 Hann v. Brickhaven Condominium Association and Its Board o

**#7.00**

Hrg. on Defendant's Motion to Amend Memorandum of Points and Authorities in Support of Motion to Dismiss

(Cont. from 2/15/18)

Docket 109

**\*\*\* VACATED \*\*\* REASON: Court Denied as Moot - jc**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Gary S. Hann

Represented By  
Charles K Young

**Defendant(s):**

Karl V Fink

Represented By  
Jennifer E Duty  
Eric R Deitz

The State of Michigan

Represented By  
Michael S Hill

Bowen Equities LLC

Pro Se

Mirror Equities LLC

Pro Se

Thomas M Stulberg

Represented By  
Ryan H Nell

Aaron Selix

Represented By  
Ryan H Nell

Dewie Smith

Represented By  
Ryan H Nell

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, April 26, 2018**

**Hearing Room 225**

9:00 AM

**CONT... Gary S. Hann Chapter 7**

Starr Butler Alexopoulous & Stoner	Represented By Julie Marquis
Kay Rivest Butler	Represented By Julie Marquis
Joshua R Fink	Represented By Jennifer E Duty Eric R Deitz
Naomi E Fink	Represented By Jennifer E Duty Eric R Deitz
Old Town Realty Inc	Represented By Ryan H Nell
Anne Marie Williams	Represented By Ryan H Nell
Fink & Valvo PLLC	Represented By Jennifer E Duty Eric R Deitz
Brickhaven Condominium	Represented By Ryan H Nell
David W Schelberg	Represented By Julie Marquis

**Plaintiff(s):**

Gary S Hann Pro Se

**Trustee(s):**

Karl T Anderson (TR) Represented By  
Leonard M Shulman  
Melissa Davis Lowe

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, April 26, 2018**

**Hearing Room 225**

9:00 AM

**6:16-14960 HOMAYUN KABIR**

**Chapter 7**

Adv#: 6:16-01165 Hinshaw-Thomas v. KABIR

**#8.00**

PRE-TRIAL CONFERENCE re: Complaint by Janet Hinshaw-Thomas against Homayun Kabir. false pretenses, false representation, actual fraud)) (Brown, Tyler)

(Cont. from 10/19/17)

Docket 1

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The Court will continue the pretrial conference to August 9, 2018 at 9:00 a.m. (July 26 is unavailable; Court's calendar has been amended).

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

HOMAYUN KABIR

Represented By  
Mark D Edelbrock

**Defendant(s):**

HOMAYUN KABIR

Pro Se

**Plaintiff(s):**

Janet Hinshaw-Thomas

Represented By  
Tyler H Brown

**Trustee(s):**

Larry D Simons (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, April 26, 2018**

**Hearing Room 225**

9:00 AM

**6:16-15176 Widly, Inc.**

**Chapter 7**

Adv#: 6:17-01233 Cisneros v. Widly

**#9.00**

Status Conference re Complaint by Arturo Cisneros against John R Widly  
Nature of Suit: (91 (Declaratory judgment)

(Cont. from 2/8/18)

Docket 1

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Continue the status conference to June 28, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Widly, Inc.

Represented By  
Richard R Hurley - SUSPENDED -

**Defendant(s):**

John R Widly

Represented By  
Lawrence La Rocca

**Plaintiff(s):**

Arturo Cisneros

Represented By  
Melissa Davis Lowe

**Trustee(s):**

Arturo Cisneros (TR)

Represented By  
Elyza P Eshaghi  
Leonard M Shulman

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, April 26, 2018**

**Hearing Room 225**

9:00 AM

**6:17-19513 Terry Lee Fleming, Sr**

**Chapter 11**

Adv#: 6:17-01273 Fleming, Sr et al v. Fleming, Jr et al

**#10.00**

STATUS CONFERENCE Hearing RE: lawsuit pending in State Court to  
Bankruptcy Court  
(Notice of Removal filed 12/13/17)

**[RE: Superior Court Of The State Of California For The County Of Orange,  
Case No 30-2015-00805846-CU-FRCJC ]  
[Case: Havasu Lakeshore Investments, LLC v. Terry L. Fleming, Sr. et al., ]**

Docket 0

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will issue a scheduling order:

All discovery shall close on September 15, 2018.

All discovery motions shall be heard before October 15, 2018.

All pretrial motions (except motions in limine) shall be heard before November 15,  
2018.

A status conference is set for November 15, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Terry Lee Fleming Sr

Represented By  
James E Till

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, April 26, 2018**

**Hearing Room 225**

9:00 AM

**CONT... Terry Lee Fleming, Sr**

**Chapter 11**

**Defendant(s):**

Terry Lee Fleming Jr

Represented By  
Michael B Reynolds

Patricia Wilson-Fleming

Represented By  
Randall S. Waier

Havasu Landing LLC

Represented By  
Michael B Reynolds

**Plaintiff(s):**

Terry Lee Fleming Sr

Represented By  
James E Till  
James E Till

Havasu Lakeshore Investments

Represented By  
Martin A Eliopoulos

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, April 26, 2018**

**Hearing Room 225**

9:00 AM

**6:17-19513 Terry Lee Fleming, Sr**

**Chapter 11**

Adv#: 6:17-01272 Fleming, Sr et al v. Doucette

**#11.00**

STATUS CONFERENCE Hearing RE: lawsuit pending in State Court to  
Bankruptcy Court  
(Notice of Removal filed 12/13/17)

**[RE: Superior Court Of The State Of California For The County Of  
Riverside, Case No PSC1502480 ]**

**[Case: Havasu Lakeshore Investments, LLC v. Terry L. Fleming, Sr. et al., ]**

Docket 0

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Continue to September 13, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Terry Lee Fleming Sr

Represented By  
James E Till

**Defendant(s):**

Katherine Doucette

Represented By  
Randall S. Waier

**Plaintiff(s):**

Terry Lee Fleming Sr

Represented By  
James E Till  
James E Till  
James E Till

Havasu Lakeshore Investments

Represented By

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, April 26, 2018**

**Hearing Room 225**

9:00 AM

**CONT...**

**Terry Lee Fleming, Sr**

Martin A Eliopulos

**Chapter 11**



**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, April 26, 2018**

**Hearing Room 225**

9:00 AM

**6:17-19513 Terry Lee Fleming, Sr**  
Adv#: 6:17-01272 Fleming, Sr et al v. Doucette

**Chapter 11**

**#12.00**

Hrg. on Plaintiffs Motion filed 1/12/18 to Remand Removed Action

(Cont. from 2/8/18)

Docket 8

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Havasu Lakeshore Investments, LLC may file a reply to the Joinder in Debtor's Opposition to Motion by Havasu Lakeshore Investments, LLC for Remand on or before May 15, 2018.

Continue the hearing on the remand motion to June 13, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Terry Lee Fleming Sr

Represented By  
James E Till

**Defendant(s):**

Katherine Doucette

Represented By  
Randall S. Waier

**Movant(s):**

Havasu Lakeshore Investments

Represented By  
Martin A Eliopoulos

**Plaintiff(s):**

Terry Lee Fleming Sr

Represented By

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, April 26, 2018**

**Hearing Room 225**

---

9:00 AM

**CONT... Terry Lee Fleming, Sr**

**Chapter 11**

James E Till  
James E Till  
James E Till

Havasu Lakeshore Investments

Represented By  
Martin A Eliopulos

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, April 26, 2018**

**Hearing Room 225**

9:00 AM

**6:17-19513 Terry Lee Fleming, Sr**

**Chapter 11**

Adv#: 6:17-01272 Fleming, Sr et al v. Doucette et al

**#13.00**

Hrg on Defendants Motion For Summary Judgment or, in the Alternative, Partial Summary Judgment

Docket 21

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

As Havasu Lakeshore Investments, LLC points out in its opposition, the Motion by Terry L. Fleming, Jr. and Havasu Landing, LLC, for Summary Judgment or, in the Alternative, Partial Summary Judgment (the "Motion") was filed in the wrong adversary proceeding.

On November 15, 2017 Terry Lee Fleming, Sr. ("Debtor") filed a chapter 11 petition.

On December 13, 2017 Debtor filed a notice of removal, removing the lawsuit entitled *Havasu Lakeshore Investments, LLC v. Terry L. Fleming, Sr. et al.*, case no. PSC1502480 (the "Riverside County Action"), from the Superior Court of the State of California, County of Riverside to the United States Bankruptcy Court for the Central District of California, initiating adversary proceeding 6:17-ap-01272-MW (the "1272 Action"). According to the notice of removal the defendants in the Riverside County Action are Debtor and Katherine Doucette (plus Does), and the Riverside County Action involves Debtor's "alleged transfer of real property located at 44808 Del Dios Circle, Indian Wells, California 92210" to Katherine Doucette. A copy of the underlying complaint was not attached to the notice of removal.

Also on December 13, 2017 Debtor filed another notice of removal, removing the lawsuit entitled *Havasu Lakeshore Investments, LLC v. Terry L. Fleming, Sr. et al.*, case no. 30-2015-00805846-CU-FRCJC (the "Orange County Action") from the Superior Court of the State of California, County of Orange to the United States Bankruptcy Court for the Central District of California, initiating adversary proceeding 6:17-ap-01273-MW (the "1273 Action"). According to the notice of

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, April 26, 2018**

**Hearing Room 225**

9:00 AM

**CONT... Terry Lee Fleming, Sr**

**Chapter 11**

removal the defendants in the Orange County Action are Debtor, Patricia Wilson-Fleming, Terry L. Fleming, Jr. and Havasu Landing, LLC ("Havasus Landing") (plus Does), and the Orange County Action involves Debtor's "alleged transfer of various items of personal property, including an alleged interest in Havasu Landing and certain accounts at JPMorgan Chase Bank and Wells Fargo" to Terry L. Fleming, Jr. and Patricia Wilson-Fleming. A copy of the underlying complaint was not attached to the notice of removal.

This Motion was filed in the 1272 Action. The caption of the Motion indicates that the defendants include Terry Lee Fleming, Sr., Terry L. Fleming, Jr., Havasu Landing, LLC and Patricia Wilson-Fleming, which is confusing because these are the defendants in the 1273 Action adversary proceeding, not the 1272 Action that the Motion was filed in. The Motion also notes that "this action was removed from Superior Court for the State of California, County of Orange, *Havasus Lakeshore Investments, LLC v. Terry L Fleming, Sr., et al.*, Case No. 30-2015-00805846-CU-FR-CJC," which action relates to the 1273 Action, not the 1272 Action that the Motion was filed in.

Because the Motion was filed in the wrong adversary proceeding, the Court denies the Motion without prejudice. The Motion may be refiled in the correct adversary proceeding.

RESPONDENT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Terry Lee Fleming Sr

Represented By  
James E Till

**Defendant(s):**

Katherine Doucette

Represented By  
Randall S. Waier

Havasus Landing, LLC

Represented By  
Michael B Reynolds

Terry Fleming, Jr.

Represented By

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, April 26, 2018**

**Hearing Room 225**

9:00 AM

**CONT... Terry Lee Fleming, Sr**

Michael B Reynolds

**Chapter 11**

**Plaintiff(s):**

Terry Lee Fleming Sr

Represented By  
James E Till  
James E Till  
James E Till

Havasu Lakeshore Investments

Represented By  
Martin A Eliopulos

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, April 30, 2018**

**Hearing Room 6C**

9:00 AM

**8:14-16984 Sunny Hoss**

**Chapter 13**

**#1.00**

CONT'D Motion for relief from stay [Real Property]

Bank Of America, N.A. vs. DEBTOR  
(Motion filed 2/13/18)

**[RE: 25 Hunter, Irvine, CA 92620]**

FR: 3-26-18

Docket 54

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - PER STIPULATION  
AND ORDER RE: ADEQUATE PROTECTION AGREEMENT  
ENTERED 4-11-18 - (Docket No. [62])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Sunny Hoss

Represented By  
Peter Rasla

**Movant(s):**

Bank of America, N.A.

Represented By  
Brandye N Foreman  
Taka D Hudson  
Luisa M Amador  
Robert T Phifer  
Christina J O

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, April 30, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-13025 Abraham Hamideh and Randa Hamida**

**Chapter 13**

**#2.00**

CONT'D Motion for relief from stay [Personal Property]

Toyota Motor Credit Corporation, A Servicing Agent For Toyota Lease Trust vs.  
DEBTORS  
(Motion filed 2/21/18)

**[RE: 2015 Toyota Prius - VIN No.: JTDKDTB37F1109225]**

FR: 3-26-18

Docket 34

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - STIPULATION AND  
ORDER ENTERED 4-27-18 - (Docket No. [45])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Abraham Hamideh

Represented By  
Joseph M Hoats

**Joint Debtor(s):**

Randa Hamida

Represented By  
Joseph M Hoats

**Movant(s):**

Toyota Motor Credit Corporation,

Represented By  
Austin P Nagel

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, April 30, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-10013 Fred Asafu-Adjaye and Esther Asafu-Adjaye**

**Chapter 11**

**#3.00**

CONT'D Motion for relief from stay [Real Property]

Wells Fargo Bank, N.A., vs. DEBTOR  
(Motion filed 2/26/18)

**[RE: 28841 Yosemite PL Canyon Lake, CA 92587]**

FR: 3-26-18

Docket 28

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - SETTLED BY  
STIPULATION FOR ADEQUATE PROTECTION - ORDER ENTERED 4-  
17-18 (Docket No. [45])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Fred Asafu-Adjaye

Represented By  
Kevin Tang

**Joint Debtor(s):**

Esther Asafu-Adjaye

Represented By  
Kevin Tang

**Movant(s):**

WELLS FARGO BANK, N.A.

Represented By  
Dane W Exnowski



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, April 30, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-14396 Styles For Less, Inc., a California corporation**

**Chapter 11**

**#4.00**

Hearing RE: Debtor's Motion For Order Partially Disallowing Claim:  
(Motion filed 3/28/18)

Claim No. 363	Arizona Public Service	\$2,589.16
	(Partial Amount:	\$1,160.16)

Docket 304

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the motion and partially disallow Claim No. 363 by \$1,160.16.

DEBTOR TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Styles For Less, Inc., a California

Represented By

Marc J Winthrop

Andrew B Levin

Garrick A Hollander

Marvin Maurice Oliver

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, April 30, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-14396 Styles For Less, Inc., a California corporation**

**Chapter 11**

**#5.00**

Hearing RE: Debtor's Motion For Order Disallowing Claim:  
(Motion filed 3/28/18)

Claim No. 349      Franchise Tax Board      \$800.00

Docket      306

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - NOTICE OF  
OMNIBUS WITHDRAWAL OF DEBTOR'S OBJECTIONS TO CLAIMS  
FILED 4-17-18 - (Docket No. [388])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Styles For Less, Inc., a California

Represented By

Marc J Winthrop

Andrew B Levin

Garrick A Hollander

Marvin Maurice Oliver

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, April 30, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-14396 Styles For Less, Inc., a California corporation**

**Chapter 11**

**#6.00**

Hearing RE: Debtor's Motion For Order Disallowing Claim:  
(Motion filed 3/28/18)

Claim No. 403      Bexar County      \$3,982.61

Docket      308

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the motion and disallow Claim No. 403 in its entirety.

DEBTOR TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Styles For Less, Inc., a California

Represented By

Marc J Winthrop

Andrew B Levin

Garrick A Hollander

Marvin Maurice Oliver

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, April 30, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-14396 Styles For Less, Inc., a California corporation**

**Chapter 11**

**#7.00**

Hearing RE: Debtor's Motion For Order Partially Disallowing Claim:  
(Motion filed 3/28/18)

Claim No. 335	Waste Management Of Arizona, Inc.	\$1,038.73
	(Partial Amount:	\$272.01)

Docket 310

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the motion and partially disallow Claim No. 335 by \$272.01.

DEBTOR TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Styles For Less, Inc., a California

Represented By

Marc J Winthrop

Andrew B Levin

Garrick A Hollander

Marvin Maurice Oliver

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, April 30, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-14396 Styles For Less, Inc., a California corporation**

**Chapter 11**

**#8.00**

Hearing RE: Debtor's Motion For Order Disallowing Claim:  
(Motion filed 3/28/18)

Claim No. 274      Texas Comptroller Of Public Accounts      \$76,902.00

Docket      312

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the motion and disallow Claim No. 274 in its entirety.

DEBTOR TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Styles For Less, Inc., a California

Represented By

Marc J Winthrop

Andrew B Levin

Garrick A Hollander

Marvin Maurice Oliver

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, April 30, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-14396 Styles For Less, Inc., a California corporation**

**Chapter 11**

**#9.00**

Hearing RE: Debtor And Debtor-in-Possession's Motion For Order Disallowing Claim:  
(Motion filed 3/28/18)

Claim No. 422      GTT Communications, Inc.      \$152,052.14

Docket      314

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO MAY 7, 2018 AT 2:00 P.M. PER ORDER APPROVING STIPULATION TO CONTINUE HEARING ENTERED 4-17-18 - (Docket No. [387])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Styles For Less, Inc., a California

Represented By

Marc J Winthrop

Andrew B Levin

Garrick A Hollander

Marvin Maurice Oliver

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, April 30, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-14396 Styles For Less, Inc., a California corporation**

**Chapter 11**

**#10.00**

CONT'D Hearing RE: Renewal Use Of Cash Collateral  
(Motion filed 11/7/17) (Set per Order Entered 12/12/17)

FR: 1-5-18; 1-12-18; 2-26-18; 4-9-18

Docket 5

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will inquire into the status of this matter.

**Party Information**

**Debtor(s):**

Styles For Less, Inc., a California

Represented By

Marc J Winthrop

Andrew B Levin

Garrick A Hollander

Marvin Maurice Oliver

**Movant(s):**

Styles For Less, Inc., a California

Represented By

Marc J Winthrop

Marc J Winthrop

Andrew B Levin

Andrew B Levin

Garrick A Hollander

Garrick A Hollander

Marvin Maurice Oliver

Marvin Maurice Oliver

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, April 30, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-14396 Styles For Less, Inc., a California corporation**

**Chapter 11**

**#11.00**

CONT'D STATUS CONFERENCE Hearing RE: (1) Status Of Chapter 11 Case;  
And (2) Requiring Report On Status Of Chapter 11 case  
(Petition filed 11/6/17)

FR: 1-17-18; 2-26-18; 4-9-18

Docket 27

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Debtor's status report was very helpful to the Court.

The Court will inquire into compliance with United States Trustee guidelines and requirements.

Next status conference: August 1, 2018 at 9:00 a.m. with an updated status report due July 24, 2018.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Styles For Less, Inc., a California

Represented By

Marc J Winthrop

Andrew B Levin

Garrick A Hollander

Marvin Maurice Oliver



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, April 30, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-14396 Styles For Less, Inc., a California corporation**

**Chapter 11**

**#12.00**

Hearing RE: Debtor And Debtor-In-Possession's Motion For Order Disallowing Claim:  
(Motion filed 3/30/18)

Claim No. 322      Reliant Energy Retail Services, Inc.      \$16,755.73

Docket      333

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the motion and disallow Claim No. 322 in its entirety.

DEBTOR TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Styles For Less, Inc., a California

Represented By

Marc J Winthrop

Andrew B Levin

Garrick A Hollander

Marvin Maurice Oliver

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, April 30, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-14396 Styles For Less, Inc., a California corporation**

**Chapter 11**

**#13.00**

Hearing RE: Debtor And Debtor-in-Possession's Omnibus Motion For Order Partially Disallowing Claims As Satisfied In Accordance With 11 U.S.C. Section 365(d)(3):  
(Motion filed 3/30/18)

Claim No. 424 Cole MT San Jose CA, LP \$26,668.72  
**\*\*\*\*\*OFF CALENDAR - CLAIM NO. 424 ONLY - NOTICE OF OMNIBUS  
WITHDRAWAL FILED 4/17/18 - Docket No. [388]**

Claim No. 326 Craig Realty Group-Anthem, L.P. \$43,980.88  
**\*\*\*\*\*OFF CALENDAR - CLAIM NO. 424 ONLY - NOTICE OF OMNIBUS  
WITHDRAWAL FILED 4/17/18 - Docket No. [388]**

Claim No. 80 Donahue Schriber Realty Group, LP \$116,191.64  
(as amended)  
**\*\*\*\*\*OFF CALENDAR - CLAIM NO. 80 (AS AMENDED) ONLY - NOTICE OF  
OMNIBUS WITHDRAWAL FILED 4/17/18 - Docket No. [388]**

Claim No. 86 DS Paso Crossing, LLC \$92,514.92  
(as amended)  
**\*\*\*\*\*OFF CALENDAR - CLAIM NO. 86 (AS AMENDED) ONLY - NOTICE OF  
OMNIBUS WITHDRAWAL FILED 4/17/18 - Docket No. [388]**

Clam No. 333 ERGS XIV REO Owner, LLC \$70,478.67  
**\*\*\*\*\*OFF CALENDAR - CLAIM NO. 333 ONLY - NOTICE OF OMNIBUS  
WITHDRAWAL FILED 4/17/18 - Docket No. [388]**

Claim No. 434 Foothill Pacific Town Centre \$9,160.20  
**\*\*\*\*\*OFF CALENDAR - CLAIM NO. 434 ONLY - NOTICE OF OMNIBUS  
WITHDRAWAL FILED 4/17/18 - Docket No. [388]**

Claim No. 396 FW CA-Mariposa Gardens \$33,779.60  
Shopping Center, LLC

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, April 30, 2018**

**Hearing Room 6C**

9:00 AM

CONT...

	<b>Styles For Less, Inc., a California corporation</b>	<b>Chapter 11</b>
Claim No. 233	GRI Park Plaza, LLC	\$170,968.68
Claim No. 331	Manteca Lifestyles Center, LLC	\$53,664.53
	<b>*****OFF CALENDAR - CLAIM NO. 331 ONLY - NOTICE OF OMNIBUS WITHDRAWAL FILED 4/17/18 - Docket No. [388]</b>	
Claim No. 11 (as amended)	Meadowood Mall SPE, LLC	\$272,796.45
	<b>*****OFF CALENDAR - CLAIM NO. 11 (AS AMENDED) ONLY - NOTICE OF OMNIBUS WITHDRAWAL FILED 4/17/18 - Docket No. [388]</b>	
Claim No. 313	MGP IX Properties LLC	\$47,560.05
Claim No. 314	MGP X Properties LLC	\$42,106.00
Claim No. 315	MWMGP IX Properties LLC	\$79,050.82
Claim No. 87 (as amended)	Peter P. Bollinger Investment Company, LLC	\$157,626.94
Claim No. 270 (as amended)	SARM Five Points Plaza, LLC	\$210,079.52
Claim No. 14 (as amended)	Simon Financing Partnership, LP	\$51,792.45
	<b>*****OFF CALENDAR - CLAIM NO. 14 (AS AMENDED) ONLY - NOTICE OF OMNIBUS WITHDRAWAL FILED 4/17/18 - Docket No. [388]</b>	
Claim No. 89 (as amended)	Sunrise Mall Property LLC	\$92,433.26
	<b>*****OFF CALENDAR - CLAIM NO. 89 (AS AMENDED) ONLY - NOTICE OF OMNIBUS WITHDRAWAL FILED 4/17/18 - Docket No. [388]</b>	
Claim No. 418	Teachers Insurance and Annuity Association of America	\$699,140.09
	<b>*****OFF CALENDAR - CLAIM NO. 418 ONLY - NOTICE OF WITHDRAWAL FILED 4/23/18 - Docket No. [391]</b>	

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, April 30, 2018**

**Hearing Room 6C**

9:00 AM

CONT...

**Styles For Less, Inc., a California corporation Chapter 11**

Claim No. 402 U.S. Bank, National Association, as Trustee, \$60,999.84  
in trust for the registered holders of Banc of  
America Merrill Lynch Commercial Mortgage Inc.,  
Commercial Mortgage Pass-Through Certificates,  
Series 2007-1

**\*\*\*\*\*OFF CALENDAR - CLAIM NO. 402 ONLY - NOTICE OF OMNIBUS  
WITHDRAWAL FILED 4/17/18 - Docket No. [388]**

Claim No. 296 Yacoel 2015 Partners LP and \$89,277.56  
Ridgeview Reno LLC

**\*\*\*\*\*OFF CALENDAR - CLAIM NO. 296 ONLY - NOTICE OF WITHDRAWAL  
FILED 4/16/18 - Docket No. [386]]**

Docket 335

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant as to all claim objections except (1) the objection to FW CA-Mariposa Garden's claim (as to that claim, the Court will inquire whether Debtor stopped payment on the payment check mailed to that creditor) and (2) claims with respect to which a notice of withdrawal was filed (provided, however, that the Court will deem such withdrawal as to be with prejudice).

DEBTOR TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Styles For Less, Inc., a California

Represented By

Marc J Winthrop

Andrew B Levin

Garrick A Hollander

Marvin Maurice Oliver

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, April 30, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-14396 Styles For Less, Inc., a California corporation**

**Chapter 11**

**#14.00**

Hearing RE: Debtor and Debtor-in-Possession's Omnibus Motion For Order  
Disallowing Claims:  
(Motion filed 3/30/18)

Claim No. 450	Travelers Indemnity Company And Its Property Casualty Insurance Affiliates	Unliquidated Claim
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Claim No. 451	Travelers Indemnity Company And Its Property Casualty Insurance Affiliates	Unliquidated Claim
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Docket 331

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the motion and disallow Claim Nos. 450 and 451 in their entirety.

DEBTOR TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Styles For Less, Inc., a California

Represented By  
Marc J Winthrop  
Andrew B Levin  
Garrick A Hollander  
Marvin Maurice Oliver

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, April 30, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-14396 Styles For Less, Inc., a California corporation**

**Chapter 11**

**#15.00**

Hearing RE: Debtor's Motion For Order Partially Disallowing Claim:  
(Motion filed 3/30/18)

Claim No. 13	Premium Outlet Partners, L.P.	\$16,669.17
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Docket 323

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the motion and partially disallow Claim No. 13 in the amount of \$5,726.75  
(administrative rent claim).

DEBTOR TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Styles For Less, Inc., a California

Represented By

Marc J Winthrop

Andrew B Levin

Garrick A Hollander

Marvin Maurice Oliver

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, April 30, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-14396 Styles For Less, Inc., a California corporation**

**Chapter 11**

**#16.00**

Hearing RE: Debtor's Motion For Order Partially Disallowing Claim:  
(Motion filed 3/30/18)

Claim No. 219      Excel Monte Vista LP      \$219,083.28

Docket      325

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the motion and partially disallow Claim No. 219 in the amount of \$98,410.16  
(administrative rent claim).

DEBTOR TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Styles For Less, Inc., a California

Represented By

Marc J Winthrop

Andrew B Levin

Garrick A Hollander

Marvin Maurice Oliver

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, April 30, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-14396 Styles For Less, Inc., a California corporation**

**Chapter 11**

**#17.00**

Hearing RE: Debtor's Motion For Order Partially Disallowing Claim:  
(Motion filed 3/30/18)

Claim No. 227                      BPP Southern Palm LLC                      \$204,518.30

Docket      327

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the motion and partially disallow Claim No. 227 in the amount of \$10,887.96  
(administrative rent claim).

DEBTOR TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Styles For Less, Inc., a California

Represented By

Marc J Winthrop

Andrew B Levin

Garrick A Hollander

Marvin Maurice Oliver



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, April 30, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-14396 Styles For Less, Inc., a California corporation**

**Chapter 11**

**#18.00**

Hearing RE: Debtor's Motion For Order Partially Disallowing Claim:  
(Motion filed 3/30/19)

Claim No. 232      Tracy Mall Partners, L.P.      \$212.00

Docket      329

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the motion and partially disallow Claim No. 232 in the amount of \$212.00  
(administrative rent claim).

DEBTOR TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Styles For Less, Inc., a California

Represented By

Marc J Winthrop

Andrew B Levin

Garrick A Hollander

Marvin Maurice Oliver

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, April 30, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-14396 Styles For Less, Inc., a California corporation**

**Chapter 11**

**#19.00**

Hearing RE: Debtor's Motion For Order Approving Compromise Of Controversy  
With Wells Fargo Bank, N.A.  
(Motion filed 4/6/18)

Docket 374

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the motion.

DEBTOR TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Styles For Less, Inc., a California

Represented By

Marc J Winthrop

Andrew B Levin

Garrick A Hollander

Marvin Maurice Oliver

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, April 30, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-14396 Styles For Less, Inc., a California corporation**

**Chapter 11**

**#20.00**

Hearing RE: Debtor's Motion For Order Approving The Sale Of Intellectual Property Assets Of The Estate Free And Clear Of Liens, Claims, And Interests Pursuant To 11 U.S.C. Section 363 (Motion filed 4/6/18)

Docket 368

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the motion.

DEBTOR TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Styles For Less, Inc., a California

Represented By

Marc J Winthrop

Andrew B Levin

Garrick A Hollander

Marvin Maurice Oliver

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, April 30, 2018**

**Hearing Room 6C**

2:00 PM

**8:14-15938 Advanced Biomedical, Inc.**

**Chapter 11**

**#1.00**

Hearing RE: Omnibus Motion For Order Disallowing Claims Which Are Not Obligations Of The Debtor Pursuant To 11 U.S.C. Section 502 And For Disgorgement Of Plan Distributions Pursuant To 11 U.S.C. Section 105: (Motion filed 3/28/18)

Scheduled Claim:	Bank Of America	\$90,418.49
Scheduled Claim:	Bank Of America	\$16,766.87
Scheduled Claim:	Bank Of America	\$2,606.05
Scheduled Claim:	Bank Of America	\$737.02
Scheduled Claim:	Quest Diagnostics	\$1,388.67
Scheduled Claim:	Quest Diagnostics	\$23,751.31

Docket 525

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the motion in part. Disallow claims in full. The Court declines to order disgorgement at this time. FRBP 7001(1).

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, April 30, 2018**

**Hearing Room 6C**

2:00 PM

**CONT... Advanced Biomedical, Inc.**

**Chapter 11**

**Debtor(s):**

Advanced Biomedical, Inc.

Represented By  
Asa W Markel  
Dixon Gardner  
Robert S Marticello  
Philip E Strok  
Kyra E Andrassy

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, April 30, 2018**

**Hearing Room 6C**

2:00 PM

**8:17-13152 Se Y Oh**

**Chapter 11**

**#2.00**

CONT'D Hearing RE: Motion By U.S. Trustee To Dismiss Or Convert Case Pursuant To 11 U.S.C. 1112(b); And Request For Judgment For Quarterly Fees Due And Payable To The United States Trustee At The Time Of The Hearing; (Motion filed 12/19/17)

FR: 10-18-17; 1-29-18; 3-5-18

Docket 43

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

If the Debtor stipulates to dismissal, the Court will grant the UST's motion to dismiss.

UNITED STATES TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Se Y Oh

Represented By  
Stephen R Wade  
Richard H Lee

**Movant(s):**

United States Trustee (SA)

Represented By  
Queenie K Ng

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, April 30, 2018**

**Hearing Room 6C**

2:00 PM

**8:17-13152 Se Y Oh**

**Chapter 11**

**#3.00**

Hearing RE: Application For Payment Of Final Fees And/Or Expenses For The Period From June 5, 2017 To Present  
(Application filed 4/6/18)

**[RE: LAW OFFICES OF STEPHEN R. WADE, P.C. - Attorney for Debtor]  
[Fees: \$27,582.50; Expenses: \$2,570.18]**

Docket 96

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court's order approving Mr. Wade's employment entered February 5, 2018 was retroactive to services rendered on or after November 22, 2017. However, the application seeks approval for \$507.50 for unpaid prepetition services plus \$1,402.50 for fees for services rendered on August 7, 2017.

The Court will reduce fees by 75 percent of these amounts, or \$1,432.50.

Approve fees of \$26,150.00 and costs of \$2,570.16.

APPLICANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Se Y Oh

Represented By  
Stephen R Wade  
Richard H Lee

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, April 30, 2018**

**Hearing Room 6C**

2:00 PM

**8:11-18693 Private Asset Group, Inc**

**Chapter 7**

**#4.00**

Hearing RE: Chapter 7 Trustee's Motion For Order Authorizing Compromise Of Controversy With Charles Daff, The Predecessor Chapter 7 Trustee, Pursuant To Federal Rule Of Bankruptcy Procedure 9019 (Motion filed 3/14/18) (Opposition filed 3/30/18) (Set per Notice of Hearing filed 4/3/18)

Docket 789

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the motion.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Private Asset Group, Inc

Represented By  
Matthew E Faler - SUSPENDED -

**Trustee(s):**

Peter J Mastan (TR)

Represented By  
Thomas H Casey  
Steve Burnell  
Lei Lei Wang Ekvall  
Autumn D Spaeth ESQ



**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, May 1, 2018**

**Hearing Room 225**

9:00 AM

**6:18-11428 Courtney St James**

**Chapter 7**

**#1.00**

Cooksey, Toolen, Gage, Duffy & Woog - movant attorney

Motion for relief from stay

AMERICAN FINANCIAL SERVICES INC vs Debtor  
(Motion filed 4/3/18)

RE: 2016 Kia Sedona, VIN KNDMB5C1XG6084039

Docket 8

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The motion is granted pursuant to 11 U.S.C. §§ 362(d)(1) and (d)(2) to permit movant, its successors, transferees and assigns, to enforce its remedies to repossess or otherwise obtain possession and dispose of its collateral pursuant to applicable law, and to use the proceeds from its disposition to satisfy its claim, *unless* the debtor pays all arrearages in full on or before the hearing date on this matter. Movant may not pursue any deficiency claim against the debtor or the estate except by filing a proof of claim pursuant to 11 U.S.C. § 501.

The 14-day stay provided by Rule 4001(a)(3) is waived.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Courtney St James

Represented By  
Daniel King

**Trustee(s):**

Lynda T. Bui (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

Tuesday, May 1, 2018

Hearing Room 225

2:00 PM

6:15-13757 Ruth Maldonado

Chapter 7

#1.00

Hrg on Trustee's Final Report and Applications for Compensation

Docket 40

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

In a case under chapter 7 or 11, the court may allow reasonable compensation under § 330 to the trustee for the trustee's services, payable after the trustee renders such services, not to exceed 25% on the first \$5,000 or less, 10% on any amount in excess of \$5,000 but not in excess of \$50,000, 5% on any amount in excess of \$50,000 but not in excess of \$1,000,000, and reasonable compensation not to exceed 3% of such moneys in excess of \$1,000,000, upon all moneys disbursed or turned over in the case by the trustee to parties in interest, excluding the debtor, but including holders of secured claims. 11 U.S.C. § 326(a).

The Court finds that the Trustee's requested compensation meets the requirements of 11 U.S.C. § 326(a) and represents reasonable compensation for actual, necessary services rendered in the administration of this estate.

The compensation is approved as to the Trustee, with fees in the amount of \$7,000.00 and expenses in the amount of \$241.40.

The compensation is approved as to Marshack Hays, LLP, with fees in the amount of \$13,829.00 and expenses in the amount of \$632.68.

The compensation is approved as to Hahn Fife, with fees in the amount of \$1,668.00 and expenses in the amount of \$251.50.

CHAPTER 7 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Ruth Maldonado

Pro Se

**Trustee(s):**

Charles W Daff (TR)

Represented By

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, May 1, 2018**

**Hearing Room 225**

---

2:00 PM

**CONT...**

**Ruth Maldonado**

D Edward Hays  
David Wood

**Chapter 7**

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, May 1, 2018**

**Hearing Room 225**

2:00 PM

**6:16-21222 Ivan Acosta**

**Chapter 7**

**#2.00**

Hrg. on trustee's final report; applications for compensation

Docket 0

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

In a case under chapter 7 or 11, the court may allow reasonable compensation under § 330 to the trustee for the trustee's services, payable after the trustee renders such services, not to exceed 25% on the first \$5,000 or less, 10% on any amount in excess of \$5,000 but not in excess of \$50,000, 5% on any amount in excess of \$50,000 but not in excess of \$1,000,000, and reasonable compensation not to exceed 3% of such moneys in excess of \$1,000,000, upon all moneys disbursed or turned over in the case by the trustee to parties in interest, excluding the debtor, but including holders of secured claims. 11 U.S.C. § 326(a).

The Court finds that the Trustee's requested compensation meets the requirements of 11 U.S.C. § 326(a) and represents reasonable compensation for actual, necessary services rendered in the administration of this estate.

The compensation is approved as to the Trustee, with fees in the amount of \$542.25 and expenses in the amount of \$33.79.

CHAPTER 7 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Ivan Acosta

Represented By  
Todd L Turoci

**Trustee(s):**

Todd A. Frealy (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, May 1, 2018**

**Hearing Room 225**

2:00 PM

**6:18-12371 Landview Investment Co**

**Chapter 7**

**#3.00**

Hrg on Order to Show Cause re Dismissal

Docket 1

**\*\*\* VACATED \*\*\* REASON: Case Dismissed 4/11/18 - jc**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Landview Investment Co

Pro Se

**Trustee(s):**

Charles W Daff (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, May 2, 2018**

**Hearing Room 6C**

9:00 AM

**8:14-11729 Richard Clark Farrell**

**Chapter 7**

Adv#: 8:16-01204 Naylor v. Farrell et al

**#1.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint:

1. For An Accounting;
2. To Avoid Actual Fraudulent Transfers;
3. To Avoid Constructively Fraudulent Transfers;
4. To Recover Property Fraudulently Transferred;
5. For Turnover Of Property Of The Estate; And,
6. For Equitable Subordination Of The Claim Of Richard E. Farrell  
(Complaint filed 9/16/16)

FR: 12-7-16; 5-31-17; 10-4-17; 11-29-17; 3-28-18

Docket 1

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO MAY 9, 2018 AT 9:00  
A.M. PER ORDER APPROVING STIPULATION ENTERED 4-2-18 -  
(Docket No. [32])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Richard Clark Farrell

Represented By  
Michael G Spector  
William M. Hulsy  
Michael R Adele

**Defendant(s):**

Richard C. Farrell

Pro Se

Richard E. Farrell

Pro Se

Irma Farrell

Pro Se

C3 Lighting Solutions, Inc.

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, May 2, 2018**

**Hearing Room 6C**

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9:00 AM

**CONT... Richard Clark Farrell**

**Chapter 7**

**Plaintiff(s):**

Karen Sue Naylor

Represented By  
Nanette D Sanders  
Brian R Nelson

**Trustee(s):**

Karen S Naylor (TR)

Represented By  
Nanette D Sanders  
Brian R Nelson  
Robert P Goe

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, May 2, 2018

Hearing Room 6C

9:00 AM

**8:15-12009 Marlon B. Buttram**

**Chapter 7**

Adv#: 8:17-01218 California Franchise Tax Board v. Buttram et al

**#2.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint To Determine Dischargeability Of Debt Pursuant To 11 U.S.C. Section 523(a)(1)(B)(i) (Complaint filed 11/7/17)

FR: 1-31-18

Docket 1

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - STIPULATION AND ORDER DISMISSING ADVERSARY PROCEEDING ENTERED 4-23-18 - (Docket No. [13])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Marlon B. Buttram

Represented By  
Steven B Lever

**Defendant(s):**

Marlon Buttram

Represented By  
Lisa Nelson

Ronnell Buttram

Represented By  
Lisa Nelson

**Joint Debtor(s):**

Ronnell L. Buttram

Represented By  
Steven B Lever

**Plaintiff(s):**

California Franchise Tax Board

Represented By  
Suman Mathews



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, May 2, 2018**

**Hearing Room 6C**

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9:00 AM

**CONT... Marlon B. Buttram**

**Chapter 7**

**Trustee(s):**

Richard A Marshack (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, May 2, 2018**

**Hearing Room 6C**

9:00 AM

**8:16-11202 QF Liquidation Inc.**

**Chapter 11**

**#3.00**

CONT'D STATUS CONFERENCE Hearing RE: (1) Status Of Chapter 11 Case;  
And (2) Requiring Report On Status Of Chapter 11 case  
(Petition filed 3/22/16)

FR: 6-1-16; 8-24-16; 10-12-16; 1-25-17; 2-8-17; 5-31-17; 10-18-17; 1-31-18

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will inquire into compliance with United States Trustee guidelines and requirements and invite the Debtor to select an available date for a disclosure statement hearing (and, if necessary, file an amended disclosure statement to take account of recent events such as the BOE settlement).

Next status conference: August 1, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

QF Liquidation Inc.

Represented By  
Marshall J Hogan  
Victor A Vilaplana

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 5C Calendar**

**Wednesday, May 2, 2018**

**Hearing Room 5C**

9:00 AM

**8:16-14257 Shannon Marie Magness**

**Chapter 7**

Adv#: 8:17-01076      The William G. Joiner Trust Dated 2/6/02 v. Magness et al

**#4.00**

CONT'D PRE-TRIAL CONFERENCE Hearing RE: Complaint For Exception To Discharge Under 11 U.S.C. Section 523  
(Complaint filed 5/15/17)  
(PTC set at S/C held 8/2/17)

FR: 8-2-17; 3-28-18

Docket      0

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will adopt plaintiff's proposed pretrial order.

Witnesses and exhibits will be limited to those set forth in plaintiff's proposed pretrial order.

The Court will require that direct testimony be made by declarations. All declarations shall be filed on or before June 15, 2018.

Trial briefs shall be filed on or before July 15, 2018.

The Court will hold a status conference on August 1, 2018 at 9:00 a.m. to set trial dates.

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Shannon Marie Magness

Pro Se

**Defendant(s):**

Shannon Marie Magness

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 5C Calendar**

**Wednesday, May 2, 2018**

**Hearing Room**

**5C**

---

9:00 AM

**CONT... Shannon Marie Magness**

**Chapter 7**

Kelly Scott Johnson

Pro Se

**Joint Debtor(s):**

Kelly Scott Johnson

Pro Se

**Plaintiff(s):**

The William G. Joiner Trust Dated

Represented By  
Meghan C Sherrill  
Penelope Parmes  
Michael E McCarthy

**Trustee(s):**

Richard A Marshack (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, May 2, 2018**

**Hearing Room 6C**

2:00 PM

**8:16-14461 Blue Light Capital Corp**

**Chapter 11**

**#1.00**

CONT'D STATUS CONFERENCE Hearing RE: (1) Status Of Chapter 11 Case;  
And (2) Requiring Report On Status Of Chapter 11 Case  
(Petition filed 10/28/16)

FR: 2-8-17; 5-3-17; 7-26-17; 9-13-17; 12-5-17; 2-14-18

Docket 1

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Continue the status conference to August 1, 2018 at 9:00 a.m. with an updated status report due July 15, 2018.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Blue Light Capital Corp

Represented By  
Alan M Lurya

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, May 3, 2018**

**Hearing Room 225**

9:00 AM

**6:15-21881 Issa Ibrahim Awad**

**Chapter 7**

Adv#: 6:16-01247 Western Union Financial Services, Inc. v. Awad

**#1.00**

STATUS CONFERENCE re: Complaint by Western Union Financial Services, Inc. against Issa Ibrahim Awad. fraud as fiduciary, embezzlement, larceny),(68 (Dischargeability - 523(a)(6), willful and malicious injury),(62 (Dischargeability - 523(a)(2), false pretenses, false representation, actual fraud))

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will set this case for trial on August 21, 2018 at 9:00 a.m. Trial will commence promptly at 9:00 a.m., go to noon, re-commence at 1:30 p.m. and go to 4:30 p.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Issa Ibrahim Awad

Represented By  
Chris Scarcella

**Defendant(s):**

Issa Ibrahim Awad

Represented By  
James Husen

**Plaintiff(s):**

Western Union Financial Services,

Represented By  
Ross A Spector

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, May 3, 2018**

**Hearing Room 225**

---

9:00 AM

**CONT... Issa Ibrahim Awad**

**Chapter 7**

**Trustee(s):**

Karl T Anderson (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, May 3, 2018**

**Hearing Room 225**

9:00 AM

**6:16-12645 Frank Bagheritarie**

**Chapter 7**

Adv#: 6:17-01192 Zagros Horizons USA, Inc. v. Bagheritarie

**#2.00**

Hrg on Defendant's Motion to Dismiss Adversary Proceeding

(Cont. from 1/11/18)

Docket 7

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Continue to August 30, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Frank Bagheritarie

Represented By  
Neil R Hedtke

**Defendant(s):**

Frank Bagheritarie

Represented By  
Varand Gourjian

**Plaintiff(s):**

Zagros Horizons USA, Inc.

Represented By  
Dina Farhat  
Paymon Bidari

**Trustee(s):**

John P Pringle (TR)

Represented By  
Wesley H Avery



**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, May 3, 2018**

**Hearing Room 225**

9:00 AM

**6:16-12645 Frank Bagheritarie**

**Chapter 7**

Adv#: 6:17-01192 Zagros Horizons USA, Inc. v. Bagheritarie

**#3.00**

STATUS CONFERENCE Re: Complaint for: 1. Declaratory relief 2. Preliminary injunction 3. Avoidance and recovery of actual fraudulent transfers (11 U.S.C. §§ 548(1)(A) and 550) 4. Avoidance and recovery of actual fraudulent transfers (CCP §3439) 5. Avoidance and recovery of constructive fraudulent transfer (11 U.S.C. §§5549(a)(1)(B) and 550)

(Cont. from 1/1/18)

Docket 1

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The parties shall lodge a mediation order on or before June 15, 2018 with the names of the mediator and alternate mediator.

Continue the status conference to August 30, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Frank Bagheritarie

Represented By  
Neil R Hedtke

**Defendant(s):**

Frank Bagheritarie

Represented By  
Varand Gourjian

**Plaintiff(s):**

Zagros Horizons USA, Inc.

Represented By

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, May 3, 2018**

**Hearing Room 225**

---

9:00 AM

**CONT... Frank Bagheritarie**

**Chapter 7**

Dina Farhat  
Paymon Bidari

**Trustee(s):**

John P Pringle (TR)

Represented By  
Wesley H Avery

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, May 3, 2018**

**Hearing Room 225**

2:00 PM

**6:16-15248 Murray Altman**

**Chapter 11**

**#1.00**

Hrg. on Chapter 11 Status Conference

(Cont. from 1/9/18)

Docket 0

**\*\*\* VACATED \*\*\* REASON: Cont. to 3:00 p.m. calendar - jc**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Murray Altman

Represented By  
Andrew S Bisom

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, May 3, 2018**

**Hearing Room 225**

3:00 PM

**6:16-15248 Murray Altman**

**Chapter 11**

**#1.00**

Hrg. on Chapter 11 Status Conference

(Cont. from 1/9/18)

Docket 0

**\*\*\* VACATED \*\*\* REASON: Cont. to 5/31/18 @ 2:00 p.m. -**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Murray Altman

Represented By  
Andrew S Bisom

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, May 7, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-10575 Daniel Eugene Williams and Linda Cuevas Williams**

**Chapter 7**

**#1.00**

Motion for relief from stay [Real Property]

Seterus, Inc. As The Authorized Subservicer For Federal National Mortgage Association ("Fannie Mae"), Its Successors And/Or Assigns vs. DEBTORS (Motion filed 4/10/18)

**[RE: 17776 Buena Vista Avenue, Yorba Linda, California 92886]**

Docket 12

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The motion is granted pursuant to 11 U.S.C. § 362(d)(2) to permit movant, its successors, transferees and assigns, to enforce its remedies to foreclose upon and obtain possession of the subject property in accordance with applicable law, *unless* the debtor pays all arrearages in full on or before the hearing date on this matter. Movant may not pursue any deficiency claim against the debtor or the estate except by filing a proof of claim pursuant to 11 U.S.C. § 501.

The 14-day stay provided by Rule 4001(a)(3) is waived.

Also, grant the following relief:

- Box 3. Movant, or its agents, may, at its option, offer, provide and enter into a potential forbearance agreement, loan modification, refinance agreement or other loan workout or loss mitigation agreement. Movant, through its servicing agent, may contact the Debtor by telephone or written correspondence to offer such an agreement.

- Box 12. Upon entry of the order, for purposes of Cal. Civ. Code § 2923.5, the Debtor is a borrower as defined in Cal. Civ.Code § 2920.5(c)(2)(C).

**MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.**

**Party Information**

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, May 7, 2018**

**Hearing Room      6C**

9:00 AM

**CONT...      Daniel Eugene Williams and Linda Cuevas Williams**

**Chapter 7**

**Debtor(s):**

Daniel Eugene Williams

Represented By  
Harlene Miller

**Joint Debtor(s):**

Linda Cuevas Williams

Represented By  
Harlene Miller

**Trustee(s):**

Thomas H Casey (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, May 7, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-10779 Anthony Jerome Maxey**

**Chapter 7**

**#2.00**

Motion for relief from stay [Unlawful Detainer]

LQ Management L.L.C. vs. DEBTOR  
(Motion filed 4/11/18)

**[RE: 752 South Clementine Street, Room 310, Anaheim, CA 92802]**

Docket 29

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

<b>Party Information</b>
--------------------------

**Debtor(s):**

Anthony Jerome Maxey

Pro Se

**Trustee(s):**

Karen S Naylor (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, May 7, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-11230 Wael Ali**

**Chapter 7**

**#3.00**

Motion for relief from stay [Action In Non-Bankruptcy Forum]

Vaselyos Petros Kapetanios vs. DEBTOR  
(Motion filed 4/12/18)

**[RE: Case Name: Vaselyos Petros Kapetanios v. Goody's Cafe, et al.]  
[Docket Number: ADJ10338379]  
[Pending In: Department Of Worker's Compensation Board, San Diego]**

Docket 15

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

<b>Party Information</b>
--------------------------

**Debtor(s):**

Wael Ali

Represented By  
Ricardo Nicol

**Trustee(s):**

Jeffrey I Golden (TR)

Pro Se



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, May 7, 2018**

**Hearing Room 6C**

2:00 PM

**8:12-23047 Jeffrey Sumner Childs**

**Chapter 7**

**#1.00**

Hearing RE: Amended Trustee's Final Report And Application For Compensation And Reimbursement Of Expenses (Final Report filed 4/6/18)

**[RE: JEFFREY I. GOLDEN, Chapter 7 Trustee]  
[Fees: \$55,755.00; Expenses: \$4,600.21]**

**[RE: MIRMAN, BUBMAN & NAHMIAS, LLP - Former Attorney For Chapter 7 Trustee]  
[Fees: \$28,016.00; Expenses: \$1,202.07]**

**[RE: CROWE HORWATH LLP - Accountant For Chapter 7 Trustee]  
[Fees: \$27,117.05; Expenses: \$18.05]**

**RE: BAKER & HOSTETLER, LLP - Attorney For Chapter 7 Trustee]  
[Fees: \$702,663.90; Expenses: \$20,949.09]**

**[RE: HAHN FIFE & COMPANY LLP - Accountant For Chapter 7 Trustee]  
[Fees: \$1,701.00; Expenses: \$258.60]**

**[RE: INDEPENDENT MANAGEMENT SERVICES - Field Agent For Chapter 7 Trustee]  
[Fees: \$7,181.25; Expenses: \$4,473.37]**

Docket 709

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

In a case under chapter 7 or 11, the court may allow reasonable compensation under § 330 to the trustee for the trustee's services, payable after the trustee renders such services, not to exceed 25% on the first \$5,000 or less, 10% on any amount in excess of \$5,000 but not in excess of \$50,000, 5% on any amount in excess of

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, May 7, 2018**

**Hearing Room 6C**

2:00 PM

**CONT...**

**Jeffrey Sumner Childs**

**Chapter 7**

\$50,000 but not in excess of \$1,000,000, and reasonable compensation not to exceed 3% of such moneys in excess of \$1,000,000, upon all moneys disbursed or turned over in the case by the trustee to parties in interest, excluding the debtor, but including holders of secured claims. 11 U.S.C. § 326(a).

The Court finds that the Trustee's requested compensation meets the requirements of 11 U.S.C. § 326(a) and represents reasonable compensation for actual, necessary services rendered in the administration of this estate.

The compensation is approved as to the Trustee, with fees in the amount of \$55,755.00 and expenses in the amount of \$4,600.21.

The compensation is approved as to Mirman, Bubman & Nahmias, with fees in the amount of \$28,016.00 and expenses in the amount of \$1,202.07.

The compensation is approved as to Crowe Horwath, LLP, with fees in the amount of \$27,117.05 and expenses in the amount of \$18.05.

The compensation is approved as to Baker & Hostetler, LLP, with fees in the amount of \$702,663.90 and expenses in the amount of \$20,945.09.

The compensation is approved as to Hahn Fife & Company, LLP, with fees in the amount of \$1,701.00 and expenses in the amount of \$258.60.

The compensation is approved as to Independent Management Services, with fees in the amount of \$7,181.25 and expenses in the amount of \$4,473.37.

The Court approves all interim and proposed payments.

CHAPTER 7 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Jeffrey Sumner Childs

Pro Se

**Trustee(s):**

Jeffrey I Golden (TR)

Represented By

Ashley M McDow

Jeffrey I Golden (TR)

Michael T Delaney

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, May 7, 2018**

**Hearing Room**

**6C**

2:00 PM

**8:14-12328 Andrew Grimalda and Margaret Grimalda**

**Chapter 7**

**#2.00**

Hearing RE: Trustee's Final Report And Applications For Compensation And Reimbursement Of Expenses:  
(Final Report filed 4/3/18)

**[RE: JEFFREY I. GOLDEN - Chapter 7 Trustee]  
[Fees: \$61,537.77; Expenses: \$143.82]**

**[RE: BAKER & HOSTETLER, LLP - Attorney For Chapter 7 Trustee]  
[Fees: \$599,464.89; Expenses: \$29,889.96]**

**[RE: HAHN FIFE & COMPANY, LLP - Accountant For Chapter 7 Trustee]  
[Fees: \$4,252.50; Expenses: \$390.90]**

**[FORCE 10 PARTNERS - Chapter 7 Trustee's Marketing Agent and Broker]  
[Fees: \$29,383.33; Expenses: \$1,800.00]**

**[RE: PROVINCE, INC. - Chapter 7 Trustee's Financial Advisor]  
[Fees: \$20,230.00]**

**[RE: ADAM MEISLIK - Receiver]  
[Fees: \$21,120.00; Expenses: \$5,181.75]**

**[RE: ARENT FOX LLP - Attorney for Receiver]  
[Fees: \$107,191.50; Expenses: \$1,329.14]**

Docket 315

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

In a case under chapter 7 or 11, the court may allow reasonable compensation under § 330 to the trustee for the trustee's services, payable after the trustee renders such services, not to exceed 25% on the first \$5,000 or less, 10% on any amount in

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, May 7, 2018**

**Hearing Room 6C**

2:00 PM

**CONT... Andrew Grimalda and Margaret Grimalda Chapter 7**

excess of \$5,000 but not in excess of \$50,000, 5% on any amount in excess of \$50,000 but not in excess of \$1,000,000, and reasonable compensation not to exceed 3% of such moneys in excess of \$1,000,000, upon all moneys disbursed or turned over in the case by the trustee to parties in interest, excluding the debtor, but including holders of secured claims. 11 U.S.C. § 326(a).

The Court finds that the Trustee's requested compensation meets the requirements of 11 U.S.C. § 326(a) and represents reasonable compensation for actual, necessary services rendered in the administration of this estate.

The compensation is approved as to the Trustee, with fees in the amount of \$61,537.77 and expenses in the amount of \$143.82.

The compensation is approved as to Baker & Hostetler, LLP, with fees in the amount of \$599,464.89 and expenses in the amount of \$29,889.96.

The compensation is approved as to Hahn Fife & Company, LLP, with fees in the amount of \$4,252.50 and expenses in the amount of \$390.90.

The compensation is approved as to Force 10 Partners, with fees in the amount of \$29,383.33 and expenses in the amount of \$1,800.00.

The compensation is approved as to Province, Inc., with fees in the amount of \$20,230.00.

The Court also approves the following fees and expenses:

Adam Meislik fees: \$21,120.00

Adam Meislik expenses: 5,181.75

Arent Fox fees: \$107,191.50

Arent Fox expenses: \$1,329.14

The Court approves all interim and proposed payments.

CHAPTER 7 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Andrew Grimalda

Pro Se

**Joint Debtor(s):**

Margaret Grimalda

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, May 7, 2018**

**Hearing Room 6C**

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2:00 PM

**CONT... Andrew Grimalda and Margaret Grimalda**

**Chapter 7**

**Trustee(s):**

Jeffrey I Golden (TR)

Represented By  
Ashley M McDow  
Michael T Delaney  
Fahim Farivar

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, May 7, 2018**

**Hearing Room 6C**

2:00 PM

**8:14-15938 Advanced Biomedical, Inc.**

**Chapter 11**

**#3.00**

Hearing RE: Motion For Order Disallowing And Reducing Claims Of Siemens Healthcare Diagnostics, Inc. And For Disgorgement Of Plan Distributions Pursuant To 11 U.S.C. Section 105:  
(Motion filed 3/28/18)

Claim No. 9                  Siemens Healthcare Diagnostics, Inc.      \$562,524.33

Docket      527

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO JUNE 4, 2018 AT 2:00 P.M. PER STIPULATION AND ORDER ENTERED 4-23-18 - (Docket No. [547])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Advanced Biomedical, Inc.

Represented By  
Asa W Markel  
Dixon Gardner  
Robert S Marticello  
Philip E Strok  
Kyra E Andrassy

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, May 7, 2018**

**Hearing Room 6C**

2:00 PM

**8:14-15938 Advanced Biomedical, Inc.**

**Chapter 11**

**#4.00**

Hearing RE: Motion For Order To Grant Sanctions Against The Reorganized Advanced Biomedical, Inc. And Reach Laboratories, LLC For Violating Court Order And COnfirmed Plan Of Reorganization  
(Motion filed 4/16/18)

Docket 539

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - NOTICE OF  
WITHDRAWAL OF MOTION FILED 4-20-18 - (Docket No. [546])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Advanced Biomedical, Inc.

Represented By  
Asa W Markel  
Dixon Gardner  
Robert S Marticello  
Philip E Strok  
Kyra E Andrassy

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, May 7, 2018**

**Hearing Room 6C**

2:00 PM

**8:17-14089 Mohdsameer Aljanedi Dental Corporation**

**Chapter 11**

**#5.00**

Hearing RE: Motion To Determine The Value Of Collateral For The Purpose Of Plan Confirmation  
(Motion filed 4/12/18)

Docket 94

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the motion.

The Court will inquire why the motion refers to Luis Rosales as the appraiser when the appraisal seems to have been performed by Paul Maimone.

**DEBTOR TO LODGE ORDER VIA LOU WITHIN 7 DAYS.**

**Party Information**

**Debtor(s):**

Mohdsameer Aljanedi Dental

Represented By  
Andy C Warshaw



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, May 7, 2018**

**Hearing Room 6C**

2:00 PM

**8:17-14396 Styles For Less, Inc., a California corporation**

**Chapter 11**

**#6.00**

CONT'D Hearing RE: Debtor And Debtor-in-Possession's Motion For Order Disallowing Claim:  
(Motion filed 3/28/18)

Claim No. 422      GTT Communications, Inc.      \$152,052.14

FR: 4-30-18

Docket      314

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the motion, sustain the objection and disallow Claim No. 422 of GTT in its entirety.

GTT has the burden of proof by a preponderance of the evidence and has failed to make a sufficient showing that it had an agreement with Debtor.

As a second independent ground for its decision, the Court strikes the Declaration of Min Swe because the jurat does not conform to the requirements of 28 USC § 1746, leaving the opposition to the motion unsupported by any evidence.

As a third independent ground for its decision, the Court determines that any postpetition services provided to the estate did not benefit the estate for the reasons set forth in Debtor's reply.

DEBTOR TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Styles For Less, Inc., a California

Represented By  
Marc J Winthrop  
Andrew B Levin

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, May 7, 2018**

**Hearing Room 6C**

2:00 PM

**CONT...**

**Styles For Less, Inc., a California corporation**

Garrick A Hollander

Marvin Maurice Oliver

**Chapter 11**

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, May 7, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-11280 Jamal Elyazal**

**Chapter 11**

**#7.00**

Hearing RE: Motion In Individual Chapter 11 Case For Order Authorizing Use  
Of Cash Collateral  
(Motion filed 4/16/18)

Docket 16

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

<b>Party Information</b>
--------------------------

**Debtor(s):**

Jamal Elyazal

Represented By  
Andrew Moher

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, May 8, 2018**

**Hearing Room 225**

9:00 AM

**6:18-11847 Adrian Michael Varela and Kendra Mae Varela**

**Chapter 7**

**#1.00**

Cooksey, Toolen, Gage, Duffy & Woog - movant attorney

Motion for relief from stay

Santander Consumer USA Inc vs Debtors  
(Motion filed 4/11/18)

RE: 2008 Volkswagen New Beetle, VIN 3VWPW31C48M518058

Docket 11

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The motion is granted pursuant to 11 U.S.C. §§ 362(d)(1) and (d)(2) to permit movant, its successors, transferees and assigns, to enforce its remedies to repossess or otherwise obtain possession and dispose of its collateral pursuant to applicable law, and to use the proceeds from its disposition to satisfy its claim, *unless* the debtor pays all arrearages in full on or before the hearing date on this matter. Movant may not pursue any deficiency claim against the debtor or the estate except by filing a proof of claim pursuant to 11 U.S.C. § 501.

The 14-day stay provided by Rule 4001(a)(3) is waived.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Adrian Michael Varela

Represented By  
Neil R Hedtke

**Joint Debtor(s):**

Kendra Mae Varela

Represented By  
Neil R Hedtke

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, May 8, 2018**

**Hearing Room 225**

---

9:00 AM

**CONT... Adrian Michael Varela and Kendra Mae Varela**

**Chapter 7**

**Trustee(s):**

Todd A. Frealy (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, May 8, 2018**

**Hearing Room 225**

9:00 AM

**6:18-11850 Sergio Castaneda**

**Chapter 7**

**#2.00**

McCarthy & Holthus, LLP - movant attorney

Motion for Relief from Stay

U.S. Bank National Association vs. DEBTOR  
(Motion filed 4/16/18)

Re: 13061 Snowview Road, Victorville, CA 92392

Docket 10

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The motion is granted pursuant to 11 U.S.C. §§ 362(d)(1) and (d)(2) to permit movant, its successors, transferees and assigns, to enforce its remedies to foreclose upon and obtain possession of the subject property in accordance with applicable law, *unless* the debtor pays all arrearages in full on or before the hearing date on this matter. Movant may not pursue any deficiency claim against the debtor or the estate except by filing a proof of claim pursuant to 11 U.S.C. § 501.

The 14-day stay provided by Rule 4001(a)(3) is waived.

Also, grant the following relief:

- Box 3. Movant, or its agents, may, at its option, offer, provide and enter into a potential forbearance agreement, loan modification, refinance agreement or other loan workout or loss mitigation agreement. Movant, through its servicing agent, may contact the Debtor by telephone or written correspondence to offer such an agreement.

- Box 12. Upon entry of the order, for purposes of Cal. Civ. Code § 2923.5, the Debtor is a borrower as defined in Cal. Civ.Code § 2920.5(c)(2)(C).

**MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.**

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, May 8, 2018**

**Hearing Room 225**

9:00 AM

**CONT... Sergio Castaneda**

**Chapter 7**

**Party Information**

**Debtor(s):**

Sergio Castaneda

Represented By  
Raymond Perez

**Trustee(s):**

Steven M Speier (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, May 8, 2018**

**Hearing Room 225**

9:00 AM

**6:18-12335 Tiffany C Vasquez**

**Chapter 7**

**#3.00**

Law Offices of A. Lysa Simon - movant attorney

Motion for relief from stay

Arizona Central Credit Union vs Debtor  
(Motion filed 4/11/18)

RE: 2014 Nissan Altima 1N4AL3AP3EC27011

Docket 7

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The motion is granted pursuant to 11 U.S.C. § 362(d)(1) to permit movant, its successors, transferees and assigns, to enforce its remedies to repossess or otherwise obtain possession and dispose of its collateral pursuant to applicable law, and to use the proceeds from its disposition to satisfy its claim, *unless* the debtor pays all arrearages in full on or before the hearing date on this matter. Movant may not pursue any deficiency claim against the debtor or the estate except by filing a proof of claim pursuant to 11 U.S.C. § 501.

The 14-day stay provided by Rule 4001(a)(3) is waived.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Tiffany C Vasquez

Represented By  
Paul Y Lee

**Trustee(s):**

Charles W Daff (TR)

Pro Se



**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, May 8, 2018**

**Hearing Room 225**

9:00 AM

**6:18-12418 Lori Lyn Ayala and Carlji Herbert Carter**

**Chapter 7**

**#4.00**

Law Offices of Bruce P Needleman - movant attorney

Motion for relief from stay

POPA Federal Credit Union vs Debtor  
(Motion filed 4/10/18)

RE: 2011 Volkswagen GTI; VIN: WVWED7AJ6BW340778

Docket 9

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The motion is granted pursuant to 11 U.S.C. § 362(d)(1) to permit movant, its successors, transferees and assigns, to enforce its remedies to repossess or otherwise obtain possession and dispose of its collateral pursuant to applicable law, and to use the proceeds from its disposition to satisfy its claim, *unless* the debtor pays all arrearages in full on or before the hearing date on this matter. Movant may not pursue any deficiency claim against the debtor or the estate except by filing a proof of claim pursuant to 11 U.S.C. § 501.

The 14-day stay provided by Rule 4001(a)(3) is waived.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Lori Lyn Ayala

Represented By  
Roland D Tweed

**Joint Debtor(s):**

Carlji Herbert Carter

Represented By  
Roland D Tweed

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, May 8, 2018**

**Hearing Room 225**

---

9:00 AM

**CONT... Lori Lyn Ayala and Carlji Herbert Carter**

**Chapter 7**

**Trustee(s):**

Karl T Anderson (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, May 8, 2018**

**Hearing Room 225**

2:00 PM

**6:17-18462 Diane C Baiocco**

**Chapter 7**

**#1.00**

Hrg. on chapter 7 trustee's Motion filed 4/16/18 and Second Motion for Order Extending Time for the Chapter 7 Trustee and the United States Trustee to File a Complaint to Object to Debtor's Discharge (11 U.S.C. §727)

Docket 20

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the motion.

CHAPTER 7 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Diane C Baiocco

Represented By  
Gene E O'Brien

**Trustee(s):**

Todd A. Frealy (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, May 09, 2018

Hearing Room 6C

9:00 AM

**8:14-11729 Richard Clark Farrell**

**Chapter 7**

**#1.00**

CONT'D Hearing RE: Motion Of Chapter 7 Trustee For An Order Denying Debtor's Claims Of Exemptions - Homestead And Savings/Checking (Motion filed 11/18/16)

FR: 1-9-17; 2-6-17; 3-20-17; 6-28-17; 11-13-17; 3-28-18

Docket 651

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Continue to November 14, 2018 at 9:00 a.m. with an updated status report due November 7, 2018.

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Richard Clark Farrell

Represented By  
Michael G Spector  
William M. Hulsy  
Michael R Adele

**Trustee(s):**

Karen S Naylor (TR)

Represented By  
Nanette D Sanders  
Brian R Nelson  
Robert P Goe

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, May 09, 2018

Hearing Room 6C

9:00 AM

**8:14-11729 Richard Clark Farrell**

**Chapter 7**

**#2.00**

CONT'D Hearing RE: Debtor's Motion To Compel Trustee To Return Debtor's Post-Petition Income  
(Motion filed 7/11/16)

FR: 8-1-16; 11-14-16; 1-9-17; 2-6-17; 6-28-17; 11-13-17; 3-28-18

Docket 510

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Continue to November 14, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Richard Clark Farrell

Represented By  
Michael G Spector  
William M. Hulsy  
Michael R Adele

**Movant(s):**

Richard Clark Farrell

Represented By  
Michael G Spector  
William M. Hulsy  
Michael R Adele

**Trustee(s):**

Karen S Naylor (TR)

Represented By  
Nanette D Sanders  
Brian R Nelson  
Robert P Goe

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, May 09, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... Richard Clark Farrell**

**Chapter 7**

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, May 09, 2018**

**Hearing Room 6C**

9:00 AM

**8:14-11729 Richard Clark Farrell**

**Chapter 7**

**#3.00**

CONT'D Hearing RE: Motion Of Chapter 7 Trustee To Strike Those Portions Of Debtor's Opposition To Supplemental Application Of Trustee To Employ Hahn Fife & Company, LLP, As Accountants, Or In The Alternative, For Nunc Pro Tunc Employment Of Desmond, Marcello & Amster Which Are In Violation Of The Court's Order Continuing Hearing On Chapter 7 Trustee's Motion For Turnover Of Post-Petition Value Received By Debtor From C3 Lighting, Inc. [Docket No. 581]  
(Motion filed 10/17/16)

FR: 10-24-16; 1-9-17; 2-6-17; 6-28-17; 11-13-17; 3-28-18

Docket 611

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Continue to November 14, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Richard Clark Farrell

Represented By  
Michael G Spector  
William M. Hulsy  
Michael R Adele

**Movant(s):**

Karen S Naylor (TR)

Represented By  
Nanette D Sanders  
Brian R Nelson  
Robert P Goe

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, May 09, 2018**

**Hearing Room 6C**

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9:00 AM

**CONT... Richard Clark Farrell**

**Chapter 7**

**Trustee(s):**

Karen S Naylor (TR)

Represented By  
Nanette D Sanders  
Brian R Nelson  
Robert P Goe



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, May 09, 2018

Hearing Room 6C

9:00 AM

**8:14-11729 Richard Clark Farrell**

**Chapter 7**

**#4.00**

CONT'D Evidentiary Hearing RE: Motion For Turnover Of Post-Petition Value Received By Debtor From C3 Lighting, Inc.  
(Motion filed 5/26/16)  
(Evidentiary hearing set at hearing held 8/1/16)

FR: 6-20-16; 8-1-16; 9-19-16; 10-24-16; 1-9-17; 2-6-17; 6-28-17; 11-13-17; 3-28-18

Docket 487

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Continue to November 14, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Richard Clark Farrell

Represented By  
Michael G Spector  
William M. Hulsey  
Michael R Adele

**Movant(s):**

Karen S Naylor (TR)

Represented By  
Nanette D Sanders  
Brian R Nelson  
Robert P Goe

**Trustee(s):**

Karen S Naylor (TR)

Represented By  
Nanette D Sanders

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, May 09, 2018**

**Hearing Room 6C**

---

9:00 AM

**CONT...**

**Richard Clark Farrell**

Brian R Nelson  
Robert P Goe

**Chapter 7**

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, May 09, 2018

Hearing Room 6C

9:00 AM

8:14-11729 Richard Clark Farrell

Chapter 7

#5.00

CONT'D Hearing RE: Supplemental Application Of Trustee To Employ Hahn Fife & Company, LLP As Accountants, Or In The Alternative, For Nunc Pro Tunc Employment Of Desmond, Marcello & Amster  
(Application filed 6/14/16) (Supplement Application filed 10/3/16)

FR: 10-24-16; 1-9-17; 2-6-17; 6-28-17; 11-13-17; 3-28-18

Docket 593

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Continue to November 14, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Richard Clark Farrell

Represented By  
Michael G Spector  
William M. Hulsy  
Michael R Adele

**Movant(s):**

Karen S Naylor (TR)

Represented By  
Nanette D Sanders  
Brian R Nelson  
Robert P Goe

**Trustee(s):**

Karen S Naylor (TR)

Represented By  
Nanette D Sanders  
Brian R Nelson

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, May 09, 2018**

**Hearing Room 6C**

9:00 AM

**CONT...**

**Richard Clark Farrell**

Robert P Goe

**Chapter 7**

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, May 09, 2018

Hearing Room 6C

9:00 AM

**8:14-11729 Richard Clark Farrell**

**Chapter 7**

Adv#: 8:16-01123 Naylor v. Farrell

**#6.00**

CONT'D Hearing RE: Motion To Dismiss Under FRCP 12(b)(6)  
(Motion filed 1/17/17)

FR: 3-6-17; 3-20-17; 6-28-17; 11-13-17; 3-28-18

Docket 33

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Deny for the reasons stated in the Opposition.

CHAPTER 7 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Richard Clark Farrell

Represented By  
Michael G Spector  
William M. Hulsy  
Michael R Adele

**Defendant(s):**

Betty Farrell

Represented By  
D Edward Hays

**Movant(s):**

Betty Farrell

Represented By  
D Edward Hays

**Plaintiff(s):**

Karen Sue Naylor

Represented By  
Robert P Goe

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, May 09, 2018**

**Hearing Room 6C**

---

9:00 AM

**CONT... Richard Clark Farrell**

**Chapter 7**

**Trustee(s):**

Karen S Naylor (TR)

Represented By  
Nanette D Sanders  
Brian R Nelson  
Robert P Goe

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, May 09, 2018**

**Hearing Room 6C**

9:00 AM

**8:14-11729 Richard Clark Farrell**  
Adv#: 8:16-01123 Naylor v. Farrell

**Chapter 7**

**#7.00**

CONT'D STATUS CONFERENCE Hearing RE: First Amended Complaint For  
(1) Equitable Subordination Of Claim,  
(2) Breach Of Fiduciary Duty, And  
(3) Declaratory Relief  
(Complaint filed 5/2/16) (First Amended Complaint filed 9/30/16)

FR: 7-27-16; 9-14-16; 10-12-16; 12-8-16; 2-15-17; 3-6-17; 3-20-17; 6-28-17; 11-13-17; 3-28-18

Docket 19

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will issue a scheduling order:

All discovery shall close on August 31, 2018.

All discovery motions shall be heard before September 30, 2018.

All pretrial motions (except motions in limine) shall be heard before October 31, 2018.

Pretrial conference is set for November 14, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Richard Clark Farrell

Represented By  
Michael G Spector  
William M. Hulsy  
Michael R Adele

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, May 09, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... Richard Clark Farrell**

**Chapter 7**

**Defendant(s):**

Betty Farrell

Represented By  
D Edward Hays

**Plaintiff(s):**

Karen Sue Naylor

Represented By  
Robert P Goe

**Trustee(s):**

Karen S Naylor (TR)

Represented By  
Nanette D Sanders  
Brian R Nelson  
Robert P Goe



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, May 09, 2018**

**Hearing Room 6C**

9:00 AM

**8:14-11729 Richard Clark Farrell**

**Chapter 7**

Adv#: 8:16-01204 Naylor v. Farrell et al

**#8.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint:

1. For An Accounting;
2. To Avoid Actual Fraudulent Transfers;
3. To Avoid Constructively Fraudulent Transfers;
4. To Recover Property Fraudulently Transferred;
5. For Turnover Of Property Of The Estate; And,
6. For Equitable Subordination Of The Claim Of Richard E. Farrell  
(Complaint filed 9/16/16)

FR: 12-7-16; 5-31-17; 10-4-17; 11-29-17; 3-28-18; 5-2-18

Docket 1

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Continue to November 14, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Richard Clark Farrell

Represented By  
Michael G Spector  
William M. Hulsy  
Michael R Adele

**Defendant(s):**

Richard C. Farrell

Pro Se

Richard E. Farrell

Pro Se

Irma Farrell

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, May 09, 2018**

**Hearing Room 6C**

---

9:00 AM

**CONT... Richard Clark Farrell**  
C3 Lighting Solutions, Inc.

Pro Se

**Chapter 7**

**Plaintiff(s):**

Karen Sue Naylor

Represented By  
Nanette D Sanders  
Brian R Nelson

**Trustee(s):**

Karen S Naylor (TR)

Represented By  
Nanette D Sanders  
Brian R Nelson  
Robert P Goe

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, May 09, 2018**

**Hearing Room 6C**

9:00 AM

**8:14-11729 Richard Clark Farrell**  
Adv#: 8:16-01216 Naylor v. Farrell

**Chapter 7**

**#9.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint Objecting To  
Discharge Pursuant To 11 U.S.C. Section 727  
(Complaint filed 9/30/16)

FR: 12-21-16; 2-6-17; 6-28-17; 11-13-17; 3-28-18

Docket 1

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Continue to November 14, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Richard Clark Farrell

Represented By  
Michael G Spector  
William M. Hulsey  
Michael R Adele

**Defendant(s):**

Richard Clark Farrell

Represented By  
Michael G Spector

**Plaintiff(s):**

Karen Sue Naylor

Represented By  
Nanette D Sanders  
Brian R Nelson

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, May 09, 2018**

**Hearing Room 6C**

---

9:00 AM

**CONT... Richard Clark Farrell**

**Chapter 7**

**Trustee(s):**

Karen S Naylor (TR)

Represented By  
Nanette D Sanders  
Brian R Nelson  
Robert P Goe

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, May 09, 2018

Hearing Room 6C

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01195 Official Committee Of Unsecured Creditors v. Oracle America, Inc.,

**#10.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550

(Complaint filed 10/26/17)

FR: 3-28-18

Docket 1

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO AUGUST 8, 2018 AT  
9:00 A.M. PER ORDER RE: STIPULATION REGARDING  
SETTLEMENT OF ADVERSARY PROCEEDING ENTERED 5/7/18  
[Docket No. 34]**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

Oracle America, Inc., successor in

Represented By  
Jeannie Kim

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, May 09, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... Freedom Communications, Inc.**

Andrew W Caine  
Jeffrey P Nolan

**Chapter 11**

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, May 09, 2018

Hearing Room 6C

9:00 AM

8:16-14396 Madhulika Baid

Chapter 11

#11.00

CONT'D STATUS CONFERENCE Hearing RE: (1) Status Of Chapter 11 Case;  
And (2) Requiring Report On Status Of Chapter 11 Case  
(Chapter 13 Petition filed on 10/25/16)  
(Case Converted to Chapter 11 on 11/28/16))

FR: 5-3-17; 8-2-17; 11-1-17; 11-15-17; 2-28-18

**(Tele. appr. Alexander K. Lee, rep. movant, U.S. Bank National  
Association.)**

Docket 0

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will inquire into compliance with United States Trustee guidelines and requirements and future directions for the case.

Next status conference: June 11, 2018 at 2:00 p.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Madhulika Baid

Represented By  
Michael R Totaro

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, May 09, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-11897 Josefina Cendejas**

**Chapter 11**

**#12.00**

CONT'D STATUS CONFERENCE Hearing RE: (1) Status of Chapter 11 Case;  
And (2) Requiring Report On Status Of Chapter 11 Case  
(Petition filed 5/11/17)  
(Case Converted To Chapter 11 on 7/24/17)

FR: 9-27-17; 10-18-17; 1-17-18

Docket 0

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Continue the status conference to July 11, 2018 at 9:00 a.m. with an updated status report due July 3, 2018.

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Josefina Cendejas

Represented By  
Andrew S Bisom



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, May 09, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-11898 Gina Estrella**

**Chapter 11**

**#13.00**

CONT'D STATUS CONFERENCE Hearing RE: (1) Status of Chapter 11 Case;  
And (2) Requiring Report On Status Of Chapter 11 Case  
(Petition filed 5/11/17)  
(Case Converted To Chapter 11 on 7/24/17)

FR: 9-27-17; 10-18-17; 1-17-18

Docket 0

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Continue the status conference to July 11, 2018 at 9:00 a.m. with an updated status report due July 3, 2018.

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Gina Estrella

Represented By  
Andrew S Bisom

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, May 09, 2018

Hearing Room 6C

10:00 AM

8:17-14734 **Huong Duc Diem Do**

**Chapter 7**

#1.00

Hearing RE: Pro se Reaffirmation Agreement Between Debtor And SchoolsFirst Federal Credit Union (aka OCTFCU)  
(Motion filed 3/16/18)

**[RE: 2011 Honda Accord - Amount: 909.78]**

Docket 11

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The reaffirmation agreement is approved provided the vehicle is insured.

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Huong Duc Diem Do

Represented By  
Phu D Nguyen

**Trustee(s):**

Richard A Marshack (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, May 09, 2018

Hearing Room 6C

10:00 AM

8:17-14734 **Huong Duc Diem Do**

Chapter 7

#2.00

Hearing RE: Pro se Reaffirmation Agreement Between Debtor And SchoolsFirst Federal Credit Union (aka OCTFCU)  
(Motion filed 3/16/18)

**[RE: 2014 Toyota Rav4 - Amount: \$9,088.45)**

Docket 12

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The reaffirmation agreement is approved provided the vehicle is insured and the debtor(s) can afford the payments.

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Huong Duc Diem Do

Represented By  
Phu D Nguyen

**Trustee(s):**

Richard A Marshack (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, May 09, 2018

Hearing Room 6C

10:00 AM

**8:18-10051 Javier Bahena Rivera**

**Chapter 7**

**#3.00**

Hearing RE: Pro se Reaffirmation Agreement Between Debtor And Orange County's Credit Union  
(Motion filed 3/19/18)

**[RE: 2010 Chevrolet Tahoe - Amount: \$14,415.62]**

Docket 12

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The reaffirmation agreement is **not** approved, as it is not in the best interest of the Debtor(s).

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Javier Bahena Rivera

Represented By  
Carlos A Delgado Ibarcena

**Trustee(s):**

Karen S Naylor (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, May 09, 2018

Hearing Room 6C

10:00 AM

8:18-10607 Nicole Clarisa Sadler

Chapter 7

#4.00

Hearing RE: Pro se Reaffirmation Agreement Between Debtor And Nissan Motor Acceptance Corporation  
(Motion filed 4/6/18)

**[RE: 2018 Nissan Altima - Amount: \$37,801.55]  
[VIN No.: 1N4AL3AP7JC136477]**

Docket 16

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The reaffirmation agreement is **not** approved, as it is not in the best interest of the Debtor(s).

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Nicole Clarisa Sadler

Represented By  
Bert Briones

**Trustee(s):**

Thomas H Casey (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, May 09, 2018

Hearing Room 6C

10:00 AM

8:18-10624 Roy Raymond Pijloo and Suzanne Tera Lambert

Chapter 7

#5.00

Hearing RE: Pro se Reaffirmation Agreement Between Debtor And Gateway  
One Lending & Finance, LLC  
(Motion filed 4/12/18)

**RE: 2013 Chevrolet Volt Sedan 14 Electric - Amount: \$12,625.85]  
[VIN No.: 1G1RH6E42DU141030]**

Docket 12

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The reaffirmation agreement is **not** approved, as it is not in the best interest of the Debtor(s).

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Roy Raymond Pijloo

Represented By  
Roshni T Desai

**Joint Debtor(s):**

Suzanne Tera Lambert

Represented By  
Roshni T Desai

**Trustee(s):**

Weneta M Kosmala (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, May 09, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-10014 Evan Anderson and Kendyl Anderson**

**Chapter 13**

**#1.00**

CONT'D Hearing RE: Confirmation Of Chapter 13 Plan

FR: 3-7-18; 4-11-18

Docket 4

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Evan Anderson

Represented By  
Anerio V Altman

**Joint Debtor(s):**

Kendyl Anderson

Represented By  
Anerio V Altman

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, May 09, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-10245 Michael Anthony Ruffino and Brandy Bernadette Ruffino**

**Chapter 13**

**#2.00**

CONT'D Hearing RE: Confirmation Of Chapter 13 Plan

FR: 4-11-18

Docket 17

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Michael Anthony Ruffino

Represented By  
Christopher J Langley

**Joint Debtor(s):**

Brandy Bernadette Ruffino

Represented By  
Christopher J Langley

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, May 09, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-10411 Tania Rissa Banares Stanfield**

**Chapter 13**

**#3.00**

CONT'D Hearing RE: Confirmation Of Chapter 13 Plan

FR: 4-11-18

Docket 2

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Tania Rissa Banares Stanfield

Represented By  
Ethan Kiwhan Chin

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, May 09, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-10415 Judith Anne Anderson**

**Chapter 13**

**#4.00**

CONT'D Hearing RE: Confirmation Of Chapter 13 Plan

FR: 4-11-18

Docket 4

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Judith Anne Anderson

Represented By  
Misty A Perry Isaacson

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, May 09, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-10506 Jason Gayle McReynolds and Rebecca Lynn McReynolds**

**Chapter 13**

**#5.00**

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 20

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Jason Gayle McReynolds

Represented By  
Brian J Soo-Hoo

**Joint Debtor(s):**

Rebecca Lynn McReynolds

Represented By  
Brian J Soo-Hoo

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, May 09, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-10541 Lorenzo R Manrique and Carmen Manrique**

**Chapter 13**

**#6.00**

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 12

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Lorenzo R Manrique

Represented By  
Scott Kosner

**Joint Debtor(s):**

Carmen Manrique

Represented By  
Scott Kosner

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, May 09, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-10560 Makali'i Paige Pawasarat**

**Chapter 13**

**#7.00**

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 9

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Makali'i Paige Pawasarat

Represented By  
Christopher J Langley

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, May 09, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-10589 Frank Sanford Williams**

**Chapter 13**

**#8.00**

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 2

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Frank Sanford Williams

Represented By  
Andrew Moher

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, May 09, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-10699 Cuong Thanh Nguyen**

**Chapter 13**

**#9.00**

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 11

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Cuong Thanh Nguyen

Represented By  
John Habashy

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, May 09, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-10751 Scott Duvendack**

**Chapter 13**

**#10.00**

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 14

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Scott Duvendack

Pro Se

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, May 09, 2018

Hearing Room 6C

2:00 PM

8:18-10782 Elvira Marroquin

Chapter 13

#11.00

Hearing RE: Confirmation Of Chapter 13 Plan

**[Tele. appr., Alexander K. Lee, repr., U.S. Bank National Association As Trustee]**

Docket 2

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Elvira Marroquin

Represented By  
Bryn C Deb

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, May 09, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-10564 Connie Guizano Lusung**

**Chapter 13**

**#12.00**

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 18

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Connie Guizano Lusung

Represented By  
Kevin Tang

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, May 09, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-10531 Sandra Jean Dease**

**Chapter 13**

**#13.00**

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 0

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - Order and Notice of  
Dismissal for Failure to File Schedules, Statements, and/or Plan ENTERED 3  
-6-18 - (Docket No. [12])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Sandra Jean Dease

Represented By  
Brian C Andrews

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, May 09, 2018

Hearing Room 6C

2:00 PM

8:18-10750 Trung Bieu Pham

Chapter 13

#14.00

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 0

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - Order and Notice of  
Dismissal for Failure to File Schedules, Statements, and/or Plan ENTERED 3  
-23-18 - (Docket No. [9])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Trung Bieu Pham

Pro Se

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, May 09, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-10546 David Nguyen Huynh**

**Chapter 13**

**#15.00**

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 0

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - Order and Notice of  
Dismissal for Failure to File Schedules, Statements, and/or Plan ENTERED 3  
-12-18 - (Docket No. [8])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

David Nguyen Huynh

Pro Se

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, May 09, 2018

Hearing Room 6C

2:00 PM

8:18-10487 Alfonso Juarez

Chapter 13

#16.00

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 0

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - Order and Notice of  
Dismissal for Failure to File Schedules, Statements, and/or Plan ENTERED 3  
-5-18 - (Docket No. [11])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Alfonso Juarez

Pro Se

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, May 09, 2018**

**Hearing Room 6C**

3:00 PM

**8:12-18387 Norman Oneal Pugh and Karen Lynette Pugh**

**Chapter 13**

**#1.00**

CONT'D Hearing RE: Trustee's Verified Motion For Order Dismissing Chapter 13 Proceeding For Failure To Complete The Plan Within Its Terms [11 U.S.C. 1307(c)] (Motion filed 10/12/17) (Opposition filed 11/3/17)

FR: 12-13-17; 2-7-18

Docket 40

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the motion and dismiss the case.

CLERK'S OFFICE TO ISSUE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Norman Oneal Pugh

Represented By  
Barry E Borowitz

**Joint Debtor(s):**

Karen Lynette Pugh

Represented By  
Barry E Borowitz

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, May 09, 2018

Hearing Room 6C

3:00 PM

8:13-17060 Shirley Ernest

Chapter 13

#2.00

Hearing RE: United States Trustee's Motion For Escrow Account Reconciliation Statement Including Waiver Or Unnoticed Escrow Charges Or Refund Of Escrow Surplus In Response To Nationstar Mortgage LLC's Notices Of Mortgage Payment Change  
(Motion filed 4/2/18)

**[Tele. appr Alexander K. Lee, repr Nationstar Mortgage]**

Docket 62

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO JUNE 6, 2018 AT 3:00 P.M. PER STIPULATION AND ORDER ENTERED 4-27-18 - (Docket No. [66])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Shirley Ernest

Represented By  
Tyson Takeuchi  
Scott Kosner

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, May 09, 2018

**Hearing Room 6C**

3:00 PM

**8:14-16083 Jann Kempton**

**Chapter 13**

**#3.00**

Hearing RE: Motion Under Local Bankruptcy Rule 3015-1 (n) And (w) To Modify Plan Or Suspend Plan Payments  
(Motion filed 4/3/18) (Set per Opposition filed 4/16/18)  
(Notice of Hearing filed 4/16/18)

Docket 92

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Deny the motion with prejudice for the reasons stated by the Chapter 13 Trustee.

CHAPTER 13 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Jann Kempton

Represented By  
David R Chase

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, May 09, 2018

Hearing Room 6C

3:00 PM

8:14-16083 Jann Kempton

Chapter 13

#4.00

CONT'D Hearing RE: Trustee's Verified Motion For Order Dismissing Chapter 13 Proceeding For Failure To Make Plan Payments [11 U.S.C. 1307(c)] (Motion filed 1/2/18) (Opposition filed 1/11/18)

FR: 4-11-18

Docket 88

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the motion and dismiss the case.

CLERK'S OFFICE TO ISSUE ORDER.

**Party Information**

**Debtor(s):**

Jann Kempton

Represented By  
David R Chase

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, May 09, 2018**

**Hearing Room 6C**

3:00 PM

**8:14-17147 Robert James Candy and Sandra Lee Candy**

**Chapter 13**

**#5.00**

CONT'D Hearing RE: Order To Show Cause Why Confirmation Order Should Not Be Vacated  
(Set per OSC Entered 2/22/18)

FR: 3-28-18

Docket 39

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The Court will deny the OSC.

**Party Information**

**Debtor(s):**

Robert James Candy

Represented By  
Todd L Turoci

**Joint Debtor(s):**

Sandra Lee Candy

Represented By  
Todd L Turoci

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, May 09, 2018

Hearing Room 6C

3:00 PM

8:14-17147 Robert James Candy and Sandra Lee Candy

Chapter 13

#6.00

CONT'D Hearing RE: Motion Under Local Bankruptcy Rule 3015-1 (n) And (w)  
To Modify Plan Or Suspend Plan Payments  
(Motion filed 12/18/17) (Set per Opposition filed 1/4/18)

FR: 2-7-18

Docket 32

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - ORDER APPROVING  
STIPULATION TO MODIFICATION OF CHAPTER 13 PLAN  
ENTERED 5-9-18 - (See Docket No. [50])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Robert James Candy

Represented By  
Todd L Turoci

**Joint Debtor(s):**

Sandra Lee Candy

Represented By  
Todd L Turoci

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, May 09, 2018

Hearing Room 6C

3:00 PM

8:15-12648 Jesus Melendez

Chapter 13

#7.00

CONT'D Hearing RE: Trustee's Verified Motion To Dismiss Case Due To  
Material Default Of A Plan Provision  
(Motion filed 1/25/18)

FR: 3-7-18; 4-11-18

Docket 45

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the motion and dismiss the case.

CLERK'S OFFICE TO ISSUE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Jesus Melendez

Represented By  
Rebecca Tomilowitz

**Movant(s):**

Amrane (SA) Cohen (TR)

Pro Se

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, May 09, 2018**

**Hearing Room 6C**

3:00 PM

**8:15-12648 Jesus Melendez**

**Chapter 13**

**#8.00**

Hearing RE: Motion Under Local Bankruptcy Rule 3015-1 (n) And (w) To Modify Plan Or Suspend Plan Payments  
(Motion filed 3/7/18)  
(Set per Notice of Hearing filed 3/22/18)

Docket 47

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Deny the motion for the reasons stated by the Chapter 13 Trustee.

CHAPTER 13 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Jesus Melendez

Represented By  
Rebecca Tomilowitz

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, May 09, 2018

Hearing Room 6C

3:00 PM

8:15-15244 Gary Scott and Denise Johnson-Scott

Chapter 13

#9.00

Hearing RE: Trustee's Verified Motion For Order Dismissing Chapter 13 Proceeding For Failure To Make Plan Payments [11 U.S.C. 1307(c)] (Motion filed 3/1/18) (Set per Opposition filed 3/29/18)

Docket 110

\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - NOTICE OF WITHDRAWAL OF TRUSTEE'S MOTION FILED 4-26-18 - (Docket No. [121])

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Gary Scott

Represented By  
Michael A Younge

**Joint Debtor(s):**

Denise Johnson-Scott

Represented By  
Michael A Younge

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, May 09, 2018**

**Hearing Room 6C**

3:00 PM

**8:18-10560 Makali'i Paige Pawasarat**

**Chapter 13**

**#10.00**

Hearing RE: Objection To Claim Of Homestead Exemption  
(Motion filed 4/2/18)

Docket 0

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the motion for the reasons stated by the Chapter 13 Trustee.

CHAPTER 13 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Makali'i Paige Pawasarat

Represented By  
Christopher J Langley

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, May 09, 2018

Hearing Room 6C

3:00 PM

**8:14-13254 Todd Murdock Campbell and Karin Lynn Campbell**

**Chapter 13**

**#11.00**

Hearing RE: Trustee's Verified Motion For Order Dismissing Chapter 13  
Proceeding For Failure To Make Plan Payments  
[11 U.S.C. 1307(c)]  
(Motion filed 4/3/18) (Opposition filed 4/17/18)

Docket 66

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Deny the motion for the reasons stated by the Debtors (all required plan payments made).

DEBTORS TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Todd Murdock Campbell

Represented By  
Gary Leibowitz  
Jacqueline D Serrao

**Joint Debtor(s):**

Karin Lynn Campbell

Represented By  
Gary Leibowitz  
Jacqueline D Serrao

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, May 10, 2018**

**Hearing Room 225**

9:00 AM

**6:17-15310 Robert Kenneth Phelps and Sharon Lee Phelps**

**Chapter 11**

**#1.00**

Hrg. on Chapter 11 Status Conference

(Cont. from 2/8/18)

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will inquire into compliance with United States Trustee guidelines and requirements.

Next status conference: September 13, 2018 at 9:00 a.m. with an updated status report due September 6, 2018.

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Robert Kenneth Phelps

Represented By  
Todd L Turoci

**Joint Debtor(s):**

Sharon Lee Phelps

Represented By  
Todd L Turoci

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, May 10, 2018**

**Hearing Room 225**

9:00 AM

**6:17-16779 Carlitos Vargas**

**Chapter 7**

Adv#: 6:17-01243 Vargas v. United States Department Of Education et al

**#2.00**

Status Conference re Complaint by Michelle Vargas against United States Department Of Education, Navient Corporation, Navient Credit Finance Corporation, Navient Solutions, Inc., Education Credit Management Corporation. (Fee Not Required). Complaint to Determine Dischargeability of Student Loans - 11 U.S.C. Section 523(a)(8); Borrower's Defenses Against Repayment - 20 U.S.C. Section 1087e(h); 34 C.F.R. 685.206(c): 1) Fraud, Misrepresentation, Concealment, and False Promises; 2) Fraud, Forgery, and Undue Influence 3) Violation of California Business and Professions Code Sections 17200 et seq; 4) Violation of California Business and Professions Code Sections 17500 et seq; and 5) Discharge of Debt Obtained by Students Whose Eligibility for Federal Student Aid was Falsely Certified by the School - 20 U.S.C. Section 1087; 34 C.F.R. 685.215 Nature of Suit: (63 (Dischargeability - 523(a)(8), student loan)),(02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy)

Docket 1

**\*\*\* VACATED \*\*\* REASON: Improvidently set - jc**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Carlitos Vargas

Represented By  
Todd L Turoci

**Defendant(s):**

United States Department Of

Represented By  
Elan S Levey

Navient Corporation

Represented By  
Robert S Lampl

Navient Credit Finance Corporation

Represented By

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, May 10, 2018**

**Hearing Room 225**

9:00 AM

**CONT... Carlitos Vargas**

**Chapter 7**

Robert S Lampl

Navient Solutions, Inc.

Represented By  
Robert S Lampl

Education Credit Management

Pro Se

**Joint Debtor(s):**

Michelle Vargas

Represented By  
Todd L Turoci

**Plaintiff(s):**

Michelle Vargas

Represented By  
Todd L Turoci

**Trustee(s):**

Todd A. Frealy (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, May 10, 2018**

**Hearing Room 225**

9:00 AM

**6:17-17312 Flem Earl McMillan and Lydia Ventura McMillan**

**Chapter 11**

**#3.00**

Hrg. on chapter 11 Status Conference

(cont. from 2/8/18)

Docket 0

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will inquire into compliance with United States Trustee guidelines and requirements.

Next status conference: June 14, 2018 at 9:00 a.m. (in connection with the disclosure statement hearing).

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Flem Earl McMillan

Represented By  
Todd L Turoci  
Todd L Turoci

**Joint Debtor(s):**

Lydia Ventura McMillan

Represented By  
Todd L Turoci  
Todd L Turoci

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, May 10, 2018**

**Hearing Room 225**

9:00 AM

**6:17-19513 Terry Lee Fleming, Sr**

**Chapter 11**

Adv#: 6:18-01046 Havasu Lakeshore Investments v. Fleming, Sr

**#4.00**

Status Conference re Complaint to (41) to block debtors discharge; to determine nondischargeability of debt re fraud judgment after jury trial; false pretenses, false representation, actual fraud)),(65 (Dischargeability - other)

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will issue a scheduling order:

All fact discovery shall close on September 30, 2018.

Expert reports under FRCP 26(a)(2) are due October 31, 2018.

Responses to expert reports are due November 30, 2018.

All discovery motions shall be heard before December 31, 2018.

The Court sets a further status conference for November 29, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Terry Lee Fleming Sr

Represented By  
James E Till

**Defendant(s):**

Terry Lee Fleming Sr

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, May 10, 2018**

**Hearing Room 225**

9:00 AM

**CONT... Terry Lee Fleming, Sr**

**Chapter 11**

**Plaintiff(s):**

Havasu Lakeshore Investments

Represented By  
Frederick M. Reich  
Martin A Eliopulos  
Grant G. Teeple

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, May 10, 2018**

**Hearing Room 225**

2:30 PM

**6:18-10070 Robbie Y. Youngblood**

**Chapter 7**

**#1.00**

Hrg. on approval of Reaffirmation Agreement filed 4/16/18 Between Debtor and Los Angeles Police Federal Credit Union, in the amount of \$34,686.38

Docket 17

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The reaffirmation agreement is **not** approved, as it is not in the best interest of the Debtor(s).

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Robbie Y. Youngblood

Represented By  
James D. Hornbuckle

**Trustee(s):**

Todd A. Frealy (TR)

Pro Se



**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, May 10, 2018**

**Hearing Room 225**

2:30 PM

**6:18-10204 Joshua J. Johnson**

**Chapter 7**

**#2.00**

Hrg on Approval of Reaffirmation Agreement Between Debtor and Harley-Davidson Credit Corp, in the amount of \$436.74

re: 2006 Harley-Davidson XL 1200C

Docket 8

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The reaffirmation agreement is approved provided debtor believes he can afford the remaining payments.

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Joshua J. Johnson

Represented By  
James D. Hornbuckle

**Trustee(s):**

Karl T Anderson (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

Thursday, May 10, 2018

Hearing Room 225

2:30 PM

**6:18-10891 Eduardo Alfredo Quiroga and Daniela A. Quiroga**

**Chapter 7**

**#3.00**

Hrg. on Approval of Reaffirmation Agreement filed 4/18/18 between Debtor(s) and Capital One Auto Finance, in the amount of \$17,728.55

Re: 2015 Nissan Roque

Docket 15

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The reaffirmation agreement is **not** approved, as it is not in the best interest of the Debtor(s).

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Eduardo Alfredo Quiroga

Represented By  
Lauren M Foley

**Joint Debtor(s):**

Daniela A. Quiroga

Represented By  
Lauren M Foley

**Trustee(s):**

Steven M Speier (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, May 23, 2018

Hearing Room 6C

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:18-01033 Asencio v. Freedom Communications Inc. et al

**#1.00**

STATUS CONFERENCE Hearing RE: Complaint In Adversary Proceeding For Intentional Employment Discrimination And Wrongful Termination (Complaint filed 2/8/18)

Docket 1

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - NOTICE OF VOLUNTARY DISMISSAL FILED 3-26-18 - (Docket No. [6])**

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

Freedom Communications Inc.

Represented By  
Ryan D ODea

Freedom Services Inc.

Represented By  
Ryan D ODea

Wayne Vandal

Pro Se

**Plaintiff(s):**

Jerry Asencio

Represented By  
Rick Y Zou  
Geoffrey C Lyon

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, May 23, 2018

Hearing Room 6C

9:00 AM

**8:15-15313 Freedom Services Inc.**

**Chapter 11**

Adv#: 8:18-01032 Leon v. Freedom Communications Inc. et al

**#2.00**

STATUS CONFERENCE Hearing RE: Complaint In Adversary Proceeding For Intentional Employment Discrimination And Wrongful Termination (Complaint filed 2/8/18)

Docket 1

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - NOTICE OF VOLUNTARY DISMISSAL FILED 3-26-18 - (Docket No. [6])**

**Party Information**

**Debtor(s):**

Freedom Services Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman

**Defendant(s):**

Freedom Communications Inc.

Represented By  
Ryan D ODea

Freedom Services Inc.

Represented By  
Ryan D ODea

Wayne Vandal

Pro Se

**Plaintiff(s):**

Carlos Leon

Represented By  
Rick Y Zou  
Geoffrey C Lyon

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, May 23, 2018

Hearing Room 6C

9:00 AM

**8:17-14478 Dennis Edward Lake**

Chapter 7

Adv#: 8:18-01035 Federal Trade Commission v. Lake

**#3.00**

STATUS CONFERENCE Hearing RE: Complaint For Nondischargeability Of Debt  
(Complaint filed 2/9/18)

Docket 1

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO MAY 30, 2018 AT 9:00  
A.M. PER SUA SPONTE ORDER ENTERED 3-28-18- (Docket No. [8])**

<b>Party Information</b>
--------------------------

**Debtor(s):**

Dennis Edward Lake

Represented By  
D Justin Harelik

**Defendant(s):**

Dennis Edward Lake

Pro Se

**Plaintiff(s):**

Federal Trade Commission

Represented By  
Michael P Mora

**Trustee(s):**

Jeffrey I Golden (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, May 29, 2018**

**Hearing Room 225**

9:00 AM

**6:18-10811 Kevin Beau Sanchez**

**Chapter 7**

**#1.00**

Zieve, Brodnax & Steele LLP - movant attorney

Motion for relief from stay

THE BANK OF NEW YORK MELLON vs Debtor  
(Motion filed 4/23/18)

RE: 1415 Gabriella Court, Upland, California 91784

Docket 8

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

<b>Party Information</b>
--------------------------

**Debtor(s):**

Kevin Beau Sanchez

Represented By  
Richard L. Sturdevant

**Trustee(s):**

John P Pringle (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, May 29, 2018**

**Hearing Room 225**

9:00 AM

**6:18-11069 Terrance Robert Murtagh**

**Chapter 7**

**#2.00**

Edward G. Schloss - movant attorney

Motion for relief from stay

BAYVIEW LOAN SERVICING, LLC vs Debtor  
(Motion filed 4/24/18)

RE: 315 Vista Royale Drive, Palm Desert, CA 92211

Docket 10

**\*\*\* VACATED \*\*\* REASON: Order approving stipulation entered 5/11/18  
- jc**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Terrance Robert Murtagh

Pro Se

**Trustee(s):**

Todd A. Frealy (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, May 29, 2018**

**Hearing Room 225**

9:00 AM

**6:18-11697 Veonica Chavez**

**Chapter 7**

**#3.00**

Aldridge Pite LLP - movant attorney

Motion for relief from stay

THE BANK OF NEW YORK MELLON vs Debtor  
(Motion filed 4/30/18)

RE: 357 Stichman Ave, La Puente, California 91746

Docket 19

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The motion is granted pursuant to 11 U.S.C. § 362(d)(4) only.

The 14-day stay provided by Rule 4001(a)(3) is waived.

Also, grant annulment.

Also, grant the following relief:

- Box 3. Movant, or its agents, may, at its option, offer, provide and enter into a potential forbearance agreement, loan modification, refinance agreement or other loan workout or loss mitigation agreement. Movant, through its servicing agent, may contact the Debtor by telephone or written correspondence to offer such an agreement.

- Box 9. Relief from the stay is granted under 11 U.S.C. § 362(d)(4): If recorded in compliance with applicable state laws governing notices of interests or liens in real property, the order is binding in any other case under this title purporting to affect the Property filed not later than 2 years after the date of the entry of the order by the court, except that a debtor in a subsequent case under this title may move for relief from the order based upon changed circumstances or for good cause shown, after notice and



**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, May 29, 2018**

**Hearing Room 225**

9:00 AM

**CONT...**      **Veonica Chavez**  
hearing.

**Chapter 7**

- Box 10. The order is binding and effective in any bankruptcy case commenced by or against any debtor who claims any interest in the Property for a period of 180 days from the hearing of this Motion upon recording of a copy of this order or giving appropriate notice of its entry in compliance with applicable nonbankruptcy law.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
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**Debtor(s):**

Veonica Chavez	Pro Se
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**Trustee(s):**

Howard B Grobstein (TR)	Pro Se
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**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

Tuesday, May 29, 2018

Hearing Room 225

9:00 AM

6:18-12328 Shanell Denise Pierce

Chapter 7

#4.00

Cooksey, Toolen, Gage, Duffy & Woog - movant attorney

Motion for relief from stay

AMERICREDIT FINANCIAL SERVICES INC vs DEBTOR  
(Motion filed 4/23/18)

RE: 2012 Acura TL, VIN 19UUA8F54CA019831

Docket 8

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The motion is granted pursuant to 11 U.S.C. §§ 362(d)(1) and (d)(2) to permit movant, its successors, transferees and assigns, to enforce its remedies to repossess or otherwise obtain possession and dispose of its collateral pursuant to applicable law, and to use the proceeds from its disposition to satisfy its claim, *unless* the debtor pays all arrearages in full on or before the hearing date on this matter. Movant may not pursue any deficiency claim against the debtor or the estate except by filing a proof of claim pursuant to 11 U.S.C. § 501.

The 14-day stay provided by Rule 4001(a)(3) is waived.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Shanell Denise Pierce

Represented By  
Alaa A Ibrahim

**Trustee(s):**

Steven M Speier (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, May 29, 2018**

**Hearing Room 225**

9:00 AM

**6:18-12585 Wendy Ruiz**

**Chapter 7**

**#5.00**

Law Offices of Vincent V. Frounjian, P.C. - movant attorney

Motion for Relief from Stay

Honda Lease Trust vs. DEBTOR  
(Motion filed 5/2/18)

RE: 2017 HONDA ACCORD VIN: 1HGCR2F14HA042077

Docket 11

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The motion is granted pursuant to 11 U.S.C. §§ 362(d)(1) and (d)(2) to permit movant, its successors, transferees and assigns, to enforce its remedies to repossess or otherwise obtain possession and dispose of its collateral pursuant to applicable law, and to use the proceeds from its disposition to satisfy its claim, *unless* the debtor pays all arrearages in full on or before the hearing date on this matter. Movant may not pursue any deficiency claim against the debtor or the estate except by filing a proof of claim pursuant to 11 U.S.C. § 501.

The 14-day stay provided by Rule 4001(a)(3) is waived.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Wendy Ruiz

Represented By  
John F Brady

**Trustee(s):**

John P Pringle (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

Tuesday, May 29, 2018

Hearing Room 225

2:00 PM

6:15-16364 Summerwind Solar Cal, LLC

Chapter 7

#1.00

Hrg on Trustee's Final Report and Applications for Compensation

Docket 66

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

In a case under chapter 7 or 11, the court may allow reasonable compensation under § 330 to the trustee for the trustee's services, payable after the trustee renders such services, not to exceed 25% on the first \$5,000 or less, 10% on any amount in excess of \$5,000 but not in excess of \$50,000, 5% on any amount in excess of \$50,000 but not in excess of \$1,000,000, and reasonable compensation not to exceed 3% of such moneys in excess of \$1,000,000, upon all moneys disbursed or turned over in the case by the trustee to parties in interest, excluding the debtor, but including holders of secured claims. 11 U.S.C. § 326(a).

The Court finds that the Trustee's requested compensation meets the requirements of 11 U.S.C. § 326(a) and represents reasonable compensation for actual, necessary services rendered in the administration of this estate.

The compensation is approved as to the Trustee, with fees in the amount of \$4,500.00 and expenses in the amount of \$57.79.

The compensation is approved as to the Trustee's attorneys, with fees in the amount of \$24,314.00 and expenses in the amount of \$218.35.

The compensation is approved as to the Trustee's accountants, with fees in the amount of \$6,037.50 and expenses in the amount of \$665.89.

The Court approves payments to the Franchise Tax Board.

CHAPTER 7 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Summerwind Solar Cal, LLC

Represented By  
Richard B Andrade

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, May 29, 2018**

**Hearing Room 225**

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2:00 PM

**CONT... Summerwind Solar Cal, LLC**

**Chapter 7**

**Trustee(s):**

Steven M Speier (TR)

Represented By  
Robert P Goe

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

Tuesday, May 29, 2018

Hearing Room 225

2:00 PM

6:17-12022 Elias V Villanueva, Sr

Chapter 7

#2.00

Hrg on Trustee's Final Report and Applications for Compensation

Docket 92

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

In a case under chapter 7 or 11, the court may allow reasonable compensation under § 330 to the trustee for the trustee's services, payable after the trustee renders such services, not to exceed 25% on the first \$5,000 or less, 10% on any amount in excess of \$5,000 but not in excess of \$50,000, 5% on any amount in excess of \$50,000 but not in excess of \$1,000,000, and reasonable compensation not to exceed 3% of such moneys in excess of \$1,000,000, upon all moneys disbursed or turned over in the case by the trustee to parties in interest, excluding the debtor, but including holders of secured claims. 11 U.S.C. § 326(a).

The Court finds that the Trustee's requested compensation meets the requirements of 11 U.S.C. § 326(a) and represents reasonable compensation for actual, necessary services rendered in the administration of this estate.

The compensation is approved as to the Trustee, with fees in the amount of \$19,771.85 and expenses in the amount of \$230.36.

The compensation is approved as to the Trustee's attorneys, with fees in the amount of \$18,413.50 and expenses in the amount of \$1,034.38.

The compensation is approved as to the Trustee's accountants, with fees in the amount of \$3,522.50 and expenses in the amount of \$307.75.

CHAPTER 7 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Elias V Villanueva Sr

Represented By  
Odeha L Warren

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, May 29, 2018**

**Hearing Room 225**

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2:00 PM

**CONT... Elias V Villanueva, Sr**

**Chapter 7**

**Trustee(s):**

Lynda T. Bui (TR)

Represented By

Leonard M Shulman

Melissa Davis Lowe

Shulman Hodges & Bastian LLP

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

Tuesday, May 29, 2018

Hearing Room 225

2:00 PM

6:17-12867 Alicia Louise Paoletta

Chapter 7

#3.00

Hrg on Trustee's Final Report and Applications for Compensation

Docket 27

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

In a case under chapter 7 or 11, the court may allow reasonable compensation under § 330 to the trustee for the trustee's services, payable after the trustee renders such services, not to exceed 25% on the first \$5,000 or less, 10% on any amount in excess of \$5,000 but not in excess of \$50,000, 5% on any amount in excess of \$50,000 but not in excess of \$1,000,000, and reasonable compensation not to exceed 3% of such moneys in excess of \$1,000,000, upon all moneys disbursed or turned over in the case by the trustee to parties in interest, excluding the debtor, but including holders of secured claims. 11 U.S.C. § 326(a).

The Court finds that the Trustee's requested compensation meets the requirements of 11 U.S.C. § 326(a) and represents reasonable compensation for actual, necessary services rendered in the administration of this estate.

The compensation is approved as to the Trustee, with fees in the amount of \$1,843.00 and expenses in the amount of \$133.15.

The Court approves the payment to Wells Fargo.

CHAPTER 7 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Alicia Louise Paoletta

Represented By  
Jenny L Doling

**Trustee(s):**

John P Pringle (TR)

Pro Se



**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, May 29, 2018**

**Hearing Room 225**

2:00 PM

**6:17-14661 WHAA LLC**

**Chapter 11**

**#4.00**

Hrg on Application of Margarit Kazaryan, Attorney at Law, General Bankruptcy Counsel for Debtor Up to and Including August 1, 2017, for Allowance of Fees and Reimbursement of Costs for the Period of Employment

Docket 149

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the application and allow on a final basis:

Attorney's fees: \$15,350.00

Attorney's expenses: \$2,695.58

MR. HAYES TO LODGE A SINGLE ORDER COVERING THESE FEES AND EXPENSES AND HIS FEES AND EXPENSES VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

WHAA LLC

Represented By  
M Jonathan Hayes

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, May 29, 2018**

**Hearing Room 225**

2:00 PM

**6:17-14661 WHAA LLC**

**Chapter 11**

**#5.00**

Hrg on First And Final Application By M. Jonathan Hayes, General Bankruptcy Counsel For The Debtor, For Allowance Of Fees And Reimbursement Of Costs For The Period July 31, 2017 Through April 4, 2018; Fee: \$58,846.00, Expenses: \$1,262.36

Docket 152

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the application and allow on a final basis:

Attorney's fees: \$58,846.00

Attorney's expenses: \$1,262.36

APPLICANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
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**Debtor(s):**

WHAA LLC

Represented By  
M Jonathan Hayes

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, May 29, 2018**

**Hearing Room 225**

2:00 PM

**6:17-14661 WHAA LLC**

**Chapter 11**

**#6.00**

Hrg on Motion By Debtor To Dismiss Chapter 11 Case

Docket 154

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Continue the hearing to July 10, 2018 at 2:00 p.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

WHAA LLC

Represented By  
M Jonathan Hayes

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, May 29, 2018**

**Hearing Room 225**

2:00 PM

**6:17-18040 Steven Michael Hodgden and Christina Hodgden**

**Chapter 7**

**#7.00**

Hrg on Trustee's Motion for Order Compelling Turnover of Unscheduled Estate Property and Documents

(Cont. from: 3/27/18)

Docket 29

**\*\*\* VACATED \*\*\* REASON: Order entered 5/21/18 - jc**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
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**Debtor(s):**

Steven Michael Hodgden

Represented By  
Gary S Saunders

**Joint Debtor(s):**

Christina Hodgden

Represented By  
Gary S Saunders

**Trustee(s):**

Todd A. Frealy (TR)

Represented By  
Michelle A Marchisotto

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, May 29, 2018**

**Hearing Room 225**

2:00 PM

**6:17-20521 Val James Simon and Katherine Lois Simon**

**Chapter 7**

**#8.00**

Hrg on Creditor Jamie Taylor's Objection to Exemption

Docket 14

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Pursuant to FRBP 9014, the Court will permit creditor Jamie Taylor to take discovery of matters related to the objection to exemption.

Discovery shall close on July 31, 2018.

Discovery motions shall be heard before August 15, 2018.

Jamie Taylor may file a supplemental pleading related to her objection on or before September 15, 2018.

Debtor may file a supplemental opposition on or before September 30, 2018.

Jamie Taylor may file a reply on or before October 7, 2018

The Court continues the hearing on the objection to October 23, 2018 at 2:00 p.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Val James Simon

Represented By  
Todd L Turoci

**Joint Debtor(s):**

Katherine Lois Simon

Represented By  
Todd L Turoci

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, May 29, 2018**

**Hearing Room 225**

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2:00 PM

**CONT... Val James Simon and Katherine Lois Simon**

**Chapter 7**

**Trustee(s):**

Robert Whitmore (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, May 29, 2018**

**Hearing Room 225**

2:00 PM

**6:18-11736 Brandon Ward and Latasha Ward**

**Chapter 7**

**#9.00**

Hrg on Motion of United States Trustee To Disgorge Fees And Impose Damages And Fines Against Bankruptcy Petition Preparer, Martin Rojas

Docket 14

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the motion. Mr. Rojas is ordered to disgorge \$250.00 and pay damages of \$2,000.00 to Debtors on or before June 29, 2018. The Court imposes fines on Mr. Rojas of \$19,000.00, to be paid on or before July 31, 2018.

UNITED STATES TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
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**Debtor(s):**

Brandon Ward	Pro Se
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**Joint Debtor(s):**

Latasha Ward	Pro Se
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**Trustee(s):**

Steven M Speier (TR)	Pro Se
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**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, May 30, 2018**

**Hearing Room 6C**

9:00 AM

**8:16-10045 C & W Murphy and Associates, Inc.**

**Chapter 7**

Adv#: 8:18-01002 Kosmala v. Savannah Corp. et al

**#1.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint For Avoidance Of Fraudulent Transfers (11 U.S.C. Section 548, And/Or Section 544); Avoidance Of Preferential Transfers (11 U.S.C. Section 547); And Conversion (Complaint filed 1/5/18)  
(Another Summons issued 3/8/18)

FR: 3-28-18

Docket 1

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO DECEMBER 12, 2018  
AT 9:00 A.M. PER ORDER APPROVING THE STIPULATION  
CONTINUING THE STATUS CONFERENCE ENTERED 5-23-18 - (Docket  
No. [14])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

C & W Murphy and Associates, Inc.	Represented By D Edward Hays
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**Defendant(s):**

Savannah Corp.	Pro Se
The Olivia Group	Pro Se
Reagan Industries, Inc.	Pro Se
William J Murphy and Cheryl Lynn	Pro Se
Cristen Durham	Pro Se
Jacquelyn Murphy Romero	Pro Se
Brandon Durham	Pro Se



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, May 30, 2018**

**Hearing Room 6C**

---

9:00 AM

**CONT... C & W Murphy and Associates, Inc.**

**Chapter 7**

Margaret Murphy

Pro Se

**Plaintiff(s):**

Weneta M.A. Kosmala

Represented By  
Erin P Moriarty

**Trustee(s):**

Weneta M Kosmala (TR)

Represented By  
Erin P Moriarty

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, May 30, 2018**

**Hearing Room 6C**

9:00 AM

**8:16-10045 C & W Murphy and Associates, Inc.**

**Chapter 7**

Adv#: 8:18-01003 Kosmala v. Infinity Builders, Inc. et al

**#2.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint For Avoidance Of Fraudulent Transfers (11 U.S.C. Section 548, And/Or Section 544) And/Or Preferential Transfers (11 U.S.C. Section 547)  
(Complaint filed 1/5/18)  
(Another Summons issued 3/8/18)

Docket 1

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO JULY 25, 2018 PER ANOTHER SUMMONS ISSUED ON 5-7-18 - (Docket No. [8])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
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**Debtor(s):**

C & W Murphy and Associates, Inc.

Represented By  
D Edward Hays

**Defendant(s):**

Infinity Builders, Inc.

Pro Se

Ashley N. Belthius

Pro Se

**Plaintiff(s):**

Weneta M.A. Kosmala

Represented By  
Erin P Moriarty

**Trustee(s):**

Weneta M Kosmala (TR)

Represented By  
Erin P Moriarty

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, May 30, 2018

Hearing Room 6C

9:00 AM

**8:16-10045 C & W Murphy and Associates, Inc.**

**Chapter 7**

Adv#: 8:18-01004 Kosmala v. First Farmers Bank & Truste Co. et al

**#3.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint For Declaratory Relief; Avoidance Of Lien (11 U.S.C. Section 544, And/Or Section 548); Accounting; And Objection To Claim (11 U.S.C. Section 502) (Complaint filed 1/5/18) (Another Summons issued 3/8/18)

Docket 1

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO JULY 25, 2018 AT 9:00 A.M. PER ANOTHER SUMMONS ISSUED 5-8-18 (Docket No. [10])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
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**Debtor(s):**

C & W Murphy and Associates, Inc.	Represented By D Edward Hays
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**Defendant(s):**

First Farmers Bank & Truste Co.	Pro Se
Vohne Liche Kennels, Inc.	Pro Se
VLK Risk Consultants, Inc.	Pro Se

**Plaintiff(s):**

Weneta M.A. Kosmala	Represented By Erin P Moriarty
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**Trustee(s):**

Weneta M Kosmala (TR)	Represented By Erin P Moriarty
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**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, May 30, 2018**

**Hearing Room 6C**

9:00 AM

**8:16-10849 Casey John Simon**

**Chapter 7**

Adv#: 8:16-01187 Gordy v. Simon et al

**#4.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint To Deny And Object To The Debtors' Discharge Pursuant To 11 U.S.C. Section 727 (Complaint filed 8/12/16)

FR: 11-9-16; 3-8-17; 5-31-17; 12-13-17; 2-28-18

Docket 1

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO SEPTEMBER 5, 2018 AT 9:00 A.M. PER ORDER ON STIPULATION ENTERED 5-25-18 (Docket No. [90])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Casey John Simon

Represented By  
Kelly Zinser

**Defendant(s):**

Casey John Simon

Represented By  
Kelly Zinser

Korrine Ellen Simon

Represented By  
Kelly Zinser

**Joint Debtor(s):**

Korrine Ellen Simon

Represented By  
Kelly Zinser

**Plaintiff(s):**

Paul Thomas Gordy

Represented By  
Gary Leibowitz

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, May 30, 2018**

**Hearing Room 6C**

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9:00 AM

**CONT... Casey John Simon**

**Chapter 7**

**Trustee(s):**

Karen S Naylor (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, May 30, 2018**

**Hearing Room 6C**

9:00 AM

**8:16-14461 Blue Light Capital Corp**

**Chapter 11**

Adv#: 8:17-01082 Blue Light Capital Corp v. Bian

**#5.00**

Hearing RE: Motion For Summary Judgment, Or In The Alternative, Summary Adjudication  
(Motion filed 4/3/18)

Docket 33

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO JUNE 27, 2018 AT 9:00  
A.M. PER ORDER APPROVING STIPULATION TO CONTINUE  
HEARING ON MOTION FOR SUMMARY JUDGMENT AND EXTEND  
CORRESPONDING DEADLINES ENTERED 5/7/18 (Docket No. [43])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Blue Light Capital Corp

Represented By  
Alan M Lurya

**Defendant(s):**

Wenqiang Bian

Represented By  
Chad V Haes

**Plaintiff(s):**

Blue Light Capital Corp

Represented By  
Alan M Lurya

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, May 30, 2018

Hearing Room 6C

9:00 AM

8:17-13152 Se Y Oh

Chapter 11

#6.00

CONT'D STATUS CONFERENCE Hearing RE: (1) Status Of Chapter 11 Case;  
And (2) Requiring Report On Status Of Chapter 11 Case  
(Petition filed 8/7/17)

FR: 10-18-17; 4-4-18; 4-4-18

Docket 0

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - ORDER GRANTING  
UNITED STATES TRUSTEE'S MOTION TO DISMISS CASE ENTERED 5  
-2-18 - (Docket No. [100])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
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**Debtor(s):**

Se Y Oh

Represented By  
Stephen R Wade  
Richard H Lee

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, May 30, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-14089 Mohdsameer Aljanedi Dental Corporation**

**Chapter 11**

**#7.00**

CONT'D STATUS CONFERENCE Hearing RE: (1) Status of Chapter 11 Case;  
And (2) Requiring Report On Status Of Chapter 11 Case  
(Petition filed 10/15/17)

FR: 12-20-17; 3-7-18

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will inquire into compliance with United States Trustee guidelines and requirements.

Next status conference: September 12, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Mohdsameer Aljanedi Dental

Represented By  
Michael R Totaro



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, May 30, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-14478 Dennis Edward Lake**

**Chapter 7**

Adv#: 8:18-01035 Federal Trade Commission v. Lake

**#8.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint For  
Nondischargeability Of Debt  
(Complaint filed 2/9/18)

FR: 5-23-18

Docket 1

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO JUNE 27, 2018 AT 9:00  
A.M. PER AMENDED SUMMONS ISSUED 3-30-18 - (Docket No. [11])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
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**Debtor(s):**

Dennis Edward Lake

Represented By  
D Justin Harelik

**Defendant(s):**

Dennis Edward Lake

Pro Se

**Plaintiff(s):**

Federal Trade Commission

Represented By  
Michael P Mora

**Trustee(s):**

Jeffrey I Golden (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, May 30, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-10897 Trinity Han**

**Chapter 11**

**#9.00**

STATUS CONFERENCE Hearing RE: (1) Status Of Chapter 11 Case; And (2) Requiring Report On Status Of Chapter 11 Case (Petition filed 3/18/18)

Docket 0

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will inquire into compliance with United States Trustee guidelines and requirements.

The Court will set the following deadlines:

1. Debtor shall file a plan and disclosure statement on or before October 31, 2018.
2. A plan shall be confirmed on or before January 31, 2019.

Next status conference: September 12, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Trinity Han

Represented By  
Michael R Totaro

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, May 30, 2018

Hearing Room 6C

9:00 AM

**8:18-11621 Christine K Roberts**

**Chapter 13**

**#10.00**

Hearing RE: Motion In Individual Case For Order Imposing A Stay Or Continuing The Automatic Stay As The Court Deems Appropriate (Motion Filed 5/7/18)

**[RE: 1109 W. 21st Street, Santa Ana, CA 92706]**

Docket 10

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the motion and continue the automatic stay.

DEBTOR TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Christine K Roberts

Represented By  
Bruce D White

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, May 31, 2018**

**Hearing Room 225**

9:00 AM

**6:16-12645 Frank Bagheritarie**

**Chapter 7**

Adv#: 6:17-01192 Zagros Horizons USA, Inc. v. Bagheritarie

**#1.00**

Hrg on Mohamed Bagheri's, Party in Interest re Motion For Joinder As Additional Plaintiff under F.R.B.P. 7019 and 7020

Docket 29

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Continue the hearing to August 30, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Frank Bagheritarie

Represented By  
Neil R Hedtke

**Defendant(s):**

Frank Bagheritarie

Represented By  
Varand Gourjian

**Plaintiff(s):**

Zagros Horizons USA, Inc.

Represented By  
Dina Farhat  
Paymon Bidari

**Trustee(s):**

John P Pringle (TR)

Represented By  
Wesley H Avery

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, May 31, 2018**

**Hearing Room 225**

9:00 AM

**6:16-14576 USA Sales, Inc.**

**Chapter 11**

Adv#: 6:16-01302 USA Sales, Inc. v. California State Board Of Equalization

**#2.00**

STATUS CONFERENCE Re: Complaint to determin amount of taxes owed pursuant to Bankruptcy Code 505(A); Objection to claim of the California Board of Equalization

(Cont. from 3/1/18)

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will stay this adversary proceeding to permit the Debtor to object to the newly-filed \$1.3 million contingent administrative claim.

At a party's request, the Court will set a discovery schedule for litigation of this administrative expense claim. The Court will not order mediation where one of the parties strongly opposes mediation and that party is a taxing authority because, in the Court's experience, such a mediation is usually unsuccessful and a waste of time and money.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

USA Sales, Inc.

Represented By

Daren M Schlecter

Rachel S Milman Esq

A. Lavar Taylor

**Defendant(s):**

California State Board Of

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, May 31, 2018**

**Hearing Room 225**

9:00 AM

**CONT... USA Sales, Inc.**

**Chapter 11**

**Plaintiff(s):**

USA Sales, Inc.

Represented By  
Lisa Nelson

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, May 31, 2018**

**Hearing Room 225**

9:00 AM

**6:16-14576 USA Sales, Inc.**

**Chapter 11**

**#3.00**

Hrg. on Chapter 11 Status Conference on the Plan and Disclosure Statement

(Cont. from 3/8/17)

Docket 0

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will inquire into compliance with United States Trustee guidelines and requirements.

Next status conference: October 25, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

<b>Party Information</b>
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**Debtor(s):**

USA Sales, Inc.

Represented By

Daren M Schlecter

Rachel S Milman Esq

A. Lavar Taylor

Lisa Nelson

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, May 31, 2018**

**Hearing Room 225**

9:00 AM

**6:17-19513 Terry Lee Fleming, Sr**

**Chapter 11**

Adv#: 6:17-01273 Fleming, Sr et al v. Fleming, Jr et al

**#4.00**

Hrg on Plaintiff's Motion For Summary Judgment, or in the alternative,  
Summary Adjudication

Docket 10

**\*\*\* VACATED \*\*\* REASON: Ntc of withdrwal filed 5/22/18 -yg**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Terry Lee Fleming Sr

Represented By  
James E Till

**Defendant(s):**

Terry Lee Fleming Jr

Represented By  
Michael B Reynolds

Patricia Wilson-Fleming

Represented By  
Randall S. Waier

Havasu Landing LLC

Represented By  
Michael B Reynolds

**Plaintiff(s):**

Terry Lee Fleming Sr

Represented By  
James E Till  
James E Till

Havasu Lakeshore Investments

Represented By  
Martin A Eliopoulos



**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, May 31, 2018**

**Hearing Room 225**

9:00 AM

**6:17-20091 Nanette Denise Marchand**  
Adv#: 6:18-01059 Banhart v. Marchand

**Chapter 7**

**#5.00**

Hrg. on STATUS CONFERENCE re: Complaint for Denial of Discharge 11  
U.S.C. §727

Docket 1

**\*\*\* VACATED \*\*\* REASON: Cont. to 6/14/18 @ 9:00 a.m. - jc**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Nanette Denise Marchand

Represented By  
David M Flader

**Defendant(s):**

Nanette Denise Marchand

Pro Se

**Plaintiff(s):**

Robert Banhart

Represented By  
Kyle P Kelley

**Trustee(s):**

John P Pringle (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, May 31, 2018**

**Hearing Room 225**

9:00 AM

**6:17-20091 Nanette Denise Marchand**

**Chapter 7**

Adv#: 6:18-01059      Banhart v. Marchand

**#6.00**

Hrg on Defendants Motion to Dismiss Adversary Complaint for Denial of Discharge pursuant to 1) 11 USC Section 727(A)(2), 2) 11 USC Section 727(A)(3) and 3) 11 USC Section 727(A)(4)

Docket      5

**\*\*\* VACATED \*\*\* REASON: Cont. to 6/14/18 @ 9:00 a.m. - jc**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Nanette Denise Marchand

Represented By  
David M Flader

**Defendant(s):**

Nanette Denise Marchand

Represented By  
Baruch C Cohen

**Plaintiff(s):**

Robert Banhart

Represented By  
Kyle P Kelley

**Trustee(s):**

John P Pringle (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, May 31, 2018**

**Hearing Room 225**

2:00 PM

**6:16-15248 Murray Altman**

**Chapter 11**

**#1.00**

Hrg. on Chapter 11 Status Conference

Docket 0

**\*\*\* VACATED \*\*\* REASON: Cont. to 6/7/18 at 2:00 pm**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Murray Altman

Represented By  
Andrew S Bisom

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, May 31, 2018**

**Hearing Room 225**

2:00 PM

**6:16-15248 Murray Altman**

**Chapter 11**

**#2.00**

Hrg. on Disclosure Statement

Docket 0

**\*\*\* VACATED \*\*\* REASON: Cont. to 6/7/18 at 2:00 pm**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Murray Altman

Represented By  
Andrew S Bisom

United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar

Thursday, May 31, 2018

Hearing Room 225

2:00 PM

6:16-15248 Murray Altman

Chapter 11

Adv#: 6:16-01167 Shin v. Altman

#3.00

Hrg re: STATUS CONFERENCE re fraud as fiduciary, embezzlement,  
larceny)),(68 (Dischargeability - 523(a)(6), willful and malicious injury

re: to address any issues that may arise prior to trial

Docket 1

\*\*\* VACATED \*\*\* REASON: Cont. to 6/7/18 at 2:00 pm

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Murray Altman

Represented By  
Andrew S Bisom

**Defendant(s):**

Murray Altman

Pro Se

**Plaintiff(s):**

Yun Hei Shin

Represented By  
Kathleen P March

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, June 04, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15792 James Jinwoo Kim**

**Chapter 13**

**#1.00**

Motion for relief from stay [Real Property]

Vidorra Homeowners Association vs. DEBTOR  
(Motion filed 4/30/18)

**[RE: 10072 Albee Avenue, Tustin, CA 92782]**

Docket 160

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The Court will set an evidentiary hearing for July 30, 2018 at 9:00 a.m. on the following issues: (1) reconciliation of postpetition payments made by Debtor to the HOA and whether Debtor currently owes what the HOA contends or, alternatively, whether the HOA has been unlawfully applying postpetition payments to prepetition obligations in a manner not permitted under the plan; and (2) whether the petition was filed in bad faith.

Discovery may be taken by the parties pursuant to FRBP 9014(c).

Debtor shall file a brief on or before June 23, 2018. The HOA shall file a brief on or before July 7, 2018. Debtor may file a reply to the HOA's brief on or before July 14, 2018. Each brief shall state the identity of witnesses to be called at the evidentiary hearing. All exhibits to be used at the hearing shall be filed on or before June 14, 2018.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

James Jinwoo Kim

Represented By  
Amanda G Billyard  
Andy C Warshaw

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, June 04, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... James Jinwoo Kim**

**Chapter 13**

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, June 04, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-10726 Luis Almodovar and Margarita Almodovar**

**Chapter 13**

**#2.00**

Motion for relief from stay [Real Property]

MTGLQ Investors, LP, Its Assignees And/Or Successors vs. DEBTOR  
(Motion filed 5/7/18)

**[RE: 640 Ash Way, La Habra, CA 90631]**

**[Tele. appr., Nancy Lee, repr., Rushmore Loan Management]**

Docket 63

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The motion is granted pursuant to 11 U.S.C. § 362(d)(1) to permit movant, its successors, transferees and assigns, to enforce its remedies to foreclose upon and obtain possession of the subject property in accordance with applicable law, *unless* the debtor pays all arrearages in full on or before the hearing date on this matter. Movant may not pursue any deficiency claim against the debtor or the estate except by filing a proof of claim pursuant to 11 U.S.C. § 501.

The 14-day stay provided by Rule 4001(a)(3) is waived.

Also, grant the following relief:

- Box 3. Movant, or its agents, may, at its option, offer, provide and enter into a potential forbearance agreement, loan modification, refinance agreement or other loan workout or loss mitigation agreement. Movant, through its servicing agent, may contact the Debtor by telephone or written correspondence to offer such an agreement.

- Box 12. Upon entry of the order, for purposes of Cal. Civ. Code § 2923.5, the Debtor is a borrower as defined in Cal. Civ.Code § 2920.5(c)(2)(C).



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, June 04, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... Luis Almodovar and Margarita Almodovar**

**Chapter 13**

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Luis Almodovar

Represented By  
Timothy Quick

**Joint Debtor(s):**

Margarita Almodovar

Represented By  
Timothy Quick

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, June 04, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-14949 David Michael Weisman**

**Chapter 7**

**#3.00**

Motion for relief from stay [Real Property]

U.S. Bank National Association, As Trustee, Successor In Interest To Bank Of America, National Association, As Trustee, Successor By Merger To LaSalle Bank National Association, As Trustee For Thornburg Mortgage Securities Trust 2006-4 vs. DEBTOR  
(Motion filed 4/25/18)

**[RE: 2039 Irvine Avenue, Costa Mesa, California 92627]**

**[Tele. appr., Alexander K. Lee, repr., U.S. Bank National Association]**

Docket 24

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The motion is granted pursuant to 11 U.S.C. §§ 362(d)(1) and (d)(2) to permit movant, its successors, transferees and assigns, to enforce its remedies to foreclose upon and obtain possession of the subject property in accordance with applicable law, *unless* the debtor pays all arrearages in full on or before the hearing date on this matter. Movant may not pursue any deficiency claim against the debtor or the estate except by filing a proof of claim pursuant to 11 U.S.C. § 501.

The 14-day stay provided by Rule 4001(a)(3) is waived.

Also, grant the following relief:

- Box 3. Movant, or its agents, may, at its option, offer, provide and enter into a potential forbearance agreement, loan modification, refinance agreement or other loan workout or loss mitigation agreement. Movant, through its servicing agent, may contact the Debtor by telephone or written correspondence to offer such an agreement.

**MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.**

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, June 04, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... David Michael Weisman**

**Chapter 7**

**Party Information**

**Debtor(s):**

David Michael Weisman

Represented By  
Daniel King

**Trustee(s):**

Karen S Naylor (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, June 04, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-10418 Stephanie Gilbert and Jeffrey A Neal**

**Chapter 7**

**#4.00**

Motion for relief from stay [Real Property]

HSBC Bank USA, N.A., As Trustee For The Registered Holders Of Nomura Home Equity Loan, Inc., Asset-Backed Certificates, Series 2007-3 vs. DEBTORS  
(Motion filed 4/18/18)

**[RE: 1137 Washington Place, Baldwin, New York 11510]**

**[Tele. appr., Sean Ferry, repr., HSBC Bank USA, N.A.]**

Docket 11

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The motion is granted pursuant to 11 U.S.C. §§ 362(d)(1) and (d)(2) to permit movant, its successors, transferees and assigns, to enforce its remedies to foreclose upon and obtain possession of the subject property in accordance with applicable law, *unless* the debtor pays all arrearages in full on or before the hearing date on this matter. Movant may not pursue any deficiency claim against the debtor or the estate except by filing a proof of claim pursuant to 11 U.S.C. § 501.

The 14-day stay provided by Rule 4001(a)(3) is waived.

Also, grant the following relief:

- Box 3. Movant, or its agents, may, at its option, offer, provide and enter into a potential forbearance agreement, loan modification, refinance agreement or other loan workout or loss mitigation agreement. Movant, through its servicing agent, may contact the Debtor by telephone or written correspondence to offer such an agreement.

**MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.**

**Party Information**

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, June 04, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... Stephanie Gilbert and Jeffrey A Neal**

**Chapter 7**

**Debtor(s):**

Stephanie Gilbert

Represented By  
Lionel E Giron

**Joint Debtor(s):**

Jeffrey A Neal

Represented By  
Lionel E Giron

**Trustee(s):**

Weneta M Kosmala (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, June 04, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-10750 Trung Bieu Pham**

**Chapter 13**

**#5.00**

Motion for relief from stay [Real Property]

Bayview Loan Servicing, LLC As Servicer For The Bank Of New York Mellon fka The Bank Of New York, As Trustee For The Certificateholders CWALT, Inc., Alternative Loan Trust 2006-OA22, Mortgage Pass-Through Certificates, Series 2006-OA22 vs. DEBTOR  
(Motion filed 4/26/18)

**[Case Dismissed 3/23/18**

**[RE: 2600 Cliff Drive, Newport Beach, California 92663]**

Docket 12

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The motion is granted pursuant to 11 U.S.C. § 362(d)(4).

The Court finds that the filing of the petition was part of a scheme to hinder, delay and defraud creditors involving a transfer of all or part ownership of, or other interest in, the subject property without the consent of the movant or court approval and/or the filing of multiple bankruptcy cases relating to the subject property. 11 U.S.C. § 362(d)(4).

Grant the following relief:

- Box 3. Movant, or its agents, may, at its option, offer, provide and enter into a potential forbearance agreement, loan modification, refinance agreement or other loan workout or loss mitigation agreement. Movant, through its servicing agent, may contact the Debtor by telephone or written correspondence to offer such an agreement.

- Box 9. Relief from stay is granted under 11 U.S.C. § 362(d)(4), if the order granting this motion is recorded in compliance with state laws governing notices of interest or

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, June 04, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... Trung Bieu Pham**

**Chapter 13**

liens in real property, the order is binding in any other case under this title purporting to affect the Property filed not later than two years after the date of entry of such order, except that a debtor in a subsequent case under this title may move for relief from the order based upon changed circumstances or for good cause shown, after notice and a hearing.

The 14-day stay provided by Rule 4001(a)(3) is waived.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
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**Debtor(s):**

Trung Bieu Pham	Pro Se
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**Trustee(s):**

Amrane (SA) Cohen (TR)	Pro Se
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**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, June 04, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-10905 Michael William Devine**

**Chapter 7**

**#6.00**

Motion for relief from stay [Unlawful Detainer]

Western Holding Group, A CA Corp. DBA La Property Management Group vs.  
DEBTOR  
(Motion filed 5/14/18)

**[RE: 22821 Lake Forest Drive, Number 100, Lake Forest, CA 92630]**

Docket 8

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The motion is granted pursuant to 11 U.S.C. § 362(d)(1). This motion has been filed to proceed with an unlawful detainer action. This action must go forward because the debtor's right to possess the premises must be determined. This does not change simply because a bankruptcy petition was filed.

The 14-day stay provided by Rule 4001(a)(3) is waived.

Deny request for annulment.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Michael William Devine

Represented By  
Christopher J Langley

**Trustee(s):**

Richard A Marshack (TR)

Pro Se



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, June 04, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-10993 Maria Isabel Rendon**

**Chapter 7**

**#7.00**

Motion for relief from stay [Personal Property]

Toyota Motor Credit Corporation, Servicing Agent For Toyota Lease Trust vs.  
DEBTOR  
(Motion filed 4/26/18)

**[RE: 2015 Toyota Corolla - VIN No.: 5YFBURHE5FP336503]**

Docket 7

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The motion is granted pursuant to 11 U.S.C. §§ 362(d)(1) and (d)(2) to permit movant, its successors, transferees and assigns, to enforce its remedies to repossess or otherwise obtain possession and dispose of its collateral pursuant to applicable law, and to use the proceeds from its disposition to satisfy its claim, *unless* the debtor pays all arrearages in full on or before the hearing date on this matter. Movant may not pursue any deficiency claim against the debtor or the estate except by filing a proof of claim pursuant to 11 U.S.C. § 501.

The 14-day stay provided by Rule 4001(a)(3) is waived.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Maria Isabel Rendon

Represented By  
Christopher J Langley

**Trustee(s):**

Richard A Marshack (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, June 04, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-11135 Albert George Logue and Carol Ann Logue**

**Chapter 7**

**#8.00**

Motion for relief from stay [Personal Property]

Bank Of The West vs. DEBTORS  
(Motion filed 5/10/18)

**[RE: 2015 Keystone Passport Travel Trailer]  
[VIN No.: 4YDT2452TX412976]**

**[Tele. appr., Mary E. Tang, repr., Bank of The West]**

Docket 9

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The motion is granted pursuant to 11 U.S.C. §§ 362(d)(1) and (d)(2) to permit movant, its successors, transferees and assigns, to enforce its remedies to repossess or otherwise obtain possession and dispose of its collateral pursuant to applicable law, and to use the proceeds from its disposition to satisfy its claim, *unless* the debtor pays all arrearages in full on or before the hearing date on this matter. Movant may not pursue any deficiency claim against the debtor or the estate except by filing a proof of claim pursuant to 11 U.S.C. § 501.

The 14-day stay provided by Rule 4001(a)(3) is waived.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Albert George Logue

Represented By  
Robert P Taylor

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, June 04, 2018**

**Hearing Room 6C**

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9:00 AM

**CONT... Albert George Logue and Carol Ann Logue**

**Chapter 7**

**Joint Debtor(s):**

Carol Ann Logue

Represented By  
Robert P Taylor

**Trustee(s):**

Richard A Marshack (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, June 04, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-11230 Wael Ali**

**Chapter 7**

**#9.00**

Motion for relief from stay [Personal Property]

Mercedes-Benz Financial Services USA LLC vs. DEBTOR  
(Motion filed 5/1/18)

**[RE: 2009 Mercedes-Benz ML350W4 - VIN No.: 4JGBB86E69A493190]**

Docket 19

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The motion is granted pursuant to 11 U.S.C. §§ 362(d)(1) and (d)(2) to permit movant, its successors, transferees and assigns, to enforce its remedies to repossess or otherwise obtain possession and dispose of its collateral pursuant to applicable law, and to use the proceeds from its disposition to satisfy its claim, *unless* the debtor pays all arrearages in full on or before the hearing date on this matter. Movant may not pursue any deficiency claim against the debtor or the estate except by filing a proof of claim pursuant to 11 U.S.C. § 501.

The 14-day stay provided by Rule 4001(a)(3) is waived.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Wael Ali

Represented By  
Ricardo Nicol

**Trustee(s):**

Jeffrey I Golden (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, June 04, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-11230 Wael Ali**

**Chapter 7**

**#10.00**

Motion for relief from stay [Action In Non-Bankruptcy Forum]

Vaselyos Petros Kapetanios vs. DEBTOR  
(Motion filed 4/12/18)

**[RE: Case Name: Vaselyos Petros Kapetanios v. Goody's Cafe, et al.]  
[Docket Number: ADJ10338379]  
[Pending In: Department Of Worker's Compensation Board, San Diego]**

FR: 5-7-18

Docket 15

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will inquire whether the Movant wishes to amend the Motion for Relief From Stay to check the first box under numbered paragraph 4 on page 3 of the Motion and to uncheck the second box. If so, the Court will grant the Motion. If not, the Court will hear argument on why an estimated claim cannot be filed by movant.

**Party Information**

**Debtor(s):**

Wael Ali

Represented By  
Ricardo Nicol

**Trustee(s):**

Jeffrey I Golden (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, June 04, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-11245 Jesus Saldivar and Maria Lidia Vargas**

**Chapter 7**

**#11.00**

Motion for relief from stay [Personal Property]

Nissan Motor Acceptance Corporation vs. DEBTORS  
(Motion filed 4/20/18)

**[RE: 2015 Nissan Sentra - VIN No.: 3N1AB7AP7FY234480]**

Docket 8

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The motion is granted pursuant to 11 U.S.C. §§ 362(d)(1) and (d)(2) to permit movant, its successors, transferees and assigns, to enforce its remedies to repossess or otherwise obtain possession and dispose of its collateral pursuant to applicable law, and to use the proceeds from its disposition to satisfy its claim, *unless* the debtor pays all arrearages in full on or before the hearing date on this matter. Movant may not pursue any deficiency claim against the debtor or the estate except by filing a proof of claim pursuant to 11 U.S.C. § 501.

The 14-day stay provided by Rule 4001(a)(3) is waived.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Jesus Saldivar

Represented By  
Christopher J Langley

**Joint Debtor(s):**

Maria Lidia Vargas

Represented By  
Christopher J Langley

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, June 04, 2018**

**Hearing Room 6C**

---

9:00 AM

**CONT... Jesus Saldivar and Maria Lidia Vargas**

**Chapter 7**

**Trustee(s):**

Karen S Naylor (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, June 04, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-11315 Joseph Tyler Mackay**

**Chapter 13**

**#12.00**

Motion for relief from stay [Real Property]

U.S. Bank National Association As Legal Title Trustee For Truman 2016 SC6  
Title Trust vs. DEBTORS  
(Motion filed 5/14/18)

**[RE: 2856 Terry Road, Laguna Beach, CA 92651]**

**[Tele. appr., Diane V. Weifenbach, repr., U.S. Bank National Association]**

Docket 13

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The motion is granted pursuant to 11 U.S.C. §§ 362(d)(1) and (d)(4) to permit movant, its successors, transferees and assigns, to enforce its remedies to foreclose upon and obtain possession of the subject property in accordance with applicable law, *unless* the debtor pays all arrearages in full on or before the hearing date on this matter. Movant may not pursue any deficiency claim against the debtor or the estate except by filing a proof of claim pursuant to 11 U.S.C. § 501.

The 14-day stay provided by Rule 4001(a)(3) is waived.

The co-debtor stay of 11 U.S.C. § 1201(a) or § 1301(a) is terminated, modified or annulled as to the co-debtor, on the same terms and conditions as to the Debtor.

Also, grant the following relief:

- Box 9. Relief from the stay is granted under 11 U.S.C. § 362(d)(4): If recorded in compliance with applicable state laws governing notices of interests or liens in real property, the order is binding in any other case under this title purporting to affect the Property filed not later than 2 years after the date of the entry of the order by the court,



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, June 04, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... Joseph Tyler Mackay Chapter 13**

except that a debtor in a subsequent case under this title may move for relief from the order based upon changed circumstances or for good cause shown, after notice and hearing.

- Box 10. The order is binding and effective in any bankruptcy case commenced by or against any debtor who claims any interest in the Property for a period of 180 days from the hearing of this Motion upon recording of a copy of this order or giving appropriate notice of its entry in compliance with applicable nonbankruptcy law.

Deny as to an award of attorney's fees or relief other than that granted herein.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Joseph Tyler Mackay Pro Se

**Trustee(s):**

Amrane (SA) Cohen (TR) Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, June 04, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-11487 David Frank Morales and Yvonne Patricia Morales**

**Chapter 7**

**#13.00**

Motion for relief from stay [Personal Property]

Honda Lease Trust vs. DEBTORS; And Karen S. Naylor, Chapter 7 Trustee  
(Motion filed 5/10/18)

**[RE: 2015 Honda Accord - 1HGC R2F5 0FA1 80778]**

Docket 9

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The motion is granted pursuant to 11 U.S.C. §§ 362(d)(1) and (d)(2) to permit movant, its successors, transferees and assigns, to enforce its remedies to repossess or otherwise obtain possession and dispose of its collateral pursuant to applicable law, and to use the proceeds from its disposition to satisfy its claim, *unless* the debtor pays all arrearages in full on or before the hearing date on this matter. Movant may not pursue any deficiency claim against the debtor or the estate except by filing a proof of claim pursuant to 11 U.S.C. § 501.

The 14-day stay provided by Rule 4001(a)(3) is waived.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

David Frank Morales

Represented By  
Christopher J Langley

**Joint Debtor(s):**

Yvonne Patricia Morales

Represented By  
Christopher J Langley

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, June 04, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... David Frank Morales and Yvonne Patricia Morales**

**Chapter 7**

**Trustee(s):**

Karen S Naylor (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, June 04, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-11489 Thanh Duy Dinh**

**Chapter 7**

**#14.00**

Motion for relief from stay [Unlawful Detainer]

Trustee Of The Thomas T. Gregory Revocable Trust Dated July 8, 2005 vs.  
DEBTOR  
(Motion filed 4/27/18)

**[RE: 3251 Falkland Circle, Huntington Beach, CA 92649]**

Docket 7

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - Order and Notice of  
Dismissal for Failure to File Schedules, Statements, and/or Plan ENTERED 5  
-14-18 - (Docket No. [13])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Thanh Duy Dinh

Pro Se

**Trustee(s):**

Karen S Naylor (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, June 04, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-10938 Luis Berumen**

**Chapter 7**

**#1.00**

Hearing RE: Motion For Denial Of Discharge Pursuant To 11 U.S.C. Section 727(a)(8)  
(Motion filed 4/19/18)

Docket 9

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the motion.

UNITED STATES TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Luis Berumen

Pro Se

**Trustee(s):**

Karen S Naylor (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, June 04, 2018**

**Hearing Room 6C**

2:00 PM

**8:12-23047 Jeffrey Sumner Childs**

**Chapter 7**

**#2.00**

CONT'D Hearing RE: Amended Trustee's Final Report And Application For Compensation And Reimbursement Of Expenses (Final Report filed 4/6/18)

**[RE: JEFFREY I. GOLDEN, Chapter 7 Trustee]  
[Fees: \$55,755.00; Expenses: \$4,600.21]**

**[RE: MIRMAN, BUBMAN & NAHMIAS, LLP - Former Attorney For Chapter 7 Trustee]  
[Fees: \$28,016.00; Expenses: \$1,202.07]**

**[RE: CROWE HORWATH LLP - Accountant For Chapter 7 Trustee]  
[Fees: \$27,117.05; Expenses: \$18.05]**

**RE: BAKER & HOSTETLER, LLP - Attorney For Chapter 7 Trustee]  
[Fees: \$702,663.90; Expenses: \$20,949.09]**

**[RE: HAHN FIFE & COMPANY LLP - Accountant For Chapter 7 Trustee]  
[Fees: \$1,701.00; Expenses: \$258.60]**

**[RE: INDEPENDENT MANAGEMENT SERVICES - Field Agent For Chapter 7 Trustee]  
[Fees: \$7,181.25; Expenses: \$4,473.37]**

FR: 5-7-18

**[Tele. appr., Jeffrey I. Golden, repr., Trustee, Jeffrey Golden]**

Docket 709

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, June 04, 2018**

**Hearing Room 6C**

2:00 PM

**CONT... Jeffrey Sumner Childs**

**Chapter 7**

Continue the hearing to June 25, 2018 at 2:00 p.m. to allow matters to come to rest regarding the motion to approve stipulation and any stipulation the parties may wish to file regarding allowance of professional and trustee fees.

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Jeffrey Sumner Childs

Pro Se

**Trustee(s):**

Jeffrey I Golden (TR)

Represented By

Ashley M McDow

Jeffrey I Golden (TR)

Michael T Delaney

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, June 04, 2018**

**Hearing Room 6C**

2:00 PM

**8:13-14702 Marc Joseph Spizzirri**

**Chapter 7**

**#3.00**

CONT'D Hearing RE: Examination RE: Enforcement Of Judgment Of Marc Joseph Spizzirri To Furnish Information To Aid In Enforcement Of A Money Judgment Against You.  
(Set per Order Entered 3/19/18)

FR: 4-23-18

Docket 1033

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO AUGUST 6, 2018 AT  
2:00 P.M. PER STIPULATION AND ORDER ENTERED 6-4-18 (Docket  
No. [1042])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Marc Joseph Spizzirri

Represented By  
Robert P Goe  
Derrick Talerico  
James Andrew Hinds Jr  
Robert E Opera  
William N Lobel  
Reem J Bello

**Trustee(s):**

Bradley D. Sharp (TR)

Represented By  
Nanette D Sanders  
Brian R Nelson



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, June 04, 2018**

**Hearing Room 6C**

2:00 PM

**8:14-15938 Advanced Biomedical, Inc.**

**Chapter 11**

**#4.00**

CONT'D Hearing RE: Motion For Order Disallowing And Reducing Claims Of Siemens Healthcare Diagnostics, Inc. And For Disgorgement Of Plan Distributions Pursuant To 11 U.S.C. Section 105:  
(Motion filed 3/28/18)

Claim No. 9                  Siemens Healthcare Diagnostics, Inc.      \$562,524.33

FR: 5-7-18

Docket      527

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO JULY 9, 2018 AT 2:00 P.M. PER ORDER APPROVING STIPULATION TO FURTHER CONTINUE HEARING ENTERED ON 4-21-18 - (Docket No. [560])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Advanced Biomedical, Inc.

Represented By  
Asa W Markel  
Dixon Gardner  
Robert S Marticello  
Philip E Strok  
Kyra E Andrassy

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, June 04, 2018**

**Hearing Room 6C**

2:00 PM

**8:14-15938 Advanced Biomedical, Inc.**

**Chapter 11**

**#5.00**

Hearing RE: Motion For Order Disallowing Claim Of G.A.M. International, Inc., Which Is Not An Obligation Of The Debtor Pursuant To 11 U.S.C. Section 502 And For Disgorgement Of Plan Distributions Pursuant To 11 U.S.C. Section 105 (Motion filed 3/30/18)

Scheduled Claim:	G.A.M. International, Inc./ Reza Massoumi	\$16,250.00
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Docket 532

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the motion, disallow the claim of G.A.M. and, pursuant to 11 U.S.C. § 105(a) order G.A.M. to disgorge \$16,500.00 to the Reorganized Debtor on or before July 5, 2018.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Advanced Biomedical, Inc.

Represented By  
Asa W Markel  
Dixon Gardner  
Robert S Marticello  
Philip E Strok  
Kyra E Andrassy

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, June 04, 2018**

**Hearing Room 6C**

2:00 PM

**8:16-13781 Timothy Darrell Liggett and Andria Ann Liggett**

**Chapter 7**

**#6.00**

Hearing RE: Trustee's Final Report And Applications For Compensation And Reimbursement Of Expenses:  
(Final Report 4/17/18)

**[RE: KAREN SUE NAYLOR - Chapter 7 Trustee]  
[Fees: \$45,499.71; Expenses: \$1,203.09]**

**[RE: HAHN FIFE & COMPANY, LLP - Accountant For Chapter 7 Trustee]  
[Fees: \$3,409.50; Expenses: \$385.90]**

**[Tele. appr., Karen S. Naylor, repr., Trustee, Karen S. Naylor]**

Docket 95

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

In a case under chapter 7 or 11, the court may allow reasonable compensation under § 330 to the trustee for the trustee's services, payable after the trustee renders such services, not to exceed 25% on the first \$5,000 or less, 10% on any amount in excess of \$5,000 but not in excess of \$50,000, 5% on any amount in excess of \$50,000 but not in excess of \$1,000,000, and reasonable compensation not to exceed 3% of such moneys in excess of \$1,000,000, upon all moneys disbursed or turned over in the case by the trustee to parties in interest, excluding the debtor, but including holders of secured claims. 11 U.S.C. § 326(a).

The Court finds that the Trustee's requested compensation meets the requirements of 11 U.S.C. § 326(a) and represents reasonable compensation for actual, necessary services rendered in the administration of this estate.

The compensation is approved as to the Trustee, with fees in the amount of \$45,499.71 and expenses in the amount of \$1,203.09.

The compensation is approved as to Hahn Fife, with fees in the amount of \$3,409.50 and expenses in the amount of \$385.90.

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, June 04, 2018**

**Hearing Room 6C**

2:00 PM

**CONT... Timothy Darrell Liggett and Andria Ann Liggett**  
CHAPTER 7 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Chapter 7**

<b>Party Information</b>
--------------------------

**Debtor(s):**

Timothy Darrell Liggett

Represented By  
Andrew S Bisom

**Joint Debtor(s):**

Andria Ann Liggett

Represented By  
Andrew S Bisom

**Trustee(s):**

Karen S Naylor (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, June 04, 2018**

**Hearing Room 6C**

2:00 PM

**8:17-14089 Mohdsameer Aljanedi Dental Corporation**

**Chapter 11**

**#7.00**

Hearing RE: Interim Application For Allowance Of Compensation And Reimbursement Of Expenses For The Period From December 8, 2017 Through April 13, 2018  
(Motion filed 4/16/18)

**[RE: FINANCIAL RELIEF LAW CENTER - Attorney For Debtor]  
[Fees: \$18,450.00; Expenses: \$0.00]**

Docket 97

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant and allow on an interim basis:

Attorney's fees: \$18,450.00  
Attorney's expenses: -0-

APPLICANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Mohdsameer Aljanedi Dental

Represented By  
Andy C Warshaw  
Richard L. Sturdevant

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, June 04, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-10018 Derek Lee Collins**

**Chapter 7**

**#8.00**

Hearing RE: Motion Seeking Approval To Commence Adversary Proceeding  
(Motion filed 5/2/18)

**[Tele. appr., Ryan O'Dea, repr., Debi Geary]**

Docket 34

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court grants the motion but does not reach or decide the potential issue of whether the filing of a complaint would be timely under FRBP 4007(c). The Court notes in this context that the first meeting of creditors in this case was set for February 15, 2018. *See State Bank & Tr., N.A. v. Dunlap (In re Dunlap)*, 217 F.3d 311 (5th Cir. 2000) and *Willms v. Sanderson*, 723 F.3d 1094, 1099-1100 (9th Cir. 2013). When the case was reopened on March 8, 2018, there was still time for creditors to file a § 523 complaint before (approximately) April 16, 2018 or May 7, 2018 (60 days from reopening).

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Derek Lee Collins

Represented By  
Michael W Collins

**Trustee(s):**

Weneta M Kosmala (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, June 04, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-10203 Phillip Barry Greer**

**Chapter 7**

**#9.00**

Hearing RE: Chapter 7 Trustee's Motion For Order Extending Time For The Chapter 7 Trustee To File A Complaint To Object To Debtor's Discharge (11 U.S.C. Section 727) (Motion filed 5/4/18)

Docket 23

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Grant the motion.

UNITED STATES TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Phillip Barry Greer

Pro Se

**Trustee(s):**

Richard A Marshack (TR)

Represented By  
James C Bastian Jr  
Ryan D ODea

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, June 04, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-10779 Anthony Jerome Maxey**

**Chapter 7**

**#10.00**

Hearing RE: Order To Show Cause RE: Dismissal For Failure To Comply With Rule 1006(b)

**[\$150.00 Installment Fee Was Due On 4-23-18]**

Docket 0

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant and dismiss the case.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Anthony Jerome Maxey

Pro Se

**Trustee(s):**

Karen S Naylor (TR)

Pro Se



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, June 04, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-11280 Jamal Elyazal**

**Chapter 11**

**#11.00**

Hearing RE: Motion In Individual Chapter 11 Case For Order Authorizing Use Of Cash Collateral  
(Motion filed 5/11/18)

**[Tele. appr., Greg P. Campbell, repr., U.S. Bank National Association As Trustee]**

**[Tele. appr., Andrew A. Moher, repr., Jamal Elyazal]**

Docket 41

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the motion.

DEBTOR TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Jamal Elyazal

Represented By  
Andrew Moher

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, June 04, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-11280 Jamal Elyazal**

**Chapter 11**

**#12.00**

Hearing RE: Motion By United States Trustee To Dismiss Case Pursuant To 11 U.S.C. Section 1112(b); And, Request For Judgment For Quarterly Fees Due And Payable To The U.S. Trustee At The Time Of The Hearing (Motion filed 4/20/18)

Docket 27

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the motion and dismiss the case with judgment for the UST for any unpaid fees.

UNITED STATES TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Jamal Elyazal

Represented By  
Andrew Moher

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, June 04, 2018**

**Hearing Room 6C**

2:00 PM

**8:11-26479 Corey A. Fritz**

**Chapter 7**

**#13.00**

Hearing RE: Motion To Avoid Lien  
(Motion filed 12/7/17) (Set per Order Entered 1/25/18)

FR: 3/5/18

Docket 0

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - NOTICE OF  
DISMISSAL OF MOTION FILED 4-25-18 - (Docket No. [32])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Corey A. Fritz

Represented By  
Bruce D White

**Trustee(s):**

Weneta M Kosmala (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, June 5, 2018**

**Hearing Room 225**

9:00 AM

**6:18-13164 Javier Comparan and Maria Comparan**

**Chapter 7**

**#1.00**

Prober & Raphael, A Law Corporation - movant attorney

Motion for Relief from Stay

Alaska USA Federal Credit Union vs. DEBTORS  
(Motion filed 5/9/18)

Re: 2015 Chrysler 300, Vin # 2C3CCAEG6FH846190

Docket 11

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The motion is granted pursuant to 11 U.S.C. §§ 362(d)(1) and (d)(2) to permit movant, its successors, transferees and assigns, to enforce its remedies to repossess or otherwise obtain possession and dispose of its collateral pursuant to applicable law, and to use the proceeds from its disposition to satisfy its claim, *unless* the debtor pays all arrearages in full on or before the hearing date on this matter. Movant may not pursue any deficiency claim against the debtor or the estate except by filing a proof of claim pursuant to 11 U.S.C. § 501.

The 14-day stay provided by Rule 4001(a)(3) is waived.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Javier Comparan

Represented By  
Inez Tinoco-Vaca

**Joint Debtor(s):**

Maria Comparan

Represented By  
Inez Tinoco-Vaca

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, June 5, 2018**

**Hearing Room 225**

9:00 AM

**CONT... Javier Comparan and Maria Comparan**

**Chapter 7**

**Trustee(s):**

Arturo Cisneros (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, June 5, 2018**

**Hearing Room 225**

2:00 PM

**6:17-10241 Rodrigo Pedraza and Suzanne Marie Pedraza**

**Chapter 7**

**#1.00**

Hrg. on chapter 7 trustee's final report; applications for compensation

Docket 0

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

In a case under chapter 7 or 11, the court may allow reasonable compensation under § 330 to the trustee for the trustee's services, payable after the trustee renders such services, not to exceed 25% on the first \$5,000 or less, 10% on any amount in excess of \$5,000 but not in excess of \$50,000, 5% on any amount in excess of \$50,000 but not in excess of \$1,000,000, and reasonable compensation not to exceed 3% of such moneys in excess of \$1,000,000, upon all moneys disbursed or turned over in the case by the trustee to parties in interest, excluding the debtor, but including holders of secured claims. 11 U.S.C. § 326(a).

The Court finds that the Trustee's requested compensation meets the requirements of 11 U.S.C. § 326(a) and represents reasonable compensation for actual, necessary services rendered in the administration of this estate.

The compensation is approved as to the Trustee, with fees in the amount of \$1,543.20 and expenses in the amount of \$137.76.

CHAPTER 7 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Rodrigo Pedraza

Represented By  
Marc E Grossman

**Joint Debtor(s):**

Suzanne Marie Pedraza

Represented By  
Marc E Grossman

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, June 5, 2018**

**Hearing Room 225**

---

2:00 PM

**CONT... Rodrigo Pedraza and Suzanne Marie Pedraza**

**Chapter 7**

**Trustee(s):**

Todd A. Frealy (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, June 5, 2018**

**Hearing Room 225**

2:00 PM

**6:17-15310 Robert Kenneth Phelps and Sharon Lee Phelps**

**Chapter 11**

**#2.00**

Hrg. on Debtor's Motion for Order Approving (1) Sale of Real Property at 352 E. Aeroplane Blvd., Big Bear City, California, Free and Clear of Liens and Claims, and (2) To Pay Broker's Commission

Docket 82

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the motion.

DEBTORS TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Robert Kenneth Phelps

Represented By  
Todd L Turoci  
Marc Rosenthal

**Joint Debtor(s):**

Sharon Lee Phelps

Represented By  
Todd L Turoci



**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, June 5, 2018**

**Hearing Room 225**

2:00 PM

**6:17-20521 Val James Simon and Katherine Lois Simon**

**Chapter 7**

**#3.00**

Hrg. on Debtors' Motion to Avoid Judicial Lien with Jamie Taylor

Docket 29

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Continue to November 20, 2018 at 2:00 p.m. to permit the Court to hear and rule upon the objection to exemption.

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Val James Simon

Represented By  
Todd L Turoci

**Joint Debtor(s):**

Katherine Lois Simon

Represented By  
Todd L Turoci

**Trustee(s):**

Robert Whitmore (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, June 06, 2018**

**Hearing Room 6C**

9:00 AM

**8:16-13380 Eric Martinson**

**Chapter 11**

**#1.00**

CONT'D STATUS CONFERENCE Hearing RE: (1) Status of Chapter 11 Case;  
And (2) Requiring Report On Status Of Chapter 11 Case  
(Petition filed 8/9/16)

FR: 10-12-16; 11-9-16; 2-15-17; 5-3-17; 9-27-17, 12-13-17; 2-28-18

Docket 8

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will inquire into (1) compliance with United States Trustee guidelines and requirements, and (2) extend the deadline for filing a plan and disclosure statement to August 31, 2018 and the deadline for confirming a plan to December 31, 2018.

Next status conference: October 17, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Eric Martinson

Represented By  
Richard Lynn Barrett

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, June 06, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01169 Official Committee Of Unsecured Creditors v. CLR Marketing Partners

**#2.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550  
(Complaint filed 10/26/17)

FR: 2-28-18; 4-4-18

Docket 1

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Continue the status conference to September 19, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

CLR Marketing Partners

Pro Se

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, June 06, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... Freedom Communications, Inc.**

Andrew W Caine  
Jeffrey P Nolan

**Chapter 11**

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, June 06, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01175 Official Committee Of Unsecured Creditors v. Spicers Paper, Inc.

**#3.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550  
(Complaint filed 10/26/17)

FR: 2-28-18; 4-4-18

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will inquire whether the parties plan to file a stipulated dismissal of this adversary proceeding.

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

Spicers Paper, Inc.

Represented By  
David M Banker

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, June 06, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... Freedom Communications, Inc.**

Andrew W Caine  
Jeffrey P Nolan

**Chapter 11**

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, June 06, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01183 Official Committee Of Unsecured Creditors v. Bottomley & Associates,

**#4.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550  
(Complaint filed 10/26/17)

FR: 3-28-18

Docket 1

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Continue the status conference to September 19, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

Bottomley & Associates, LLC

Pro Se

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, June 06, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... Freedom Communications, Inc.**

Andrew W Caine  
Jeffrey P Nolan

**Chapter 11**



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, June 06, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01190 Official Committee Of Unsecured Creditors v. Happiest Minds Technologies

**#5.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550  
(Complaint filed 10/26/17)

FR: 3-28-18

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will inquire whether the parties have finalized settlement documentation.

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

Happiest Minds Technologies

Represented By  
Shu-Lin Tung

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, June 06, 2018**

**Hearing Room 6C**

9:00 AM

**CONT...**

**Freedom Communications, Inc.**

Jeffrey P Nolan

**Chapter 11**

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, June 06, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01198      Official Committee Of Unsecured Creditors v. Software AG USA, Inc.

**#6.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550  
(Complaint filed 10/26/17)

FR: 3-28-18

Docket 1

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - NOTICE OF  
DISMISSAL WITH PREJUDICE FILED 6-1-18 - [Docket No. [15]]**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

Software AG USA, Inc.

Pro Se

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine  
Jeffrey P Nolan

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, June 06, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01202 Official Committee Of Unsecured Creditors v. Central Ink Corporation

**#7.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550  
(Complaint filed 10/26/17)

FR: 4-4-18

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will issue a scheduling order:

1. All fact discovery shall close on September 15, 2018.
2. Expert reports under Rule 26 are due October 15, 2018 with rebuttals due November 15, 2018. Expert discovery closes November 30, 2018.
3. All discovery motions shall be heard before December 31, 2018.
4. All pretrial motions (except motions in limine) shall be heard before January 31, 2019.
5. Pretrial conference is set for February 13, 2019 at 9:00 a.m.

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, June 06, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... Freedom Communications, Inc.**

**Chapter 11**

Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

Central Ink Corporation

Pro Se

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine  
Jeffrey P Nolan

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, June 06, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01208 Official Committee Of Unsecured Creditors v. Aramark Uniform & Career

**#8.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550  
(Complaint filed 10/26/17)

FR: 4-4-18

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will continue this status conference to September 19, 2018 at 9:00 a.m. to permit the parties time to document their settlement and file appropriate pleadings.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

Aramark Uniform & Career Apparel, Pro Se

Aramark Entertainment LLC Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, June 06, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... Freedom Communications, Inc.**

**Chapter 11**

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine  
Jeffrey P Nolan

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, June 06, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01211 Official Committee Of Unsecured Creditors v. RDI Marketing Services, Inc.

**#9.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550  
(Complaint filed 10/26/17)

FR: 4-4-18

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will issue a scheduling order:

1. All fact discovery shall close on September 15, 2018.
2. Expert reports under Rule 26 are due October 15, 2018 with rebuttals due November 15, 2018. Expert discovery closes November 30, 2018.
3. All discovery motions shall be heard before December 31, 2018.
4. All pretrial motions (except motions in limine) shall be heard before January 31, 2019.
5. Pretrial conference is set for February 13, 2019 at 9:00 a.m.

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, June 06, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... Freedom Communications, Inc.**

**Chapter 11**

Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

RDI Marketing Services, Inc.

Pro Se

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, June 06, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01197 Official Committee Of Unsecured Creditors v. Simplifi Holdings, Inc.

**#10.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550  
(Complaint filed 10/26/17)

FR: 3-28-18

Docket 1

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - NOTICE OF  
DISMISSAL WITH PREJUDICE FILED 4-23-18 - (Docket No. [11])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

Simplifi Holdings, Inc.

Pro Se

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine  
Jeffrey P Nolan

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, June 06, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01207 Official Committee Of Unsecured Creditors v. Midland Paper Company

**#11.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550  
(Complaint filed 10/26/17)

FR: 4-4-18

Docket 1

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - NOTICE OF  
DISMISSAL WITH PREJUDICE FILED 4-13-18 - (Docket No. [8])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

Midland Paper Company

Pro Se

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, June 06, 2018**

**Hearing Room 6C**

9:00 AM

**8:16-14461 Blue Light Capital Corp**

**Chapter 11**

Adv#: 8:17-01082 Blue Light Capital Corp v. Bian

**#12.00**

CONT'D PRE-TRIAL CONFERENCE Hearing RE: First Amended Complaint Objecting To Proof Of Claim Filed By The Creditor Wenqiang Bian; To Determine Amount Of Creditor's Lien; Declaratory Relief; And Reformation Of Trust Deed And Promissory Note; And Damages  
(Complaint filed 5/24/17)  
(First Amended Complaint filed 6/23/17)  
(Another Summons issued on Counter-Claim 7/10/17)  
(PTC set at S/C held 11/29/17)

FR: 8-30-17; 9-27-17; 11-29-17

Docket 3

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO AUGUST 8, 2018 AT  
9:00 A.M. PER ORDER ENTERED 3-22-18 - (Docket No. [31])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Blue Light Capital Corp

Represented By  
Alan M Lurya

**Defendant(s):**

Wenqiang Bian

Pro Se

**Plaintiff(s):**

Blue Light Capital Corp

Represented By  
Alan M Lurya

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, June 06, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-11749 Dean Lavar Corbin**

**Chapter 11**

Adv#: 8:17-01078 Neskovic v. Corbin et al

**#13.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint For:

- (1) Fraudulent Conveyance;
- (2) To Set Aside Fraudulent Conveyance;
- (3) Constructive Trust;
- (4) Declaratory Relief; And
- (5) Violation Of The Uniform Voidable Transactions Act Under California Civil Sections 3439.04(a) & 3439.05  
(Notice of Removal filed 5/16/17)

FR: 7-19-17; 7-26-17; 9-13-17; 1-17-18; 1-31-18; 2-28-18

Docket 0

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR; ORDER GRANTING  
MOTION TO DISMISS CASE WITHOUT PREJUDICE PURSUANT TO  
THE STIPULATION WITH CREDITOR DANIEL NESKOVIC ENTERED  
5/3/18 (Docket No. 56)**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Dean Lavar Corbin

Represented By  
Michael Jones

**Defendant(s):**

Dean Corbin

Pro Se

Joshua Corbin

Pro Se

Big Blue Funding, LP

Pro Se

Jaen Industries, LLC

Pro Se

Safe Harbor Industries, LLC

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, June 06, 2018**

**Hearing Room 6C**

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9:00 AM

**CONT... Dean Lavar Corbin**

**Chapter 11**

**Joint Debtor(s):**

Lianne Corbin

Represented By  
Michael Jones

**Plaintiff(s):**

Daniel Neskovic

Represented By  
Paul J Kurtzhall

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, June 06, 2018**

**Hearing Room 6C**

10:00 AM

**8:18-10389 Jose L Favela, Jr.**

**Chapter 7**

**#1.00**

Hearing RE: Pro se Reaffirmation Agreement Between Debtor And Nissan Motor Acceptance Corporation  
(Motion filed 5/1/18)

**[RE: 2017 Nissan Sentra - Amount: \$27,770.37]  
[VIN No.: 3N1AB7AP3HY328553]**

Docket 10

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The reaffirmation agreement is **not** approved, as it is not in the best interest of the Debtor(s).

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Jose L Favela Jr.

Represented By  
Ricardo Nicol

**Trustee(s):**

Weneta M Kosmala (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, June 06, 2018**

**Hearing Room 6C**

10:00 AM

**8:18-10558 Zeferino Bahena Morales**

**Chapter 7**

**#2.00**

Hearing RE: Reaffirmation Agreement Between Debtor And Toyota Motor Credit Corporation  
(Motion filed 4/26/18)

**[RE: 2013 Toyota Tacoma /PR - Amount: \$10,202.06  
[VIN No.: 3TMKU4HN4DM037818]**

Docket 12

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The reaffirmation agreement is approved if Debtor is current on the loan, believes all payments can be made and the vehicle is insured.

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Zeferino Bahena Morales

Represented By  
Lauren M Foley

**Trustee(s):**

Weneta M Kosmala (TR)

Pro Se



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, June 06, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-10541 Lorenzo R Manrique and Carmen Manrique**

**Chapter 13**

**#1.00**

CONT'D Hearing RE: Confirmation Of Chapter 13 Plan

FR: 5-9-18

Docket 20

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Lorenzo R Manrique

Represented By  
Scott Kosner

**Joint Debtor(s):**

Carmen Manrique

Represented By  
Scott Kosner

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, June 06, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-10560 Makali'i Paige Pawasarat**

**Chapter 13**

**#2.00**

CONT'D Hearing RE: Confirmation Of Chapter 13 Plan

FR: 5-9-18

Docket 21

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Makali'i Paige Pawasarat

Represented By  
Christopher J Langley

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, June 06, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-10634 Eddie Evans Light**

**Chapter 13**

**#3.00**

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 26

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Eddie Evans Light

Represented By  
Michael Jones

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, June 06, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-10782 Elvira Marroquin**

**Chapter 13**

**#4.00**

CONT'D Hearing RE: Confirmation Of Chapter 13 Plan

FR: 5-9-18

Docket 31

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Elvira Marroquin

Represented By  
Bryn C Deb

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, June 06, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-10930 Gerald Bennet Villaverde and Melinda Emma Sutika**

**Chapter 13**

**#5.00**

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 15

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Gerald Bennet Villaverde

Represented By  
Christopher J Langley

**Joint Debtor(s):**

Melinda Emma Sutika

Represented By  
Christopher J Langley

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, June 06, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-10936 Darren Kobayashi**

**Chapter 13**

**#6.00**

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 13

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Darren Kobayashi

Represented By  
John Habashy

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, June 06, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-10921 Bryant R Gonzalez**

**Chapter 13**

**#7.00**

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 10

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
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**Debtor(s):**

Bryant R Gonzalez

Pro Se

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar

Wednesday, June 06, 2018

Hearing Room 6C

2:00 PM

8:18-10967 Voravud Wongsuphakphan

Chapter 13

#8.00

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 0

\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - Order and Notice of  
Dismissal for Failure to File Schedules, Statements, and/or Plan ENTERED 4  
-9-18 - (Docket No. [17])

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Voravud Wongsuphakphan

Represented By  
Katherine N Nguyen

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, June 06, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-10844 William Gibbs Stanley**

**Chapter 13**

**#9.00**

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 0

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - ORDER and Notice of  
dismissal arising from debtor's request for voluntary dismissal ENTERED 3-  
28-18 - (Docket No. [10])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

William Gibbs Stanley

Represented By  
Andrew Moher

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, June 06, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-10949 Michael Koshkarian**

**Chapter 13**

**#10.00**

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 16

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - ORDER and Notice of  
dismissal arising from debtor's request for voluntary dismissal of Chapter 13  
ENTERED 4-27-18 - (Docket No. [21])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Michael Koshkarian

Represented By  
Brian J Soo-Hoo

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar

Wednesday, June 06, 2018

Hearing Room 6C

2:00 PM

8:18-10935 David Ken Toyota

Chapter 13

#11.00

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 0

\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - Order and Notice of  
Dismissal for Failure to File Schedules, Statements, and/or Plan ENTERED 4  
-9-18 - (Docket No. [13])

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

David Ken Toyota

Represented By  
Edward T Weber

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, June 06, 2018**

**Hearing Room 6C**

3:00 PM

**8:13-17060 Shirley Ernest**

**Chapter 13**

**#1.00**

CONT'D Hearing RE: United States Trustee's Motion For Escrow Account Reconciliation Statement Including Waiver Or Unnoticed Escrow Charges Or Refund Of Escrow Surplus In Response To Nationstar Mortgage LLC's Notices Of Mortgage Payment Change  
(Motion filed 4/2/18)

FR: 5-9-18

Docket 62

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO JULY 11, 2018 AT 3:00 P.M. PER ORDER APPROVING SECOND STIPULATION TO CONTINUE HEARING ENTERED 6-5-18 - (Docket No. [71])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Shirley Ernest

Represented By  
Tyson Takeuchi  
Scott Kosner

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, June 06, 2018**

**Hearing Room 6C**

3:00 PM

**8:13-18933 Luz Narciso Lim**

**Chapter 13**

**#2.00**

Hearing RE: Trustee's Verified Motion To Dismiss Case Due To Material Default Of A Plan Provision  
(Motion filed 4/17/17)

Docket 48

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the motion and dismiss the case.

CLERK'S OFFICE TO ISSUE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Luz Narciso Lim

Represented By  
James D. Hornbuckle

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, June 06, 2018**

**Hearing Room 6C**

3:00 PM

**8:16-11342 Martin Garcia**

**Chapter 13**

**#3.00**

CONT'D Hearing RE: Trustee's Verified Motion For Order Dismissing Chapter 13 Proceeding For Failure To Make Plan Payments [11 U.S.C. 1307(c)] (Motion filed 12/6/17) (Set Per Opposition filed 1/2/18)

FR: 2-7-18; 4-11-18

Docket 55

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will inquire whether the granting of the Motion to Modify renders the Motion to Dismiss moot.

<b>Party Information</b>
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**Debtor(s):**

Martin Garcia

Represented By  
Rebecca Tomilowitz

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, June 06, 2018**

**Hearing Room 6C**

3:00 PM

**8:17-12759 Bette Mae Doremus**

**Chapter 13**

**#4.00**

Hearing RE: Trustee's Verified Motion For Order Dismissing Chapter 13  
Proceeding For Failure To Make Plan Payments  
[11 U.S.C. 1307(c)]  
(Motion filed 4/3/18)  
(Set per Opposition filed 4/17/18)

Docket 50

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - NOTICE OF  
WITHDRAWAL OF TRUSTEE'S MOTION FILED 5-29-18 - (Docket No.  
[58])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Bette Mae Doremus

Represented By  
Christopher J Langley

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, June 06, 2018**

**Hearing Room 6C**

3:00 PM

**8:17-13275 Peter M Shotts**

**Chapter 13**

**#5.00**

CONT'D Hearing RE: Trustee's Verified Motion For Order Dismissing Chapter 13 Proceeding For Failure To Make Plan Payments [11 U.S.C. 1307(c)] (Motion filed 3/1/18) (Set per Opposition filed 3/15/18) (Notice of Hearing filed 3/15/18)

FR: 4-11-18

Docket 39

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the motion and dismiss the case.

CLERK'S OFFICE TO ISSUE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Peter M Shotts

Represented By  
Elena Steers

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, June 06, 2018**

**Hearing Room 6C**

3:00 PM

**8:18-10782 Elvira Marroquin**

**Chapter 13**

**#6.00**

Hearing RE: Debtor's Objection To Proof Of Claim:

Claim No. 3                  Wells Fargo Bank, N.A.                  \$487,337.07  
(Objection filed 4/24/18)

Docket          0

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - NOTICE OF  
WITHDRAWAL OF DEBTORS OBJECITON FILED 5-16-18 - (Docket No.  
[30])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Elvira Marroquin

Represented By  
Bryn C Deb

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, June 06, 2018**

**Hearing Room 6C**

3:00 PM

**8:14-11682 Angel Juarez and Maria Juana Juarez**

**Chapter 13**

**#7.00**

Hearing RE: Trustee's Verified Motion For Order Dismissing Chapter 13 Proceeding For Failure To Make Plan Payments [11 U.S.C. 1307(c)] (Motion filed 3/1/18) (Set per Opposition filed 4/16/18)

Docket 73

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - NOTICE OF WITHDRAWAL OF TRUSTEE'S MOTION FILED 5-9-18 - (Docket No. [77])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Angel Juarez

Represented By  
Sunita N Sood

**Joint Debtor(s):**

Maria Juana Juarez

Represented By  
Sunita N Sood

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, June 06, 2018

Hearing Room 6C

3:00 PM

8:17-13586 Richard E. Abeyta and Jamie Lee

Chapter 13

#8.00

CONT'D Hearing RE: Trustee's Verified Motion For Order Dismissing Chapter 13 Proceeding For Failure To Make Plan Payments  
[11 U.S.C. 1307(c)]  
(Motion filed 4/3/18) (Set per Opposition filed 4/17/18)

Docket 49

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - ORDER and Notice of dismissal arising from debtor's request for voluntary dismissal ENTERED 5-11-18 - (Docket No. [53])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Richard E. Abeyta

Represented By  
Michael G Spector

**Joint Debtor(s):**

Jamie Lee

Represented By  
Michael G Spector

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, June 7, 2018**

**Hearing Room 225**

9:00 AM

**6:17-19513 Terry Lee Fleming, Sr**

**Chapter 11**

Adv#: 6:17-01273 Fleming, Sr et al v. Fleming, Jr et al

**#1.00**

STATUS CONFERENCE Hearing RE: lawsuit pending in State Court to  
Bankruptcy Court  
(Notice of Removal filed 12/13/17)

**[RE: Superior Court Of The State Of California For The County Of Orange,  
Case No 30-2015-00805846-CU-FRCJC ]  
[Case: Havasu Lakeshore Investments, LLC v. Terry L. Fleming, Sr. et al., ]**

(Cont. from 4/26/18)

Docket 0

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will issue a scheduling order:

All discovery shall close on November 30, 2018.

All discovery motions shall be heard before December 31, 2018.

All pretrial motions (except motions in limine) shall be heard before January 31,  
2019.

Pretrial conference is set for February 21, 2019 at 9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Terry Lee Fleming Sr

Represented By  
James E Till

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, June 7, 2018**

**Hearing Room 225**

9:00 AM

**CONT... Terry Lee Fleming, Sr**

**Chapter 11**

**Defendant(s):**

Terry Lee Fleming Jr

Represented By  
Michael B Reynolds

Patricia Wilson-Fleming

Represented By  
Randall S. Waier

Havasu Landing LLC

Represented By  
Michael B Reynolds

**Plaintiff(s):**

Terry Lee Fleming Sr

Represented By  
James E Till  
James E Till

Havasu Lakeshore Investments

Represented By  
Martin A Eliopoulos

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, June 7, 2018**

**Hearing Room 225**

9:00 AM

**6:17-19513 Terry Lee Fleming, Sr**

**Chapter 11**

Adv#: 6:17-01272 Fleming, Sr et al v. Doucette et al

**#2.00**

STATUS CONFERENCE Hearing RE: lawsuit pending in State Court to  
Bankruptcy Court  
(Notice of Removal filed 12/13/17)

**[RE: Superior Court Of The State Of California For The County Of  
Riverside, Case No PSC1502480 ]**

**[Case: Havasu Lakeshore Investments, LLC v. Terry L. Fleming, Sr. et al., ]**

**(Cont. from 4/26/18)**

Docket 0

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will stay this action through and including February 28, 2019.

Next status conference: January 17, 2019 at 9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Terry Lee Fleming Sr

Represented By  
James E Till

**Defendant(s):**

Katherine Doucette

Represented By  
Randall S. Waier

Havasu Landing, LLC

Represented By

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, June 7, 2018**

**Hearing Room 225**

9:00 AM

**CONT... Terry Lee Fleming, Sr**

**Chapter 11**

Michael B Reynolds

Terry Fleming, Jr.

Represented By  
Michael B Reynolds

**Plaintiff(s):**

Terry Lee Fleming Sr

Represented By  
James E Till  
James E Till  
James E Till

Havasu Lakeshore Investments

Represented By  
Martin A Eliopulos

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

Thursday, June 7, 2018

Hearing Room 225

9:00 AM

**6:17-19513 Terry Lee Fleming, Sr**

**Chapter 11**

Adv#: 6:17-01273 Fleming, Sr et al v. Fleming, Jr et al

**#3.00**

Hrg on Plaintiff's Havasu Lakeshore Investments, LLC Motion to Remand  
Removed Action

Docket 20

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Deny the motion for the reasons stated by defendant Fleming, Sr.: the importance of centralizing litigation against the debtor in bankruptcy court in chapter 11 cases and the possibility that creditors' claims will be paid in full, obviating the necessity of determining this action.

DEBTOR TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Terry Lee Fleming Sr

Represented By  
James E Till

**Defendant(s):**

Terry Lee Fleming Jr

Represented By  
Michael B Reynolds

Patricia Wilson-Fleming

Represented By  
Randall S. Waier

Havasu Landing LLC

Represented By  
Michael B Reynolds

**Plaintiff(s):**

Terry Lee Fleming Sr

Represented By  
James E Till



**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, June 7, 2018**

**Hearing Room 225**

---

9:00 AM

**CONT... Terry Lee Fleming, Sr**

**Chapter 11**

James E Till

Havasu Lakeshore Investments

Represented By  
Martin A Eliopulos

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, June 7, 2018**

**Hearing Room 225**

9:00 AM

**6:18-13196 Sunpro Solar Inc.**

**Chapter 11**

**#4.00**

Hrg. on Chapter 11 Status Conference

Docket 0

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will inquire into compliance with United States Trustee guidelines and requirements.

The Court will set a deadline of October 31, 2018 for filing a plan and disclosure statement and a deadline of March 31, 2019 for confirming a plan.

The Court will set a deadline of April 30, 2019 for objecting to claims.

Next status conference: October 18, 2018 at 9:00 a.m.

**COURT TO PREPARE ORDER.**

**Party Information**

**Debtor(s):**

Sunpro Solar Inc.

Represented By  
Robert B Rosenstein

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, June 7, 2018**

**Hearing Room 225**

2:00 PM

**6:16-15248 Murray Altman**

**Chapter 11**

**#1.00**

Hrg. on Chapter 11 Status Conference

(cont. from 5/31/18)

Docket 0

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will inquire into compliance with United States Trustee guidelines and requirements.

Next status conference: September 13, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Murray Altman

Represented By  
Andrew S Bisom

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, June 7, 2018**

**Hearing Room 225**

2:00 PM

**6:16-15248 Murray Altman**

**Chapter 11**

**#2.00**

Hrg. on Disclosure Statement

(cont. from 5/31/18)

Docket 0

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Creditor Angie Shin has objected to debtor Murray Altman's disclosure statement on a number of grounds, some of which are well taken and others not so much. The Court also has a number of suggested edits of its own (largely dealing with correction of typographical errors and minor presentation-type matters). The Court will review its comments and concerns with the parties at the disclosure statement hearing.

Many of Ms. Shin's objections can be cured by adding statements to the disclosure statement. Other objections go to the heart of Mr. Altman's chapter 11 plan and are likely to be more difficult to cure or overcome. The Court views the absolute priority issue as the key issue here.

The absolute priority rule as applied to individuals allows an individual chapter 11 debtor to retain (free and clear of the absolute priority rule) postpetition earnings included in the estate under 11 U.S.C. § 1115. *See* 11 U.S.C. § 1129(b)(2)(B)(ii) ("except that in a case in which the debtor is an individual, the debtor may retain property included in the estate under section 1115"). Mr. Altman's disclosure statement refers to two items of income in this category, namely, Mrs. Altman's Social Security benefits and Mr. Altman's disability income.

Mr. Altman holds a membership interest in Desert Springs Financial, LLC ("DSF").

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, June 7, 2018**

**Hearing Room 225**

2:00 PM

**CONT...**

**Murray Altman**

**Chapter 11**

Under section 5.9 of the Desert Springs Financial, LLC Operating Agreement, Mr. Altman is entitled to a \$300,000 per annum management fee, payable to Mr. Altman by DSF. It is unclear to the Court whether this is a source of funds for repayment of claims under the proposed chapter 11 plan (the financial projections refer generically to "Consulting Income") and/or whether Mr. Altman intends to set off all or part of the management fee against Ms. Shin's claims to the extent such claims are payable to DSF. If that is the case, the disclosure statement should be more specific on these points.

As to Ms. Shin's specific objections, the Court rules as follows:

1. Amended plan fails to state plan length. Although it is possible to read between the lines and conclude that the plan length is 60 months, Mr. Altman should be more specific and include a new section entitled "Length of Plan" and state therein that the plan length is 60 months from the effective date.
2. Amended plan does not state deadline for paying creditors. This objection is only partly true. The plan clearly states that convenience class creditors (Class 4(a)) are to be paid in full on the effective date. Thus, the deadline for payment is stated: it is the effective date. Likewise, the deadline for payment of class 4(b) is stated. Class 4(c) (Ms. Shin's claims) is paid at the rate of \$4,500 per month, with the balance to be paid when the property is sold or developed or at the end of 60 months, whatever comes first. All of this is set forth in the disclosure statement, but it probably could be re-written to be more concise and compact.
3. The Court agrees that the plan and disclosure statement should state that the plan shall pay 100 percent of Ms. Shin's claims, not that it "should" be able to make this payment.
4. The Court agrees that the plan and disclosure statement should state that holders of allowed secured claims shall retain their liens until the claims are paid in full.

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, June 7, 2018**

**Hearing Room 225**

2:00 PM

**CONT...**

**Murray Altman**

**Chapter 11**

5. The disclosure statement needs a separate section on Ms. Shin's claims setting forth what the proof of claim ("POC") provides, the extent to which Mr. Altman agrees with what the POC provides, and the Court's ruling on allowance of the claim. Probably the best way for this to be handled is for Ms. March to submit to Mr. Bisom what she would like this section to state, and then Mr. Bisom can indicate what he agrees with and what he disagrees with. In other words, the disclosure statement would set forth Ms. March's position and Mr. Bisom's position on these matters.
6. The disclosure statement should be revised to reflect Mr. Bisom's contentions with respect to Ms. Shin's alleged lien on Mr. Altman's residence and then set forth Ms. March's contentions with respect to this matter.
7. The Court agrees that the plan and disclosure statement should clearly provide that if the case is dismissed, all liens survive including liens previously avoided.
8. On its face, the plan and disclosure statement provide for the full payment of Ms. Shin's claims and only a partial payment of unsecured claims in Class 4(b). So the absolute priority rule is in play in any event. Mr. Altman should precisely explain how much of Ms. Shin's claims will remain outstanding at the end of 60 months after being paid at the rate of \$4,500 per month, taking into account any applicable set offs relating to the \$300,000 per annum management fee and any accrued but unpaid management fees, if applicable. Mr. Altman should then explain why it is reasonable to suppose that the balance of the claims (a number should be stated here) can be paid in full at the end of 60 months. In other words, feasibility must be demonstrated. IF CLASS 4(b) CLAIMS CANNOT BE PAID IN FULL, THE PLAN AND DISCLOSURE STATEMENT MUST PROVIDE FOR AN AUCTION OF ESTATE PROPERTY PURSUANT TO ZACHERY AND SUPREME COURT AUTHORITY. Note, however, that the \$300,000 per annum management fee payable by DSF to Mr. Altman as postpetition income from services can be retained by him under 11 U.S.C. § 1129(b)(2)(B)(ii) and used

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, June 7, 2018**

**Hearing Room 225**

2:00 PM

**CONT...**

**Murray Altman**

**Chapter 11**

as "new value." Query whether a setoff of this fee against Ms. Shin's claim would be treated as "new value" – the answer may depend upon whether the fees set off accrued prepetition or postpetition.

9. Ms. Shin has not shown how the new value contribution would be inadequate if it turns out that, using new value and set offs, all creditors are paid in full.
10. Ms. Shin's argument regarding the state court charging order would make sense only if Mr. Altman sought to un-impair her claims. However, the plan impairs her claims, and one of the impairments is that the charging order cannot be enforced. This is valid under the Supremacy Clause, which makes federal bankruptcy law paramount over state law.
11. The amount of the monthly plan payment goes to unfair discrimination vis-à-vis the Class 4(b) creditors. This is an issue in the case and some explanation is needed by Mr. Altman.
12. Mr. Altman sets forth his best interests of creditors/ liquidation scenario analysis on pages 14-15 of the Amended Disclosure Statement. The Court regards this analysis as sufficient for disclosure statement purposes.
13. The objection that the plan would be non-confirmable unless the allegedly nondischargeable claims are paid 100 percent through a plan is not well taken because the plan does propose to pay Ms. Shin's claims in full.
14. The Court agrees that the "creditors may not sue" language in the disclosure statement possibly makes the plan nonconfirmable where the plan revests estate property in the debtor on the effective date and does not provide for full payment of a nondischargeable claim. The main point here, however, is that the plan does provide for the full payment of Ms. Shin's claims. Even if it did not, however, *see In re Johnson*, No. 16-8045, 2018 Bankr. LEXIS 1152 (B.A.P. 6th Cir., April 16, 2018). In that ground-breaking decision, the Sixth Circuit BAP held that a chapter 11 debtor could prevent a creditor holding a nondischargeable claim from suing the debtor outside of the plan where the

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, June 7, 2018**

**Hearing Room 225**

2:00 PM

**CONT...**

**Murray Altman**

**Chapter 11**

confirmed plan provided that bankruptcy estate property did not revert in the reorganized debtor on the effective date. Because the property remained in the bankruptcy estate, the automatic stay enjoined the creditor holding the nondischargeable claim from collecting on the claim outside the plan (and was bound by the provisions of the confirmed plan). Note in this context that 11 U.S.C. § 362(a)(3) enjoins any act to exercise control over bankruptcy estate property as well as any act to obtain possession of estate property. Note also that the automatic stay remains in effect as to estate property until such property ceases to be estate property. 11 U.S.C. § 362(c)(1).

15. If there are too few creditors for the convenience class to make any sense, the class should be eliminated.
16. The absence of an impaired consenting class in a cramdown plan is an issue for plan confirmation. However, Mr. Altman should set forth his belief as to how he expects to obtain an impaired consenting class.

For the reasons stated above, the Court disapproves the Amended Disclosure Statement. In view of this disposition, it is unnecessary for the Court to rule upon the evidentiary objections filed in connection with this matter.

Mr. Altman has leave of Court to revise the plan and disclosure statement to address the concerns and comments stated herein.

<b>Party Information</b>
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**Debtor(s):**

Murray Altman

Represented By  
Andrew S Bisom



**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, June 7, 2018**

**Hearing Room 225**

2:00 PM

**6:16-15248 Murray Altman**

**Chapter 11**

Adv#: 6:16-01167 Shin v. Altman

**#3.00**

STATUS CONFERENCE re fraud as fiduciary, embezzlement, larceny)),(68  
(Dischargeability - 523(a)(6), willful and malicious injury

re: To address any issues that may arise prior to trial

(Cont. from 5/31/18)

Docket 1

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

In view of the fact that Mr. Altman's plan, if confirmed, may result in Ms. Shin/DSF being paid in full, resolution of this adversary proceeding becomes less important than the plan process itself. Accordingly, the Court vacates the dates set for trial (July 16-18, 2018) and continues this status conference to November 29, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Murray Altman

Represented By  
Andrew S Bisom

**Defendant(s):**

Murray Altman

Pro Se

**Plaintiff(s):**

Yun Hei Shin

Represented By  
Kathleen P March

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, June 7, 2018**

**Hearing Room 225**

2:30 PM

**6:18-12218 Gregory Butler**

**Chapter 7**

**#1.00**

Hrg. on Approval of Reaffirmation Agreement filed 5/3/18 between Debtor and LBS Financial Credit Union in the amount of \$18,138.76

Re: 2016 KIA Soul

Docket 10

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The reaffirmation agreement is **not** approved, as it is not in the best interest of the Debtor(s).

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Gregory Butler

Pro Se

**Trustee(s):**

Todd A. Frealy (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, June 11, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-12759 Bette Mae Doremus**

**Chapter 13**

**#1.00**

Motion for relief from stay [Real Property]

1200 North Homeowners Association vs. DEBTOR  
(Motion filed 5/14/18)

**[RE: 1200 North Flores Street, Unit 214, West Hollywood, California 90069]**

Docket 53

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The motion is granted pursuant to 11 U.S.C. § 362(d)(1) to permit movant, its successors, transferees and assigns, to enforce its remedies to foreclose upon and obtain possession of the subject property in accordance with applicable law, *unless* the debtor pays all arrearages in full on or before the hearing date on this matter. Movant may not pursue any deficiency claim against the debtor or the estate except by filing a proof of claim pursuant to 11 U.S.C. § 501.

The 14-day stay provided by Rule 4001(a)(3) is waived.

Also, grant the following relief:

- Box 3. Movant, or its agents, may, at its option, offer, provide and enter into a potential forbearance agreement, loan modification, refinance agreement or other loan workout or loss mitigation agreement. Movant, through its servicing agent, may contact the Debtor by telephone or written correspondence to offer such an agreement.

(unless the Debtor shows that postpetition payments to the HOA are all current).

**MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.**

**Party Information**

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, June 11, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... Bette Mae Doremus**

**Chapter 13**

**Debtor(s):**

Bette Mae Doremus

Represented By  
Christopher J Langley

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, June 11, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-10779 Anthony Jerome Maxey**

**Chapter 7**

**#2.00**

Motion for relief from stay [Unlawful Detainer]

LQ Management, L.L.C. vs. DEBTOR  
(Motion filed 5/18/18)

**[RE: 1752 S. Clementine Street, Room 310, Anaheim, CA 92802]**

Docket 55

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The motion is granted pursuant to 11 U.S.C. §§ 362(d)(1) and (d)(2). This motion has been filed to proceed with an unlawful detainer action. This action must go forward because the debtor's right to possess the premises must be determined. This does not change simply because a bankruptcy petition was filed.

The 14-day stay provided by Rule 4001(a)(3) is waived.

Deny as to boxes 3, 7, 9, 10, 11 and 12.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
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**Debtor(s):**

Anthony Jerome Maxey	Pro Se
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**Trustee(s):**

Karen S Naylor (TR)	Pro Se
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**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, June 11, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-11759 Chester C Davenport**

**Chapter 7**

**#3.00**

Motion for relief from stay [Real Property]

Mechanics Bank vs. DEBTOR  
(Motion filed 5/17/18)

**[RE: 2000 E. Oceanfront, Newport Beach, CA 92661]**

Docket 7

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO JULY 9, 2018 AT 9:00  
A.M. PER ORDER APPROVING STIPULATION TO CONTINUE  
HEARING ENTERED ON 5-24-18 - (Docket No. [11])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Chester C Davenport

Pro Se

**Trustee(s):**

Karen S Naylor (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, June 11, 2018**

**Hearing Room 6C**

2:00 PM

**8:16-14396 Madhulika Baid**

**Chapter 11**

**#1.00**

Hearing RE: First Amended Disclosure Statement Describing The Proposed  
First Amended Chapter 11 Plan Of Reorganization  
(D.S. filed 4/29/18) (First Amended D.S. filed 5/9/18)

Docket 106

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will sustain the UST's objection, disapprove the First Amended Disclosure Statement and require the Debtor to set forth in a revised disclosure statement the basis for contending that unfair discrimination vis-à-vis the FTC is not occurring in this case or, alternatively, to re-draft the plan such that unfair discrimination does not occur.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Madhulika Baid

Represented By  
Michael R Totaro

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, June 11, 2018**

**Hearing Room 6C**

2:00 PM

**8:16-14396 Madhulika Baid**

**Chapter 11**

**#2.00**

CONT'D STATUS CONFERENCE Hearing RE: (1) Status Of Chapter 11 Case;  
And (2) Requiring Report On Status Of Chapter 11 Case  
(Chapter 13 Petition filed on 10/25/16)  
(Case Converted to Chapter 11 on 11/28/16))

FR: 5-3-17; 8-2-17; 11-1-17; 11-15-17; 2-28-18; 5-9-18

Docket 0

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will inquire into compliance with United States Trustee guidelines and requirements and future directions for the case.

Next status conference: September 12, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Madhulika Baid

Represented By  
Michael R Totaro



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, June 11, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-10018 Derek Lee Collins**

**Chapter 7**

**#3.00**

Hearing RE: Motion Of Michael W. Collins To Withdraw As Counsel For Derek Lee Collins  
(Motion filed 5/9/18)

Docket 37

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the motion.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Derek Lee Collins

Represented By  
Michael W Collins

**Trustee(s):**

Weneta M Kosmala (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, June 11, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-11440 Marcos Perez**

**Chapter 7**

**#4.00**

Hearing RE: Chapter 7 Trustee's Motion for Order To:  
(1) Compel Attendance For Examination At The Meeting Of Creditors; And  
(2) Compel Debtor To File His Schedules, Statement Of Financial Affairs And  
Related Documents; And  
(3) Compel Debtor To Provide The Trustee With A Copy Of His Last Filed tax  
Return  
(Motion filed 5/17/18)

Docket 15

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO JUNE 25, 2018 AT 2:00  
P.M. PER ORDER APPROVING STIPULATION RE CONTINUANCE  
ENTERED ON 6-1-18 - (Docket No. [32])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Marcos Perez

Pro Se

**Trustee(s):**

Richard A Marshack (TR)

Represented By  
Michael G Spector

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, June 12, 2018**

**Hearing Room 225**

9:00 AM

**6:18-12872 Steve Cruz, Jr. and Jennifer Luana Cruz**

**Chapter 7**

**#1.00**

Cooksey, Toolen, Gage, Duffy & Woog - movant attorney

Motion for Relief from Stay

SANTANDER CONSUMER USA Inc. vs. Debtors  
(Motion filed 5/15/18)

Re: 2014 Chevrolet Cruze, VIN 1G1PC5SB9E7106617

Docket 11

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The motion is granted pursuant to 11 U.S.C. §§ 362(d)(1) and (d)(2) to permit movant, its successors, transferees and assigns, to enforce its remedies to repossess or otherwise obtain possession and dispose of its collateral pursuant to applicable law, and to use the proceeds from its disposition to satisfy its claim, *unless* the debtor pays all arrearages in full on or before the hearing date on this matter. Movant may not pursue any deficiency claim against the debtor or the estate except by filing a proof of claim pursuant to 11 U.S.C. § 501.

The 14-day stay provided by Rule 4001(a)(3) is waived.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Steve Cruz Jr.

Represented By  
Summer M Shaw  
Jenny L Doling

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, June 12, 2018**

**Hearing Room 225**

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9:00 AM

**CONT... Steve Cruz, Jr. and Jennifer Luana Cruz**

**Chapter 7**

**Joint Debtor(s):**

Jennifer Luana Cruz

Represented By  
Summer M Shaw  
Jenny L Doling

**Trustee(s):**

Charles W Daff (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, June 12, 2018**

**Hearing Room 225**

9:00 AM

**6:18-12914 Kimberly Nicole Dent**

**Chapter 7**

**#2.00**

Cooksey, Toolen, Gage, Duffy & Woog - movant attorney

Motion for Relief from Stay

SANTANDER CONSUMER USA Inc. vs. Debtor  
(Motion filed 5/15/18)

Re: 2011 Kia Optima, VIN KNAGN4A74B5055895

Docket 13

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

<b>Party Information</b>
--------------------------

**Debtor(s):**

Kimberly Nicole Dent

Pro Se

**Trustee(s):**

Larry D Simons (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, June 12, 2018**

**Hearing Room 225**

9:00 AM

**6:18-13443 Elena Marie Hanson**

**Chapter 7**

**#3.00**

McCarthy & Holthus, LLP - movant attorney

Motion for relief from stay

WELLS FARGO BANK, N.A. vs Debtor  
(Motion filed 5/17/18)

RE: 33979 Newberry Road, Newberry Springs, CA 92365

Docket 9

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The motion is granted pursuant to 11 U.S.C. §§ 362(d)(1) and (d)(2) to permit movant, its successors, transferees and assigns, to enforce its remedies to foreclose upon and obtain possession of the subject property in accordance with applicable law, *unless* the debtor pays all arrearages in full on or before the hearing date on this matter. Movant may not pursue any deficiency claim against the debtor or the estate except by filing a proof of claim pursuant to 11 U.S.C. § 501.

The 14-day stay provided by Rule 4001(a)(3) is waived.

Also, grant the following relief:

- Box 3. Movant, or its agents, may, at its option, offer, provide and enter into a potential forbearance agreement, loan modification, refinance agreement or other loan workout or loss mitigation agreement. Movant, through its servicing agent, may contact the Debtor by telephone or written correspondence to offer such an agreement.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, June 12, 2018**

**Hearing Room 225**

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9:00 AM

**CONT... Elena Marie Hanson**

**Chapter 7**

**Debtor(s):**

Elena Marie Hanson

Represented By  
Stephen D Brittain

**Trustee(s):**

Larry D Simons (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, June 12, 2018**

**Hearing Room 225**

9:00 AM

**6:18-14065 Humberto Martinez Marmol**

**Chapter 7**

**#4.00**

Luke Daniels - movant attorney

Motion for relief from stay

LEWIS HA vs Debtor  
(Motion filed 5/22/18)

RE: 10582 Oak Glen Ave., Montclair, CA 91763

Docket 9

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The motion is granted pursuant to 11 U.S.C. §§ 362(d)(1) and (d)(2). A judgment against the debtor was entered in the unlawful detainer action prepetition. The granting of this motion will permit the movant to exercise its rights under state law with respect to the subject property.

The 14-day stay provided by Rule 4001(a)(3) is waived.

Extraordinary relief under Box 3 is denied. (A stay is in effect as to other creditors in the case).

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Humberto Martinez Marmol

Pro Se

**Trustee(s):**

Lynda T. Bui (TR)

Pro Se



**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, June 12, 2018**

**Hearing Room 225**

9:00 AM

**CONT...**

**Humberto Martinez Marmol**

**Chapter 7**

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, June 12, 2018**

**Hearing Room 225**

9:00 AM

**6:18-14125 Eva E Martinez**

**Chapter 7**

**#5.00**

Mandelbaum & Robison LLP - movant attorney

Motion for relief from stay

TTC ROC 888 PROMENADE, LLC, N.A. vs Debtor  
(Motion filed 5/22/18)

RE: 421 WELLESLEY DRIVE #103, CORONA, CA 92879

Docket 11

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The motion is granted pursuant to 11 U.S.C. § 362(d)(1). This motion has been filed to proceed with an unlawful detainer action. This action must go forward because the debtor's right to possess the premises must be determined. This does not change simply because a bankruptcy petition was filed.

The 14-day stay provided by Rule 4001(a)(3) is waived.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Eva E Martinez

Represented By  
Randy Alexander

**Trustee(s):**

Arturo Cisneros (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, June 12, 2018**

**Hearing Room 225**

2:00 PM

**6:11-25329 Diane Elaine Baker**

**Chapter 7**

**#1.00**

Hrg on Trustee's Final Report and Applications for Compensation

Docket 39

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

In a case under chapter 7 or 11, the court may allow reasonable compensation under § 330 to the trustee for the trustee's services, payable after the trustee renders such services, not to exceed 25% on the first \$5,000 or less, 10% on any amount in excess of \$5,000 but not in excess of \$50,000, 5% on any amount in excess of \$50,000 but not in excess of \$1,000,000, and reasonable compensation not to exceed 3% of such moneys in excess of \$1,000,000, upon all moneys disbursed or turned over in the case by the trustee to parties in interest, excluding the debtor, but including holders of secured claims. 11 U.S.C. § 326(a).

The Court finds that the Trustee's requested compensation meets the requirements of 11 U.S.C. § 326(a) and represents reasonable compensation for actual, necessary services rendered in the administration of this estate.

The compensation is approved as to the Trustee, with fees in the amount of \$2,410.72 and expenses in the amount of \$227.38.

CHAPTER 7 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Diane Elaine Baker

Represented By  
Steven A Alpert

**Trustee(s):**

Robert Whitmore (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, June 12, 2018**

**Hearing Room 225**

2:00 PM

**6:14-19238 Healthcare Industry Self Insurance Program of Cali**

**Chapter 7**

**#2.00**

Hrg on Trustee's Application filed 5/22/18 for Authority to Employ Encore Law Group LLP as Special Litigation Counsel Pursuant to 11 U.S.C. § 328

Docket 257

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the application.

CHAPTER 7 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Healthcare Industry Self Insurance

Represented By  
Hutchison B Meltzer

**Trustee(s):**

Howard B Grobstein (TR)

Represented By  
Richard K Diamond  
Steven J Schwartz  
George E Schulman  
Jeffrey B Ellis  
John N Tedford

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, June 13, 2018**

**Hearing Room 6C**

9:00 AM

**8:14-13770 Mega RV Corp., a California Corporation**

**Chapter 11**

**#1.00**

CONT'D POST-CONFIRMATION STATUS CONFERENCE Hearing RE: (1) Status Of Chapter 11 Case; And (2) Requiring Report On Status Of Chapter 11 Case  
(Petition filed 6/15/2014)  
(Post-Confirmation S/C set per Order Entered 10-6-15 - Docket No. 739]

FR: 8-27-14; 11-19-14; 1-7-15; 1-14-15; 4-8-15; 6-24-15; 9-9-15; 12-16-15;  
4-13-16; 10-19-16; 4-19-17; 9-13-17; 2-14-18

Docket 1

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Continue to July 23, 2018 at 2:00 p.m. so that it may be heard in conjunction with a motion for entry of a final decree.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Mega RV Corp., a California

Represented By  
Robert P Goe  
Joel S. Miliband  
Arjun Sivakumar  
Alex L Benedict  
Courtney E Norton  
Gregory E Robinson

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, June 13, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-13556 John Olaf Halvorson**

**Chapter 7**

Adv#: 8:15-01391 Baek et al v. Halvorson et al

**#2.00**

CONT'D Hearing RE: Motion For (1) Sanctions Against Richard Baek, Baek 153, LLC, Pacific Commercial Group, LLC, Grace Baek, And Their Attorneys Of Record, Corey Tolliver, And Christopher Coyle For Failure To Participate In Court Ordered Mediation In Good Faith; And (2) Order Revoking Pro Hac Vice Admissions Of Attorneys Christopher Coyle And Corey Tolliver (Docket No. [61] in 8:15-ap-01391, Docket No. [41] in 8:15-ap-01454) And Motion To Lift The Stay Imposed On June 29, 2016 (Docket No. [76] in 8:15-ap-01391, Docket No. [58] in 8:15-ap-01454)  
(Order setting hearing Entered 11/22/17)

FR: 2-28-18; 4-11-18

Docket 0

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO OCTOBER 17, 2018 AT  
9:00 A.M. PER ORDER APPROVING STIPULATION TO CONTINUE  
HEARING ENTERED 5-25-18 - (Docket No. [413])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

John Olaf Halvorson

Represented By  
Marc C Forsythe  
Charity J Miller

**Defendant(s):**

Commercial Income Advisors, Inc. Pro Se

JH RE Holdings, LLC Pro Se

Granite Bay Partners II, LLC Pro Se

PCC Fund I, LLC Pro Se

Jerry Ann Randall Represented By

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, June 13, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... John Olaf Halvorson**

**Chapter 7**

Guillermo Cabrera  
Christopher Celentino  
Peter W Bowie  
Reem J Bello  
Marc C Forsythe  
Steven J. Katzman  
Kyle Kveton  
Charity J Miller

Dan L. Halvorson

Represented By  
Guillermo Cabrera  
Christopher Celentino  
Peter W Bowie  
Reem J Bello  
Marc C Forsythe  
Steven J. Katzman  
Kyle Kveton  
Charity J Miller

John O. Halvorson

Represented By  
Marc C Forsythe  
Charity J Miller

**Plaintiff(s):**

Weneta M. Kosmala

Pro Se

Baek 153, LLP

Represented By  
Reem J Bello  
Kyle Kveton  
Steven J. Katzman  
Ali Matin

Pacific Commercial Group, LLC

Represented By  
Reem J Bello  
Kyle Kveton  
Steven J. Katzman  
Ali Matin

Richard Baek

Represented By

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, June 13, 2018**

**Hearing Room 6C**

---

9:00 AM

**CONT... John Olaf Halvorson**

**Chapter 7**

Reem J Bello  
Ali Matin  
Steven J. Katzman  
Kyle Kveton

**Trustee(s):**

Weneta M Kosmala (TR)

Represented By  
Reem J Bello  
Faye C Rasch  
Jeffrey I Golden



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, June 13, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-13556 John Olaf Halvorson**

**Chapter 7**

Adv#: 8:15-01454 Baek v. Halvorson et al

**#3.00**

CONT'D Hearing RE: Motion For (1) Sanctions Against Richard Baek, Baek 153, LLC, Pacific Commercial Group, LLC, Grace Baek, And Their Attorneys Of Record, Corey Tolliver, And Christopher Coyle For Failure To Participate In Court Ordered Mediation In Good Faith; And (2) Order Revoking Pro Hac Vice Admissions Of Attorneys Christopher Coyle And Corey Tolliver (Docket No. [61] in 8:15-ap-01391, Docket No. [41] in 8:15-ap-01454) And Motion To Lift The Stay Imposed On June 29, 2016 (Docket No. [76] in 8:15-ap-01391, Docket No. [58] in 8:15-ap-01454)  
(Order setting hearing Entered 11/22/17)

FR: 2-28-18; 4-11-18

Docket 0

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO OCTOBER 17, 2018 AT  
9:00 A.M. PER ORDER APPROVING STIPULATION TO CONTINUE  
HEARING ENTERED ON 5-25-18 - (Docket No. [413])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

John Olaf Halvorson

Represented By  
Marc C Forsythe  
Charity J Miller

**Defendant(s):**

Weneta M.A. Kosmala

Represented By  
Reem J Bello

John Olaf Halvorson

Represented By  
Charity J Miller  
Marc C Forsythe

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, June 13, 2018**

**Hearing Room 6C**

---

9:00 AM

**CONT... John Olaf Halvorson**

**Chapter 7**

**Plaintiff(s):**

Grace Baek

Represented By  
Ali Matin  
Steven J. Katzman  
Kyle Kveton

**Trustee(s):**

Weneta M Kosmala (TR)

Represented By  
Reem J Bello  
Faye C Rasch  
Jeffrey I Golden

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, June 13, 2018**

**Hearing Room 6C**

9:00 AM

**8:16-14257 Shannon Marie Magness**

**Chapter 7**

Adv#: 8:17-01076      The William G. Joiner Trust Dated 2/6/02 v. Magness et al

**#4.00**

Hearing RE: Order To Show Cause  
(Order To Show Cause Entered 5/3/18)

Docket      0

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The hearing on the OSC will go forward.

The Court will interpret Mr. Kelly Johnson's declaration, filed May 18, 2018, as a late-filed opposition to the OSC (filed 7 days late).

COURT TO ISSUE MEMORANDUM DECISION.

<b>Party Information</b>
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**Debtor(s):**

Shannon Marie Magness	Pro Se
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**Defendant(s):**

Kelly Scott Johnson	Pro Se
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Shannon Marie Magness	Pro Se
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**Joint Debtor(s):**

Kelly Scott Johnson	Pro Se
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**Plaintiff(s):**

The William G. Joiner Trust Dated	Represented By Meghan C Sherrill Penelope Parmes Michael E McCarthy
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**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, June 13, 2018**

**Hearing Room 6C**

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9:00 AM

**CONT... Shannon Marie Magness**

**Chapter 7**

**Trustee(s):**

Richard A Marshack (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, June 13, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-11749 Dean Lavar Corbin and Lianne Corbin**

**Chapter 11**

**#5.00**

CONT'D STATUS CONFERENCE Hearing RE: (1) Status of Chapter 11 Case;  
And (2) Requiring Report On Status Of Chapter 11 Case  
(Petition filed 5/2/17)

FR: 7-5-17; 11-15-17; 3-7-18

Docket 0

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Continue to October 24, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Dean Lavar Corbin

Represented By  
Michael Jones

**Joint Debtor(s):**

Lianne Corbin

Represented By  
Michael Jones

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, June 13, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01187 Official Committee Of Unsecured Creditors v. Data-Dynamix Inc.

**#6.00**

Hearing RE: Plaintiff's Motion For Default Judgment Under LBR 7055-1  
(Motion filed 5/21/18)

Docket 16

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the motion and enter default judgment against Defendant Data-Dynamix Inc. in the amount of \$61,549.48 and costs of \$350.00.

COMMITTEE TO LODGE (1) FORM OF JUDGMENT AND (2) ORDER GRANTING MOTION FOR ENTRY OF DEFAULT JUDGMENT VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

Data-Dynamix Inc.

Pro Se

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, June 13, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... Freedom Communications, Inc.**

Andrew W Caine  
Jeffrey P Nolan

**Chapter 11**

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, June 13, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01189 Official Committee Of Unsecured Creditors v. Gracenote, Inc.

**#7.00**

Hearing RE: Plaintiff's Motion For Default Judgment Under LBR 7055-1  
(Motion filed 5/21/18)

Docket 13

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the motion and enter default judgment against Defendant Gracenote, Inc. in the amount of \$42,018.94 and costs of \$350.00.

COMMITTEE TO LODGE (1) FORM OF JUDGMENT AND (2) ORDER  
GRANTING MOTION FOR ENTRY OF DEFAULT JUDGMENT VIA LOU  
WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

Gracenote, Inc.

Pro Se

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, June 13, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... Freedom Communications, Inc.**

Jeffrey P Nolan

**Chapter 11**

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

Thursday, June 14, 2018

Hearing Room 225

9:00 AM

6:15-13757 Ruth Maldonado

Chapter 7

Adv#: 6:16-01153 Daff, Chapter 7 Trustee et al v. Zaragoza et al

#1.00

STATUS CONFERENCE re: Complaint by Charles W. Daff, Chapter 7 Trustee against Patricio Zaragoza, Vannessa Zaragoza, Eric Christian Zaragoza. Complaint for Avoidance, Recovery, and Preservation of Unauthorized Post-Petition Transfers [11 U.S.C. Sections 549, 550, and 551] (Attachments: # 1 Adversary Proceeding Cover Sheet) Nature of Suit: (14 (Recovery of money/property - other))

(Cont. from 2/15/18)

Docket 1

\*\*\* VACATED \*\*\* REASON: Order approving stipulation for dismissal of adversary proceeding entered on 3/19/18 - jc

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Ruth Maldonado Pro Se

**Defendant(s):**

Patricio Zaragoza Pro Se

Vannessa Zaragoza Pro Se

Eric Christian Zaragoza Pro Se

**Plaintiff(s):**

Charles W. Daff, Chapter 7 Trustee Represented By  
David Wood  
D Edward Hays

**Trustee(s):**

Charles W Daff (TR) Represented By

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, June 14, 2018**

**Hearing Room 225**

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9:00 AM

**CONT...**

**Ruth Maldonado**

D Edward Hays  
David Wood

**Chapter 7**

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, June 14, 2018**

**Hearing Room 225**

9:00 AM

**6:16-18347 Anthony Lorenzo Marcelo**  
Adv#: 6:17-01088 Anderson v. Marcelo

**Chapter 7**

**#2.00**

STATUS CONFERENCE RE: 1) Avoidance of Intentional Fraudulent Transfers and Recovery of Same [11 U.S.C. §§ 544, 548, 550, 551; Cal. Civ. Code §§ 3439.04, 3439.07, 3439.08]; 2) Avoidance of Constructive Fraudulent Transfers and Recovery of Same [11 U.S.C. §§ 544, 548, 550, 551; Cal. Civ. Code §§ 3439.04, 3439.05, 3439.07, 3439.08, 3439.09]; 3) Disallowance of Claims [11 U.S.C. §502(d)]; 4) Unjust Enrichment [11 U.S.C. § 105]; 5) Declaratory Relief [11 U.S.C. §§ 541, 544, 548; FRBP 7001(9)]; and 6) Turnover of Property of the Estate [11 U.S.C. § 542]

(Cont. from 3/1/18)

Docket 1

**\*\*\* VACATED \*\*\* REASON: Cont. to 8/30/18 @ 9:00 a.m. - jc**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
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**Debtor(s):**

Anthony Lorenzo Marcelo

Represented By  
Daniel King

**Defendant(s):**

Relito C. Marcelo

Represented By  
Daniel King

**Plaintiff(s):**

Karl T. Anderson

Represented By  
Brandon J Iskander

**Trustee(s):**

Karl T Anderson (TR)

Represented By  
Leonard M Shulman

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, June 14, 2018**

**Hearing Room 225**

9:00 AM

**CONT...**

**Anthony Lorenzo Marcelo**

Elyza P Eshaghi

**Chapter 7**

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, June 14, 2018**

**Hearing Room 225**

9:00 AM

**6:17-18333 Ana Maria Perez**

**Chapter 7**

Adv#: 6:18-01074 Pringle v. Perez

**#3.00**

Hrg on Status Conference RE: Complaint by John Pringle against Alonso Perez. (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))

Docket 1

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Continue the status conference to July 12, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Ana Maria Perez

Pro Se

**Defendant(s):**

Alonso Perez

Pro Se

**Plaintiff(s):**

John Pringle

Represented By  
Toan B Chung

**Trustee(s):**

John P Pringle (TR)

Represented By  
Toan B Chung

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, June 14, 2018**

**Hearing Room 225**

9:00 AM

**6:17-20091 Nanette Denise Marchand**  
Adv#: 6:18-01059      Banhart v. Marchand

**Chapter 7**

**#4.00**

Hrg on Defendants Motion to Dismiss Adversary Complaint for Denial of Discharge pursuant to 1) 11 USC Section 727(A)(2), 2) 11 USC Section 727(A)(3) and 3) 11 USC Section 727(A)(4)

(Cont. from 5/31/18)

Docket      5

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will strike the opposition because it failed to comply with Local Bankruptcy Rule 9013-1(f)(2) by failing to advise an adverse party that any reply must be filed with the Court and served on the responding party not later than 7 days prior to the hearing on the motion. With the opposition stricken, the Court grants the motion and dismisses the case without prejudice.

DEBTOR-DEFENDANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Nanette Denise Marchand

Represented By  
David M Flader

**Defendant(s):**

Nanette Denise Marchand

Represented By  
Baruch C Cohen

**Plaintiff(s):**

Robert Banhart

Represented By  
Kyle P Kelley

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, June 14, 2018**

**Hearing Room 225**

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9:00 AM

**CONT... Nanette Denise Marchand**

**Chapter 7**

**Trustee(s):**

John P Pringle (TR)

Pro Se



**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, June 14, 2018**

**Hearing Room 225**

9:00 AM

**6:17-20091 Nanette Denise Marchand**  
Adv#: 6:18-01059      Banhart v. Marchand

**Chapter 7**

**#5.00**

Hrg. on STATUS CONFERENCE re: Complaint for Denial of Discharge 11  
U.S.C. §727

(Cont. from 5/31/18)

Docket      1

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The status conference is moot.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Nanette Denise Marchand

Represented By  
David M Flader

**Defendant(s):**

Nanette Denise Marchand

Pro Se

**Plaintiff(s):**

Robert Banhart

Represented By  
Kyle P Kelley

**Trustee(s):**

John P Pringle (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, June 14, 2018**

**Hearing Room 225**

2:00 PM

**6:17-17312 Flem Earl McMillan and Lydia Ventura McMillan**

**Chapter 11**

**#1.00**

Hrg on Disclosure Statement

Docket 49

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court has a few comments but will likely approve the disclosure statement.

DEBTORS TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Flem Earl McMillan

Represented By  
Todd L Turoci  
Todd L Turoci

**Joint Debtor(s):**

Lydia Ventura McMillan

Represented By  
Todd L Turoci  
Todd L Turoci

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, June 14, 2018**

**Hearing Room 225**

2:00 PM

**6:17-17312 Flem Earl McMillan and Lydia Ventura McMillan**

**Chapter 11**

**#2.00**

Hrg. on chapter 11 Status Conference

(cont. from 5/10/18)

Docket 0

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will inquire into compliance with United States Trustee guidelines and requirements.

Next status conference: October 18, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Flem Earl McMillan

Represented By  
Todd L Turoci  
Todd L Turoci

**Joint Debtor(s):**

Lydia Ventura McMillan

Represented By  
Todd L Turoci  
Todd L Turoci

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, June 14, 2018**

**Hearing Room 225**

2:00 PM

**6:18-13196 Sunpro Solar Inc.**

**Chapter 11**

**#3.00**

Hrg. on Debtor's Final motion filed 4/19/18 for Authorization to use Cash Collateral

(cont. from 4/24/18)

Docket 14

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the motion.

DEBTOR TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Sunpro Solar Inc.

Represented By  
Robert B Rosenstein

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Tuesday, June 19, 2018**

**Hearing Room 6C**

9:00 AM

**8:14-15055 Dakarai Nyamyke Bruce**

**Chapter 7**

Adv#: 8:15-01028 Dakarai v. Fazilat

**#1.00**

CONT'D TRIAL RE: Debtor's Amended Complaint For Violation Of The Automatic Stay  
(Complaint filed 12/9/14) (Amended Complaint filed 3/4/16)  
(Status Conference set per hearing held in Case No. 8:14-bk-15055-MW on 2/2/15)  
(PTC set at S/C held 4/8/15 - Vacated per Order Entered 6-10-15)  
(PTC Reset per Order Entered 7/16/15)  
(PTC Reset per Order Entered 3/7/16)  
(Status Conference set per hearing on motion held 8/3/16)  
(PTC set at S/C held 8-3-16)  
(S/C set per Order Entered 9/19/17)  
(Trial set at S/C held 11/8/17)

FR: 2-2-15; 7-8-15; 3-9-16; 6-1-16; 8-3-16; 10-12-16; 2-8-17; 4-19-17; 7-26-17; 11-8-17; 3-20-18

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

<b>Party Information</b>
--------------------------

**Debtor(s):**

Dakarai Nyamyke Bruce

Pro Se

**Defendant(s):**

Zahira Fazilat

Represented By  
Gregory L Sproul

**Plaintiff(s):**

Bruce Dakarai

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Tuesday, June 19, 2018**

**Hearing Room 6C**

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9:00 AM

**CONT... Dakarai Nyamyke Bruce**

**Chapter 7**

**Trustee(s):**

Weneta M Kosmala (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, June 20, 2018**

**Hearing Room 6C**

9:00 AM

**8:14-15055 Dakarai Nyamyke Bruce**

**Chapter 7**

Adv#: 8:15-01028 Dakarai v. Fazilat

**#1.00**

CONT'D TRIAL RE: Debtor's Amended Complaint For Violation Of The Automatic Stay  
(Complaint filed 12/9/14) (Amended Complaint filed 3/4/16)  
(Status Conference set per hearing held in Case No. 8:14-bk-15055-MW on 2/2/15)  
(PTC set at S/C held 4/8/15 - Vacated per Order Entered 6-10-15)  
(PTC Reset per Order Entered 7/16/15)  
(PTC Reset per Order Entered 3/7/16)  
(Status Conference set per hearing on motion held 8/3/16)  
(PTC set at S/C held 8-3-16)  
(S/C set per Order Entered 9/19/17)  
(Trial set at S/C held 11/8/17)

FR: 2-2-15; 7-8-15; 3-9-16; 6-1-16; 8-3-16; 10-12-16; 2-8-17; 4-19-17; 7-26-17; 11-8-17; 3-20-18; 6-20-18

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

<b>Party Information</b>
--------------------------

**Debtor(s):**

Dakarai Nyamyke Bruce

Pro Se

**Defendant(s):**

Zahira Fazilat

Represented By  
Gregory L Sproul

**Plaintiff(s):**

Bruce Dakarai

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, June 20, 2018**

**Hearing Room 6C**

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9:00 AM

**CONT... Dakarai Nyamyke Bruce**

**Chapter 7**

**Trustee(s):**

Weneta M Kosmala (TR)

Pro Se



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, June 25, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-10930 Gerald Bennet Villaverde and Melinda Emma Sutika**

**Chapter 13**

**#1.00**

Motion for relief from stay [Real Property]

The Bank Of New York Mellon FKA The Bank Of New York, As Trustee For The Certificateholders Of The CWALT, Inc., Alternative Loan Trust 2007-HY7C Mortgage Pass-Through Certificates, Series 2007-HY7C (Motion filed 5/30/18)

**[RE: 209 South Pearl Avenue, Compton, California 90221-3329]**

Docket 23

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The motion is granted pursuant to 11 U.S.C. §§ 362(d)(1) and (d)(4) to permit movant, its successors, transferees and assigns, to enforce its remedies to foreclose upon and obtain possession of the subject property in accordance with applicable law, *unless* the debtor pays all arrearages in full on or before the hearing date on this matter. Movant may not pursue any deficiency claim against the debtor or the estate except by filing a proof of claim pursuant to 11 U.S.C. § 501.

The 14-day stay provided by Rule 4001(a)(3) is waived.

The Court finds that the filing of the petition was part of a scheme to hinder, delay and defraud creditors involving a transfer of all or part ownership of, or other interest in, the subject property without the consent of the movant or court approval and/or the filing of multiple bankruptcy cases relating to the subject property. 11 U.S.C. § 362(d) (4).

Also, grant the following relief:

- Box 3. Movant, or its agents, may, at its option, offer, provide and enter into a potential forbearance agreement, loan modification, refinance agreement or other

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, June 25, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... Gerald Bennet Villaverde and Melinda Emma Sutika Chapter 13**

loan workout or loss mitigation agreement. Movant, through its servicing agent, may contact the Debtor by telephone or written correspondence to offer such an agreement.

- Box 9. Relief from stay is granted under 11 U.S.C. § 362(d)(4), if the order granting this motion is recorded in compliance with state laws governing notices of interest or liens in real property, the order is binding in any other case under this title purporting to affect the Property filed not later than two years after the date of entry of such order, except that a debtor in a subsequent case under this title may move for relief from the order based upon changed circumstances or for good cause shown, after notice and a hearing.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Gerald Bennet Villaverde

Represented By  
Christopher J Langley

**Joint Debtor(s):**

Melinda Emma Sutika

Represented By  
Christopher J Langley

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, June 25, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-11332 Luis A Andrade**

**Chapter 7**

**#2.00**

Motion for relief from stay [Real Property]

U.S. Bank National Association, As Trustee, Successor In Interest To Bank Of America, National Association As Trustee As Successor By Merger To LaSalle Bank National Association, As Trustee For Certificateholders Of Bear Stearns Asset Backed Securities I LLC, Asset-Backed Certificates, Series 2006-HE10, Its Assignees And/Or Successors vs. DEBTOR  
(Filed 5/31/18)

**[RE: 1120 South Olive Street, Santa Ana, CA 92707]**

Docket 13

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The motion is granted pursuant to 11 U.S.C. §§ 362(d)(1) and (d)(2) to permit movant, its successors, transferees and assigns, to enforce its remedies to foreclose upon and obtain possession of the subject property in accordance with applicable law, *unless* the debtor pays all arrearages in full on or before the hearing date on this matter. Movant may not pursue any deficiency claim against the debtor or the estate except by filing a proof of claim pursuant to 11 U.S.C. § 501.

The 14-day stay provided by Rule 4001(a)(3) is waived.

Also, grant the following relief:

- Box 3. Movant, or its agents, may, at its option, offer, provide and enter into a potential forbearance agreement, loan modification, refinance agreement or other loan workout or loss mitigation agreement. Movant, through its servicing agent, may contact the Debtor by telephone or written correspondence to offer such an agreement.

- Box 12. Upon entry of the order, for purposes of Cal. Civ. Code § 2923.5, the

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, June 25, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... Luis A Andrade**

**Chapter 7**

Debtor is a borrower as defined in Cal. Civ.Code § 2920.5(c)(2)(C).

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Luis A Andrade

Represented By  
Sunita N Sood

**Trustee(s):**

Jeffrey I Golden (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, June 25, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-11937 Dennis Michael Justiniani**

**Chapter 13**

**#3.00**

Hearing RE: Motion In Individual Case For Order Imposing A Stay Or Continuing The Automatic Stay As The Court Deems Appropriate (Motion filed 6/1/18)

**[RE: 6572 Abbott Drive, Huntington Beach, CA 92647]**

Docket 11

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the motion and continue the stay as to all creditors.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Dennis Michael Justiniani

Represented By  
Christopher J Langley

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, June 25, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-11963 Javier Talamantes**

**Chapter 13**

**#4.00**

Motion for relief from stay [Unlawful Detainer]

House Properties & Associates, LLC vs. DEBTOR

**[RE: 228 S Mall Place Anaheim, CA 92804]**

Docket 5

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The motion is granted pursuant to 11 U.S.C. §§ 362(d)(1) and (d)(2). A judgment against the debtor was entered in the unlawful detainer action prepetition. The granting of this motion will permit the movant to exercise its rights under state law with respect to the subject property.

The 14-day stay provided by Rule 4001(a)(3) is waived.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Javier Talamantes

Pro Se

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, June 25, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-11979 Jose Mella Ramin, Jr. and Marivic Aparato Ramin**

**Chapter 13**

**#5.00**

Hearing RE: Motion In Individual Case For Order Imposing A Stay Or Continuing The Automatic Stay As The Court Deems Appropriate (Motion filed 6/2/18)

**[RE: 3042 Zimmerman Place, Tustin CA 92782]**

Docket 11

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the motion.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Jose Mella Ramin Jr.

Represented By  
John Asuncion

**Joint Debtor(s):**

Marivic Aparato Ramin

Represented By  
John Asuncion

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Monday, June 25, 2018

Hearing Room 6C

2:00 PM

8:12-23047 Jeffrey Sumner Childs

Chapter 7

#1.00

CONT'D Hearing RE: Amended Trustee's Final Report And Application For Compensation And Reimbursement Of Expenses  
(Final Report filed 4/6/18)  
**(Hearing continued as a Place Holder)**

**[RE: JEFFREY I. GOLDEN, Chapter 7 Trustee]  
[Fees: \$55,755.00; Expenses: \$4,600.21]**

**[RE: MIRMAN, BUBMAN & NAHMIAS, LLP - Former Attorney For Chapter 7 Trustee]  
[Fees: \$28,016.00; Expenses: \$1,202.07]**

**[RE: CROWE HORWATH LLP - Accountant For Chapter 7 Trustee]  
[Fees: \$27,117.05; Expenses: \$18.05]**

**RE: BAKER & HOSTETLER, LLP - Attorney For Chapter 7 Trustee]  
[Fees: \$702,663.90; Expenses: \$20,949.09]**

**[RE: HAHN FIFE & COMPANY LLP - Accountant For Chapter 7 Trustee]  
[Fees: \$1,701.00; Expenses: \$258.60]**

**[RE: INDEPENDENT MANAGEMENT SERVICES - Field Agent For Chapter 7 Trustee]  
[Fees: \$7,181.25; Expenses: \$4,473.37]**

FR: 5-7-18; 6-4-18

Docket 709

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - ORDER ON FINAL  
FEE APPLICATIONS ENTERED 6-11-18 - (Docket No. [726])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, June 25, 2018**

**Hearing Room 6C**

---

2:00 PM

**CONT... Jeffrey Sumner Childs**

**Chapter 7**

**Debtor(s):**

Jeffrey Sumner Childs

Pro Se

**Trustee(s):**

Jeffrey I Golden (TR)

Represented By

Ashley M McDow

Jeffrey I Golden (TR)

Michael T Delaney

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Monday, June 25, 2018

Hearing Room 6C

2:00 PM

8:16-11971 Margaret R. Bowles

Chapter 7

#2.00

Hearing RE: Trustee's Final Report And Applications For Compensation And Reimbursement Of Expenses  
(Final Report filed 5/16/18)

**[RE: RICHARD A. MARSHACK - Chapter 7 Trustee]  
[Fees: \$1,360.30; Expenses: \$22.95]**

**[RE: LAW OFFICES OF LARRY D. SIMONS - Attorneys For Chapter 7 Trustee]  
[Fees: \$9,450.00; Expenses: \$83.63]**

Docket 51

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

In a case under chapter 7 or 11, the court may allow reasonable compensation under § 330 to the trustee for the trustee's services, payable after the trustee renders such services, not to exceed 25% on the first \$5,000 or less, 10% on any amount in excess of \$5,000 but not in excess of \$50,000, 5% on any amount in excess of \$50,000 but not in excess of \$1,000,000, and reasonable compensation not to exceed 3% of such moneys in excess of \$1,000,000, upon all moneys disbursed or turned over in the case by the trustee to parties in interest, excluding the debtor, but including holders of secured claims. 11 U.S.C. § 326(a).

The Court finds that the Trustee's requested compensation meets the requirements of 11 U.S.C. § 326(a) and represents reasonable compensation for actual, necessary services rendered in the administration of this estate.

The compensation is approved as to the Trustee, with fees in the amount of \$1,360.30 and expenses in the amount of \$22.95.

The compensation is approved as to the Trustee's attorneys, with fees in the amount of \$9,450.00 and expenses in the amount of \$83.63.

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, June 25, 2018**

**Hearing Room 6C**

2:00 PM

**CONT... Margaret R. Bowles**

**Chapter 7**

Payment to the IRS is approved.

CHAPTER 7 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Margaret R. Bowles

Represented By  
Joseph M Tosti

**Trustee(s):**

Richard A Marshack (TR)

Represented By  
Larry D Simons

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Monday, June 25, 2018

Hearing Room 6C

2:00 PM

8:17-10559 Michael J Ervin

Chapter 7

#3.00

Hearing RE: Trustee's Final Report And Applications For Compensation And Reimbursement Of Expenses  
(Final Report filed 5/10/18)

**[RE: KAREN SUE NAYLOR - Chapter 7 Trustee]  
[Fees: \$7,120.16; Expenses: \$587.04]**

**[RE: BURD & NAYLOR - Attorney For Chapter 7 Trustee]  
[Fees: \$6,425.00; Expenses: \$49.50]**

**[RE: HAHN FIFE & COMPANY, LLP - Accountant For Chapter 7 Trustee]  
[Fees: \$1,587.00; Expenses: \$247.50]**

Docket 102

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

In a case under chapter 7 or 11, the court may allow reasonable compensation under § 330 to the trustee for the trustee's services, payable after the trustee renders such services, not to exceed 25% on the first \$5,000 or less, 10% on any amount in excess of \$5,000 but not in excess of \$50,000, 5% on any amount in excess of \$50,000 but not in excess of \$1,000,000, and reasonable compensation not to exceed 3% of such moneys in excess of \$1,000,000, upon all moneys disbursed or turned over in the case by the trustee to parties in interest, excluding the debtor, but including holders of secured claims. 11 U.S.C. § 326(a).

The Court finds that the Trustee's requested compensation meets the requirements of 11 U.S.C. § 326(a) and represents reasonable compensation for actual, necessary services rendered in the administration of this estate.

The compensation is approved as to the Trustee, with fees in the amount of \$7,120.16 and expenses in the amount of \$587.04.

The compensation is approved as to Burd & Naylor, with fees in the amount of \$6,425.00 and expenses in the amount of \$49.50.

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, June 25, 2018**

**Hearing Room 6C**

2:00 PM

**CONT...**

**Michael J Ervin**

**Chapter 7**

The compensation is approved as to Hahn Fife, with fees in the amount of \$1,587.00 and expenses in the amount of \$247.50.

The Court approves the payment to the FTB.

CHAPTER 7 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Michael J Ervin

Represented By  
Mark D Klein

**Trustee(s):**

Karen S Naylor (TR)

Represented By  
Burd & Naylor  
William M Burd

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, June 25, 2018**

**Hearing Room 6C**

2:00 PM

**8:17-14396 Styles For Less, Inc., a California corporation**

**Chapter 11**

**#4.00**

CONT'D Evidentiary Hearing RE: Debtor And Debtor-in-Possession's Motion For Order Disallowing Claim:  
(Motion filed 3/28/18)

Claim No. 422      GTT Communications, Inc.      \$152,052.14

FR: 4-30-18; 5-7-18

Docket      314

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will rule on the evidentiary objections to the Declaration of Min Swe on Behalf of Creditor GTT Communications, Inc., Docket No. 463, filed May 20, 2018 (the "Min Swe Declaration").

The Court previously ruled that debtor Styles for Less, Inc. ("Debtor") met its burden of going forward in objecting to the administrative expense claim of GTT Communications, Inc. ("GTT") by proffering evidence of greater probative value than that appearing in GTT's proof of claim. This shifted the burden to GTT of proving up its claim by a preponderance of the evidence.

GTT has failed to show the terms of its agreement with Debtor regarding the provision of telecommunications-related goods and services. Although it does appear there was some kind of agreement – the Court accepts that Debtor paid moneys to GTT and listed GTT as a prepetition creditor—the terms and nature of the agreement are uncertain, in large part because of the sustained objections to the Min Swe Declaration. But even if the Court had overruled all objections to the Min Swe Declaration, this fatal uncertainty remains. The Master Services Agreement, dated December 4, 2009, between MegaPath, Inc. and Debtor (the "MSA") provides in

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, June 25, 2018**

**Hearing Room 6C**

2:00 PM

**CONT... Styles For Less, Inc., a California corporation Chapter 11**

Section 9 thereof that it can be assigned by MegaPath, Inc. ("MP") only "as part of a sale of all or substantially all of its assets, upon written notice to Subscriber [i.e., Debtor]." There is no evidence (even evidence to which the Court sustained objections) that MP sold its assets to GTT. GTT acquired ownership of all the stock of MP, but there is no showing that MP sold all or substantially all its assets to GTT. The closest GTT comes to proving this, which is not close at all (even accepting evidence to which Debtor successfully objected), is Exhibit C, which states that "As of April 1, 2015, MegaPath's Managed Services business was acquired by [GTT]." There is no showing whatsoever that "MegaPath's Managed Services business" constituted all or substantially all the assets of MP (or that there were other transactions which, when coupled with "MegaPath's Managed Services business," constituted a sale of all or substantially all of MP's assets).

For these reasons, and for the other reasons stated in Debtor's Response to Declaration of Min Swe on Behalf of Creditor GTT Communications, Inc., Docket No. 469, filed June 4, 2018, the Court sustains Debtor's objection to GTT's administrative priority claim 422 and disallows such claim in its entirety.

DEBTOR TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Styles For Less, Inc., a California

Represented By

Marc J Winthrop

Andrew B Levin

Garrick A Hollander

Marvin Maurice Oliver

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, June 25, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-11440 Marcos Perez**

**Chapter 7**

**#5.00**

CONT'D Hearing RE: Chapter 7 Trustee's Motion for Order To:  
(1) Compel Attendance For Examination At The Meeting Of Creditors; And  
(2) Compel Debtor To File His Schedules, Statement Of Financial Affairs And  
Related Documents; And  
(3) Compel Debtor To Provide The Trustee With A Copy Of His Last Filed tax  
Return  
(Motion filed 5/17/18)

FR: 6-11-18

Docket 15

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR PER NOTICE OF  
WITHDRAWAL FILED 6/11/18 - [Docket No. 41]**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Marcos Perez

Pro Se

**Trustee(s):**

Richard A Marshack (TR)

Represented By  
Michael G Spector



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, June 25, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-11997 QDOS, Inc**

**Chapter 11**

**#6.00**

STATUS CONFERENCE Hearing RE: Chapter 11 Involuntary Petition  
(Petition filed 5/31/18)

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will inquire whether Debtor is contesting the petition. If not, the Court will enter an order for relief and set a status conference for August 1, 2018 at 9:00 a.m.

PETITIONING CREDITORS TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

QDOS, Inc

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, June 26, 2018**

**Hearing Room 225**

9:00 AM

**6:18-13239 John Edward Duffy and Laura Marie Duffy**

**Chapter 7**

**#1.00**

Aldridge Pite, LLP - movant attorney

Motion for Relief from Stay

U.S. Bank National Association vs. DEBTORS  
(Motion filed 5/30/18)

RE: 62020 Bonair Rd, Joshua Tree, CA 92252-0809

Docket 19

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The motion is granted pursuant to 11 U.S.C. § 362(d)(2) to permit movant, its successors, transferees and assigns, to enforce its remedies to foreclose upon and obtain possession of the subject property in accordance with applicable law, *unless* the debtor pays all arrearages in full on or before the hearing date on this matter. Movant may not pursue any deficiency claim against the debtor or the estate except by filing a proof of claim pursuant to 11 U.S.C. § 501.

The 14-day stay provided by Rule 4001(a)(3) is waived.

Also, grant the following relief:

- Box 3. Movant, or its agents, may, at its option, offer, provide and enter into a potential forbearance agreement, loan modification, refinance agreement or other loan workout or loss mitigation agreement. Movant, through its servicing agent, may contact the Debtor by telephone or written correspondence to offer such an agreement.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, June 26, 2018**

**Hearing Room 225**

9:00 AM

**CONT... John Edward Duffy and Laura Marie Duffy**

**Chapter 7**

**Debtor(s):**

John Edward Duffy

Represented By  
Jeffrey D Larkin

**Joint Debtor(s):**

Laura Marie Duffy

Represented By  
Jeffrey D Larkin

**Trustee(s):**

Charles W Daff (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, June 26, 2018**

**Hearing Room 225**

9:00 AM

**6:18-13706 Anna Varela**

**Chapter 7**

**#2.00**

McCarthy & Holthus, LLP - movant attorney

Motion for Relief from Stay

Wells Fargo Bank, N.A. vs. DEBTOR  
(Motion filed 6/1/18)

RE: 43019 Camino Caruna, Temecula, CA 92592

Docket 14

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

<b>Party Information</b>
--------------------------

**Debtor(s):**

Anna Varela

Represented By  
Brian J Soo-Hoo

**Trustee(s):**

Karl T Anderson (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, June 26, 2018**

**Hearing Room 225**

9:00 AM

**6:18-13988 Marion H Hector**

**Chapter 7**

**#3.00**

Tiffany & Bosco - movant attorney

Motion for Relief from Stay

Bank of America, N.A. vs. DEBTOR  
(Motion filed 6/5/18)

RE: N 2006 Fourwinds Mandalay 40B; VIN NO. 4UZACHCY06CX23054

Docket 8

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The motion is granted pursuant to 11 U.S.C. §§ 362(d)(1) and (d)(2) to permit movant, its successors, transferees and assigns, to enforce its remedies to repossess or otherwise obtain possession and dispose of its collateral pursuant to applicable law, and to use the proceeds from its disposition to satisfy its claim, *unless* the debtor pays all arrearages in full on or before the hearing date on this matter. Movant may not pursue any deficiency claim against the debtor or the estate except by filing a proof of claim pursuant to 11 U.S.C. § 501.

The 14-day stay provided by Rule 4001(a)(3) is waived.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Marion H Hector

Represented By  
Andrew Nguyen

**Trustee(s):**

Todd A. Frealy (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, June 26, 2018**

**Hearing Room 225**

9:00 AM

**6:18-14202 Armando C Meras and Veronica Y Meras**

**Chapter 7**

**#4.00**

Carol G. Unruh, Esq. - movant attorney

Motion for Relief from Stay

Gloria C. Menrad as Trustee vs. DEBTORS  
(Motion filed 5/26/18)

RE: 341 East San Bernardino Road Covina, CA 91723

Docket 12

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The motion is granted pursuant to 11 U.S.C. §§ 362(d)(1) and (d)(2). This motion has been filed to proceed with an unlawful detainer action. This action must go forward because the debtor's right to possess the premises must be determined. This does not change simply because a bankruptcy petition was filed.

The 14-day stay provided by Rule 4001(a)(3) is waived.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Armando C Meras

Represented By  
Yoon O Ham

**Joint Debtor(s):**

Veronica Y Meras

Represented By  
Yoon O Ham

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, June 26, 2018**

**Hearing Room 225**

---

9:00 AM

**CONT... Armando C Meras and Veronica Y Meras**

**Chapter 7**

**Trustee(s):**

John P Pringle (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, June 26, 2018**

**Hearing Room 225**

2:00 PM

**6:16-15176 Widly, Inc.**

**Chapter 7**

**#1.00**

Hrg. on chapter 7 trustee's Motion filed 6/4/18 on First Application for Approval of Fees and Reimbursement of Expenses by Shulman Hodges & Bastian LLP

Docket 92

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the application and allow on an interim basis:

Attorneys' fees: \$75,135.00

Attorneys' costs: \$2,001.62

APPLICANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Widly, Inc.

Represented By  
Richard R Hurley - SUSPENDED -

**Trustee(s):**

Arturo Cisneros (TR)

Represented By  
Elyza P Eshaghi  
Leonard M Shulman  
Melissa Davis Lowe



**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, June 26, 2018**

**Hearing Room 225**

2:00 PM

**6:17-15972 Enriquez Q Amezcua**

**Chapter 7**

**#2.00**

Hrg. on Debtor's Motion filed 5/12/18 to Convert Case From Chapter 7 to 13

Docket 40

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Deny without prejudice. The Debtor has not made a sufficient showing that he has disposable income to fund a chapter 13 plan. The massage business commenced only 1 month ago (May 2018) and there is an insufficient showing that it is a reliable source of disposable income.

The motion may be re-filed after December 31, 2018.

CHAPTER 7 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Enriquez Q Amezcua

Represented By  
Caroline S Kim

**Trustee(s):**

John P Pringle (TR)

Represented By  
Michelle A Marchisotto

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, June 26, 2018**

**Hearing Room 225**

2:00 PM

**6:17-15972 Enriquez Q Amezcua**

**Chapter 7**

**#3.00**

Hrg. on Trustee's Application to Employ Roquemore, Pringle & Moore, Inc. as  
General Counsel as of April 13, 2018

Docket 38

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the application.

APPLICANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Enriquez Q Amezcua

Represented By  
Caroline S Kim

**Trustee(s):**

John P Pringle (TR)

Represented By  
Michelle A Marchisotto

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, June 26, 2018**

**Hearing Room 225**

2:00 PM

**6:17-18471 Daniel L Horkey and Carmela Horkey**

**Chapter 7**

**#4.00**

Hrg. on Debtors' Motion filed 3/12/18 to Convert Case From Chapter 7 to 13

Docket 41

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will grant the motion and convert the case to chapter 13 if Debtors agree to revocation of the chapter 7 discharge granted on January 22, 2018.

DEBTORS TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Daniel L Horkey

Represented By  
Julie J Villalobos

**Joint Debtor(s):**

Carmela Horkey

Represented By  
Julie J Villalobos

**Trustee(s):**

Robert Whitmore (TR)

Represented By  
Franklin C Adams  
Caroline Djang

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, June 26, 2018**

**Hearing Room 225**

2:00 PM

**6:17-18773 Edward G Mendoza**

**Chapter 7**

**#5.00**

Hrg on Trustee's Final Report and Applications for Compensation

Docket 27

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

In a case under chapter 7 or 11, the court may allow reasonable compensation under § 330 to the trustee for the trustee's services, payable after the trustee renders such services, not to exceed 25% on the first \$5,000 or less, 10% on any amount in excess of \$5,000 but not in excess of \$50,000, 5% on any amount in excess of \$50,000 but not in excess of \$1,000,000, and reasonable compensation not to exceed 3% of such moneys in excess of \$1,000,000, upon all moneys disbursed or turned over in the case by the trustee to parties in interest, excluding the debtor, but including holders of secured claims. 11 U.S.C. § 326(a).

The Court finds that the Trustee's requested compensation meets the requirements of 11 U.S.C. § 326(a) and represents reasonable compensation for actual, necessary services rendered in the administration of this estate.

The compensation is approved as to the Trustee, with fees in the amount of \$621.00 and expenses in the amount of \$8.00.

CHAPTER 7 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Edward G Mendoza

Represented By  
Paul Y Lee

**Trustee(s):**

Lynda T. Bui (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, June 26, 2018**

**Hearing Room 225**

2:00 PM

**6:18-11845 John Francis Lynch and Adan Abel Garcia**

**Chapter 7**

**#6.00**

Hrg. on chapter 7 trustee's Motion filed 5/25/18 to Dismiss Debtor John Francis Lynch From Bankruptcy Case

Docket 10

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the motion and dismiss Debtor John Francis Lynch.

CHAPTER 7 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

John Francis Lynch

Represented By  
Neil R Hedtke

**Joint Debtor(s):**

Adan Abel Garcia

Represented By  
Neil R Hedtke

**Trustee(s):**

Todd A. Frealy (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, June 26, 2018**

**Hearing Room 225**

2:00 PM

**6:18-13918 Ruben Valdivia**

**Chapter 7**

**#7.00**

Hrg. on Order to Show Cause Re Dismissal

Docket 0

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Based upon the Trustee's request, the Court will vacate its OSC.

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Ruben Valdivia

Pro Se

**Trustee(s):**

Larry D Simons (TR)

Pro Se

United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar

Wednesday, June 27, 2018

Hearing Room 6C

9:00 AM

8:15-15311 Freedom Communications, Inc.

Chapter 11

Adv#: 8:17-01171 Official Committee Of Unsecured Creditors v. Documotion Research, Inc.

#1.00



Docket No: 1

\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - NOTICE OF  
DISMISSAL WITH PREJUDICE FILED 6-1-18 - (Docket No. [14])

**Tentative Ruling:**



**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

Documotion Research, Inc.

Pro Se

**Plaintiff(s):**

Official Committee Of Unsecured Cred

Represented By  
Andrew W Caine  
Jeffrey P Nolan

United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar

Wednesday, June 27, 2018

Hearing Room 6C

9:00 AM

8:17-10559 Michael J Ervin

Chapter 7

Adv#: 8:17-01144 Itria Ventures, LLC v. Ervin

#2.00



Docket No: 1

**Tentative Ruling:**



**Party Information**

**Debtor(s):**

Michael J Ervin

Represented By  
Mark D Klein

**Defendant(s):**

Michael J Ervin

Pro Se



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, June 27, 2018**

**Hearing Room 6C**

---

9:00 AM

**CONT... Michael J Ervin**

**Chapter 7**

**Plaintiff(s):**

Itria Ventures, LLC

Represented By  
Michael F Chekian

**Trustee(s):**

Karen S Naylor (TR)

Represented By  
Burd & Naylor

United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar

Wednesday, June 27, 2018

Hearing Room 6C

9:00 AM

8:17-14478 Dennis Edward Lake

Chapter 7

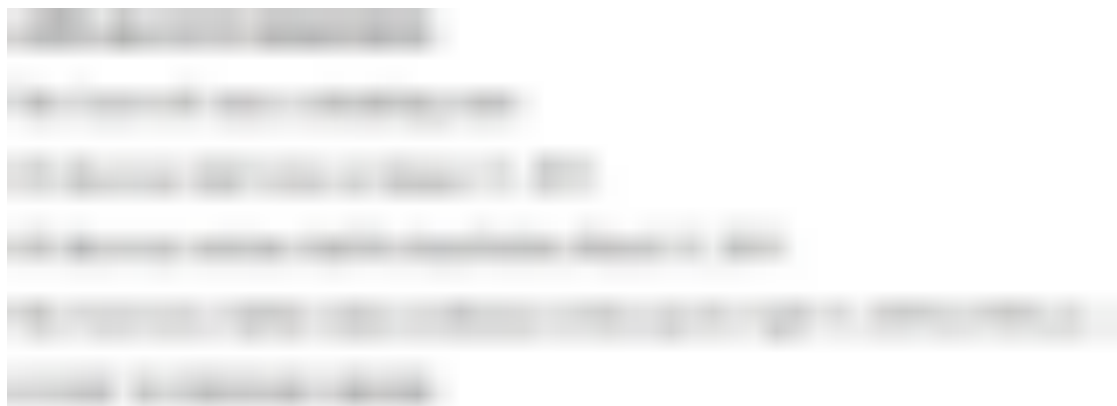
Adv#: 8:18-01035 Federal Trade Commission v. Lake

#3.00



Docket No: 9

**Tentative Ruling:**



**Party Information**

**Debtor(s):**

Dennis Edward Lake

Represented By  
D Justin Harelik

**Defendant(s):**

Dennis Edward Lake

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, June 27, 2018**

**Hearing Room 6C**

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9:00 AM

**CONT... Dennis Edward Lake**

**Chapter 7**

**Plaintiff(s):**

Federal Trade Commission

Represented By  
Michael P Mora

**Trustee(s):**

Jeffrey I Golden (TR)

Pro Se

United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar

Wednesday, June 27, 2018

Hearing Room 6C

9:00 AM

8:17-14949 David Michael Weisman

Chapter 7

Adv#: 8:18-01068 Reaves-Berrard v. Weisman

#4.00



Docket No: 1

**Tentative Ruling:**



**Party Information**

**Debtor(s):**

David Michael Weisman

Represented By  
Daniel King

**Defendant(s):**

David Weisman

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, June 27, 2018**

**Hearing Room 6C**

---

9:00 AM

**CONT... David Michael Weisman**

**Chapter 7**

**Plaintiff(s):**

Cherelle Reaves-Berrard

Pro Se

**Trustee(s):**

Karen S Naylor (TR)

Pro Se

United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar

Wednesday, June 27, 2018

Hearing Room 6C

9:00 AM

8:18-11280 Jamal Elyazal

Chapter 11

#5.00

Docket No: 0

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - ORDER GRANTING  
MOTION TO DISMISS CASE ENTERED 6-11-18 - (Docket No. [51])**

**Tentative Ruling:**

**Party Information**

**Debtor(s):**

Jamal Elyazal

Represented By  
Andrew Moher

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, June 27, 2018**

**Hearing Room 6C**

9:00 AM

**8:16-14461 Blue Light Capital Corp**

**Chapter 11**

Adv#: 8:17-01082 Blue Light Capital Corp v. Bian

**#6.00**



Docket No: 33

**Tentative Ruling:**



United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar

Wednesday, June 27, 2018

Hearing Room 6C

9:00 AM

CONT... Blue Light Capital Corp

Chapter 11



**Party Information**

**Debtor(s):**

Blue Light Capital Corp

Represented By  
Alan M Lurya

**Defendant(s):**

Wenqiang Bian

Represented By  
Chad V Haes

**Plaintiff(s):**

Blue Light Capital Corp

Represented By  
Alan M Lurya



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, June 27, 2018**

**Hearing Room 6C**

9:00 AM

**8:16-15208 Michael Younessi**

**Chapter 11**

Adv#: 8:17-01051 Diamond Enterprises, LTD., LP v. Younessi

**#7.00**



Docket No: 78

**Tentative Ruling:**



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, June 27, 2018**

**Hearing Room 6C**

9:00 AM

**CONT...**

**Michael Younessi**

**Chapter 11**



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, June 27, 2018

Hearing Room 6C

9:00 AM

CONT...

Michael Younessi

Chapter 11



**Party Information**

**Debtor(s):**

Michael Younessi

Represented By  
Michael Jones  
Sara Tidd

**Defendant(s):**

Michael Younessi

Represented By  
Roger Frederickson

**Plaintiff(s):**

Diamond Enterprises, LTD., LP

Represented By  
M Douglas Flahaut

United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar

Wednesday, June 27, 2018

Hearing Room 6C

9:00 AM

8:14-14604 Felix Martinez

Chapter 13

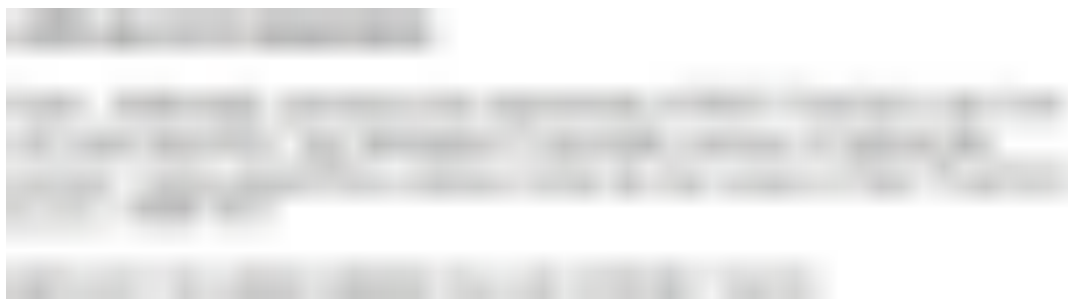
Adv#: 8:17-01161 Martinez v. CV Investment Partners et al

#8.00



Docket No: 28

**Tentative Ruling:**



**Party Information**

**Debtor(s):**

Felix Martinez

Represented By  
Joseph A Weber  
Fritz J Firman

**Defendant(s):**

CV Investment Partners

Represented By  
Donald Reid  
Robert P Goe

Michael Cargile

Represented By  
Robert P Goe

**Plaintiff(s):**

Felix Martinez

Represented By

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, June 27, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... Felix Martinez**

**Chapter 13**

Fritz J Firman

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar

Wednesday, June 27, 2018

Hearing Room 6C

9:00 AM

8:17-12114 Paul Joseph Gerard Riccobon

Chapter 7

#9.00



Docket No: 50

**Tentative Ruling:**



**Party Information**

**Debtor(s):**

Paul Joseph Gerard Riccobon

Represented By  
Michael N Nicastro  
Michael D Franco

**Trustee(s):**

Richard A Marshack (TR)

Pro Se

United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar

Wednesday, June 27, 2018

Hearing Room 6C

3:00 PM

8:14-14604 Felix Martinez

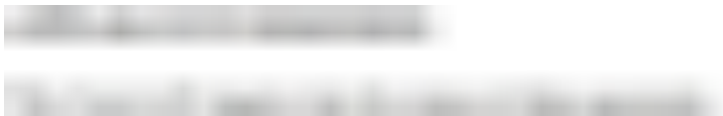
Chapter 13

#1.00



Docket No: 48

**Tentative Ruling:**



**Party Information**

**Debtor(s):**

Felix Martinez

Represented By  
Joseph A Weber  
Fritz J Firman

**Movant(s):**

Amrane (SA) Cohen (TR)

Pro Se

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

Thursday, June 28, 2018

Hearing Room 225

9:00 AM

6:16-15176 Widly, Inc.

Chapter 7

Adv#: 6:17-01233 Cisneros v. Widly

#1.00

Status Conference re Complaint by Arturo Cisneros against John R Widly  
Nature of Suit: (91 (Declaratory judgment)

(Cont. from 4/26/18)

Docket 1

\*\*\* VACATED \*\*\* REASON: Order approving Stipulation to Dismiss  
signed 5/25/18 - jc

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Widly, Inc.

Represented By  
Richard R Hurley - SUSPENDED -

**Defendant(s):**

John R Widly

Represented By  
Lawrence La Rocca

**Plaintiff(s):**

Arturo Cisneros

Represented By  
Melissa Davis Lowe

**Trustee(s):**

Arturo Cisneros (TR)

Represented By  
Elyza P Eshaghi  
Leonard M Shulman  
Melissa Davis Lowe



**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, June 28, 2018**

**Hearing Room 225**

9:00 AM

**6:17-18333 Ana Maria Perez**

**Chapter 7**

Adv#: 6:18-01074 Pringle v. Perez

**#2.00**

Hrg on Chapter 7 Trustee's Motion for Default Judgment Against Defendant  
Alonso Perez

Docket 8

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the motion and all relief requested.

CHAPTER 7 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Ana Maria Perez

Pro Se

**Defendant(s):**

Alonso Perez

Pro Se

**Plaintiff(s):**

John Pringle

Represented By  
Toan B Chung

**Trustee(s):**

John P Pringle (TR)

Represented By  
Toan B Chung

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, June 28, 2018**

**Hearing Room 225**

9:00 AM

**6:18-10057 Cynthia M Miller**

**Chapter 7**

Adv#: 6:18-01082 PERSONAL ENERGY FINANCE INC v. Miller

**#3.00**

Status Conference re complaint to determine dischargeability of debt 11 USC Section 523 (a)(2)(A)

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will issue a scheduling order:

All discovery shall close on September 15, 2018.

All discovery motions shall be heard before October 15, 2018.

All pretrial motions (except motions in limine) shall be heard before November 30, 2018.

Pretrial conference is set for December 13, 2018 at 9:00 a.m. in Santa Ana, CA.

COURT TO PREPARE ORDER.

<b>Party Information</b>
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**Debtor(s):**

Cynthia M Miller	Pro Se
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**Defendant(s):**

Cynthia M Miller	Pro Se
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**Plaintiff(s):**

PERSONAL ENERGY FINANCE	Represented By Donald T Dunning
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**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, June 28, 2018**

**Hearing Room 225**

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9:00 AM

**CONT... Cynthia M Miller**

**Chapter 7**

**Trustee(s):**

Larry D Simons (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, June 28, 2018**

**Hearing Room 225**

9:00 AM

**6:18-12269 Christopher Allen Hageman**

**Chapter 7**

Adv#: 6:18-01081 Escontrias v. Hageman et al

**#4.00**

Status Conference re Complaint to Object to Debtors Discharge and Determine NonDischargeability of Debt under Code Section 523 by Pilar Escontrias against Christopher Allen Hageman, Crystal Dee Hageman, Kai Hargis. fraud as fiduciary, embezzlement, larceny)),(41 (Objection / revocation of discharge - 727(c),(d),(e)

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will issue a scheduling order:

All discovery shall close on October 31, 2018.

All discovery motions shall be heard before November 30, 2018.

All pretrial motions (except motions in limine) shall be heard before December 31, 2018.

Pretrial conference is set for January 24, 2019 at 9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Christopher Allen Hageman

Represented By  
Roland D Tweed

**Defendant(s):**

Christopher Allen Hageman

Pro Se

Crystal Dee Hageman

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, June 28, 2018**

**Hearing Room 225**

---

9:00 AM

**CONT... Christopher Allen Hageman**

**Chapter 7**

Kai Hargis

Pro Se

**Joint Debtor(s):**

Crystal Dee Hageman

Represented By  
Roland D Tweed

**Plaintiff(s):**

Pilar Escontrias

Represented By  
Ada R Cordero-Sack

**Trustee(s):**

Arturo Cisneros (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, July 2, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15244 Gary Scott and Denise Johnson-Scott**

**Chapter 13**

**#1.00**

CONT'D Motion for relief from stay [Real Property]

U.S. Bank, N.A., Successor Trustee To LaSalle Bank National Association, On Behalf Of The Holders Of Bear Stearns Asset Backed Securities I Trust 2006-HE2, Asset-Backed Certificates Series 2006-HE2 - vs. DEBTOR  
(Motion filed 10/16/17)

**[RE: 3891 Claremont Street, Irvine, CA 92614]**

FR: 11-13-17; 12-4-17; 1-8-18; 3-12-18; 3-19-18

Docket 95

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will inquire into the status of loan modification negotiations.

**Party Information**

**Debtor(s):**

Gary Scott

Represented By  
Michael A Younge

**Joint Debtor(s):**

Denise Johnson-Scott

Represented By  
Michael A Younge

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, July 2, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-12114 Paul Joseph Gerard Riccobon**

**Chapter 7**

**#2.00**

CONT'D Motion for relief from stay [Real Property]

Commerical Bank Of California vs. DEBTOR  
(Motion filed 2/15/18)

**[RE: 11899 Lotus Avenue, Fountain Valley, CA 92612]**

FR: 3-26-18

Docket 36

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

**Party Information**

**Debtor(s):**

Paul Joseph Gerard Riccobon

Represented By  
Michael N Nicastro  
Michael D Franco

**Movant(s):**

Commercial Bank of California

Represented By  
Anne C Manalili

**Trustee(s):**

Richard A Marshack (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, July 2, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-10816 Norma J Owens**

**Chapter 7**

**#3.00**

Motion for relief from stay [Real Property]

Reverse Mortgage Solutions, Inc. vs. DEBTOR  
(Motion filed 6/5/18)

**[RE: 1721 E Gladwick Street, Carson, CA 90746]**

Docket 28

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

<b>Party Information</b>
--------------------------

**Debtor(s):**

Norma J Owens

Represented By  
Desiree V Causey

**Trustee(s):**

Jeffrey I Golden (TR)

Pro Se



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, July 2, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-10897 Trinity Han**

**Chapter 11**

**#1.00**

Hearing RE: Application For Payment Of Final Fees And/Or Expenses For The Period From March 18, 2018 Through April 30, 2018  
(Motion filed 6/1/18)

**[RE: MICHAEL R. TOTARO/TOTARO & SHANAHAN - Attorney For Debtor]  
[Fees: \$6,930.00; Expenses: \$0.00]**

Docket 23

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Grant and allow \$6,930.00 in attorney's fees and \$0.00 in costs on a final basis.

APPLICANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Trinity Han

Represented By  
Michael R Totaro

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, July 3, 2018**

**Hearing Room 225**

9:00 AM

**6:18-12454 Martin Conde and Melinda Ann Conde**

**Chapter 7**

**#1.00**

Law Office of Bret D. Allen - movant attorney

Motion for Relief from Stay

BMW Bank of North America vs. DEBTORS  
(Motion filed 6/7/18)

Re: 2016 BMW 5 Series Sedan

Docket 13

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The motion is granted pursuant to 11 U.S.C. §§ 362(d)(1) and (d)(2) to permit movant, its successors, transferees and assigns, to enforce its remedies to repossess or otherwise obtain possession and dispose of its collateral pursuant to applicable law, and to use the proceeds from its disposition to satisfy its claim, *unless* the debtor pays all arrearages in full on or before the hearing date on this matter. Movant may not pursue any deficiency claim against the debtor or the estate except by filing a proof of claim pursuant to 11 U.S.C. § 501.

The 14-day stay provided by Rule 4001(a)(3) is waived.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Martin Conde

Represented By  
David L Nelson

**Joint Debtor(s):**

Melinda Ann Conde

Represented By

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, July 3, 2018**

**Hearing Room 225**

---

9:00 AM

**CONT... Martin Conde and Melinda Ann Conde**

**Chapter 7**

David L Nelson

**Trustee(s):**

Lynda T. Bui (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, July 3, 2018**

**Hearing Room 225**

9:00 AM

**6:18-13374 Jose Alberto Lopez and Blanca Irma Lopez**

**Chapter 7**

**#2.00**

Herron & Associates - movant attorney

Motion for Relief from Stay

Balboa Thrift & Loan vs. DEBTORS  
(Motion filed 6/5/18)

Re: 2014 Toyota Camry LE Sedan 4D

Docket 11

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The motion is granted pursuant to 11 U.S.C. §§ 362(d)(1) and (d)(2) to permit movant, its successors, transferees and assigns, to enforce its remedies to repossess or otherwise obtain possession and dispose of its collateral pursuant to applicable law, and to use the proceeds from its disposition to satisfy its claim, *unless* the debtor pays all arrearages in full on or before the hearing date on this matter. Movant may not pursue any deficiency claim against the debtor or the estate except by filing a proof of claim pursuant to 11 U.S.C. § 501.

The 14-day stay provided by Rule 4001(a)(3) is waived.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Jose Alberto Lopez

Represented By  
Todd L Turoci

**Joint Debtor(s):**

Blanca Irma Lopez

Represented By  
Todd L Turoci

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, July 3, 2018**

**Hearing Room 225**

---

9:00 AM

**CONT... Jose Alberto Lopez and Blanca Irma Lopez**

**Chapter 7**

**Movant(s):**

Balboa Thrift & Loan

Represented By  
Keith E Herron

**Trustee(s):**

Todd A. Frealy (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, July 3, 2018**

**Hearing Room 225**

2:00 PM

**6:17-16329 Juan Manuel Pesqueda**

**Chapter 7**

**#1.00**

Hrg. on Chapter 7 Trustee's Motion filed 6/12/18 Objecting to Debtor's Claimed Homestead Exemption

Docket 29

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the motion and limit homestead exemption to \$100,000.

CHAPTER 7 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Juan Manuel Pesqueda

Represented By  
Gary S Saunders

**Trustee(s):**

John P Pringle (TR)

Represented By  
Toan B Chung

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, July 9, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-12759 Bette Mae Doremus**

**Chapter 13**

**#1.00**

CONT'D Motion for relief from stay [Real Property]

1200 North Homeowners Association vs. DEBTOR  
(Motion filed 5/14/18)

**[RE: 1200 North Flores Street, Unit 214, West Hollywood, California 90069]**

Docket 53

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will inquire into whether the parties have consensually resolved this matter.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Bette Mae Doremus

Represented By  
Christopher J Langley

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, July 9, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-11759 Chester C Davenport**

**Chapter 7**

**#2.00**

CONT'D Motion for relief from stay [Real Property]

Mechanics Bank vs. DEBTOR  
(Motion filed 5/17/18)

**[RE: 2000 E. Oceanfront, Newport Beach, CA 92661]**

FR: 6-11-18

Docket 7

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The Court will continue the hearing to September 10, 2018 at 9:00 a.m. to permit the Trustee to evaluate results from the § 341(a) meeting and, at the Trustee's election, to file a supplemental brief on or before August 20, 2018.

The automatic stay to remain in effect as to the subject property.

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Chester C Davenport

Pro Se

**Trustee(s):**

Karen S Naylor (TR)

Pro Se



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, July 9, 2018**

**Hearing Room 6C**

2:00 PM

**8:11-18693 Private Asset Group, Inc**

**Chapter 7**

**#1.00**

Hearing RE: Motion For Order Subordinating Claim No. 91-1 Of PR Liquidating Trust Pursuant To 11 U.S.C. Section 726 (a)(c)  
(Motion filed 6/7/18)

Docket 802

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the motion and subordinate Claim 91-1 of the PR Liquidating Trust pursuant to 11 U.S.C. § 726(a)(3).

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Private Asset Group, Inc

Represented By  
Matthew E Faler - SUSPENDED -

**Trustee(s):**

Peter J Mastan (TR)

Represented By  
Thomas H Casey  
Steve Burnell  
Lei Lei Wang Ekvall  
Autumn D Spaeth ESQ  
Kyra E Andrassy

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, July 9, 2018**

**Hearing Room 6C**

2:00 PM

**8:14-15938 Advanced Biomedical, Inc.**

**Chapter 11**

**#2.00**

CONT'D Hearing RE: Motion For Order Disallowing And Reducing Claims Of Siemens Healthcare Diagnostics, Inc. And For Disgorgement Of Plan Distributions Pursuant To 11 U.S.C. Section 105:  
(Motion filed 3/28/18)

Claim No. 9                  Siemens Healthcare Diagnostics, Inc.      \$562,524.33

FR: 5-7-18; 6-4-18

Docket      527

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO AUGUST 6, 2018 AT 2:00 P.M. PER ORDER APPROVING STIPULATION TO FURTHER CONTINUE HEARING ENTERED 6-26-18 - (Docket No. [574])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Advanced Biomedical, Inc.

Represented By  
Asa W Markel  
Dixon Gardner  
Robert S Marticello  
Philip E Strok  
Kyra E Andrassy

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, July 9, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-10018 Derek Lee Collins**

**Chapter 7**

**#3.00**

Hearing RE: Motion For Order Compelling Turnover Of Real Property Of The Estate, Requiring Vacating Of Premises, And Allowing Trustee To Exercise All Legal Remedies To Obtain Possession  
(Motion filed 6/14/18)

Docket 56

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the motion in its entirety, except that in numbered paragraph 5 on page 2 of the Notice of Motion and Motion, the Court will change “shall” to “may” in line 17.

CHAPTER 7 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Derek Lee Collins

Represented By  
Michael W Collins

**Trustee(s):**

Weneta M Kosmala (TR)

Represented By  
Erin P Moriarty

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, July 9, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-10018 Derek Lee Collins**

**Chapter 7**

**#4.00**

Hearing RE: Motion For Disallowance Of Debtor's Claimed Homestead Exemption  
(Motion filed 6/15/18)

Docket 60

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the motion and disallow the claim of exemption.

CHAPTER 7 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Derek Lee Collins

Represented By  
Michael W Collins

**Trustee(s):**

Weneta M Kosmala (TR)

Represented By  
Erin P Moriarty

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, July 9, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-11792 Modern VideoFilm, Inc.**

**Chapter 11**

**#5.00**

Hearing RE: Motion By Moshe Barkat And Modern VideoFilm Holdings, LLC For Entry Of Order Dismissing Debtor Modern Videofilm, Inc.'s Chapter 11 Case (Motion filed 6/15/18)

Docket 34

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Debtor's ex parte motion for leave to file a surreply is denied. Debtor's request for judicial notice is granted. The requests of Movants (as defined below) for judicial notice are granted. The Court sustains Debtor's limited evidentiary objection to Movants' request for judicial notice and clarifies that where the Court takes judicial notice of a pleading or other document filed in a court or with any government entity, it is not taking judicial notice that the contents thereof are true, only that such pleading or other document was in fact filed in the designated court or government agency.

Chapter 11 debtor and debtor-in-possession Modern VideoFilm, Inc. ("Debtor") filed a voluntary chapter 11 petition on May 16, 2018. Interested parties Moshe Barkat and Modern VideoFilm Holdings, LLC ("Movants") move to dismiss Debtor's chapter 11 case (the "Motion") on the ground that the petition was filed in bad faith as a forum shopping litigation tactic. Debtor opposes the Motion. Medley Capital Corporation and CA-Colorado Center, LLC, creditors in the case, join in Debtor's opposition. Creditors Mark Smirnoff, Marvin Hall, Frank Bluestein, Preco, Inc., Pacific Radio, Betsy Ceder, Deborah Lloyd, Greg Garvin, Lidia Shaddow, Sun Label, and Custom Creations by Jonathan Flintoff, Inc. join in the Motion.

Movants and Debtor agree that Debtor in the past had been engaged in the post-production film and TV business, that major creditor Medley Capital Corporation and/or various affiliated entities (or lenders for whom Medley Capital Corporation acts as agent) (collectively, "Medley") took out a previous lender and loaned Debtor

**United States Bankruptcy Court  
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**CONT... Modern VideoFilm, Inc.**

**Chapter 11**

\$50 million in 2012, that the business ultimately failed in approximately the 2013-2015 time period, and that Medley foreclosed on and/or sold substantially all of Debtor's assets, leaving Debtor a shell entity in the sense that it no longer possessed any operating assets after July 2015. Beyond this, there appears to be little or no agreement between Movants and Debtor as to salient prepetition facts, and each side offers a strikingly different narrative as to the reasons why Debtor's post-production film and TV business ultimately collapsed.

Movants argue that Medley injected itself into negotiations between Debtor and Technicolor with respect to the formation of a joint venture and ultimately caused those negotiations to fail by making an unreasonable demand for a 70 percent share of Debtor's equity. Medley then took control of Debtor, terminated Mr. Barkat, caused an exodus of employees and clients and generally ran the Debtor into the ground.

Debtor's narrative is that Debtor was consistently an underperformer in the postproduction film and TV business during the entire period from 1998 to 2011, reaping significant gross revenue growth but failing to translate that growth into bottom line profit (with millions of dollars in net losses for every year except two years in that period). According to Debtor, its failure to thrive was the result of (1) Mr. Barkat's managerial incompetence, and (2) his looting of the Debtor – large reimbursements of personal, nonbusiness expenses, payments by the Debtor to Mr. Barkat's ex-wife, daughters, nanny, gardener and housekeeper, loans to Mr. Barkat which he had no intention to repay, etc.

Debtor asserts that its purpose for filing chapter 11 is to recover millions of dollars that Mr. Barkat and his family allegedly stole from the Debtor, to use the automatic stay to prevent Mr. Barkat from continuing to loot the Debtor and to distribute the amounts so recovered to creditors holding allowed claims under a liquidating plan of reorganization.

Of particular note is a lawsuit initiated by Mr. Barkat and his allies against Medley in Los Angeles County Superior Court (the "State Court Action"). The State Court Action alleges that Medley's wrongful conduct destroyed the Debtor's business and

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**CONT... Modern VideoFilm, Inc.**

**Chapter 11**

includes causes of action for breach of fiduciary duty, unfair competition and breach of the covenant of good faith and fair dealing. \$150 million (or more) in damages are sought. Trial was to commence in the State Court Action on June 12, 2018.

Movant's pleadings appear to refer only to one lawsuit, the State Court Action, and mention the "ManagEase Settlement" and the "Deloitte Settlement" in connection therewith. Debtor's pleadings refer to two lawsuits, each in Los Angeles County Superior Court, one commenced May 29, 2015 and the second commenced August 29, 2016. According to Debtor, the "Deloitte Settlement" occurred in the first lawsuit and the "ManagEase Settlement" in the second lawsuit. Debtor alleges that Movants are, in the second lawsuit, attempting to usurp Debtor's rights against various parties through the mechanism of a shareholder's derivative action. Debtor argues that one of the purposes of its chapter 11 filing is to regain control of these causes of action for the benefit of its creditors.

In their argument that this case should be dismissed Movants emphasize that Debtor's chapter 11 filing is a bad faith last-ditch effort to avoid a state court trial of the State Court Action. They note that Debtor filed its chapter 11 petition within three hours of the time that the Court of Appeal denied an emergency appeal by Medley in connection with a failed summary judgment motion.

Lack of good faith in the filing of a chapter 11 petition establishes cause for dismissal. *Marsch v. Marsch (In re Marsch)*, 36 F.3d 825, 828 (9th Cir. 1994). On the other hand, dismissal of a bankruptcy case for bad faith filing should be done only with great caution and upon supportable findings. *Carolin Corp. v. Miller*, 886 F.2d 693, 694 (4th Cir. 1989).

In this Court's view, *Carolin Corp.*'s requirement of "supportable findings" is the key consideration with respect to the Motion. At this very early stage of the case the Court cannot determine which of the Movants' and Debtor's version of the underlying facts (and their possible legal consequences) is true and which is false. Generally speaking, Debtor's version is more heavily supported by declarations than Movant's version, which relies much more heavily on judicial notice. However, as noted above,

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**CONT... Modern VideoFilm, Inc.**

**Chapter 11**

when the Court takes judicial notice of pleadings filed in other courts as requested by Movants, it is not as a general rule taking judicial notice that statements and allegations made in such pleadings are true, only that such pleadings have in fact been filed.

Movants have not affirmatively shown that Debtor's version of the facts is false, only that Movants have their own version that radically conflicts with Debtor's version. Debtor correctly points out that a company is entitled to the protections and benefits of chapter 11 for the purpose of reorganizing its financial affairs even though it no longer owns operating assets (as distinguished from arguably valuable causes of action). *In re Marshall*, 300 B.R. 507, 522 (Bankr. C.D. Cal. 2003), *aff'd*, 403 B.R. 668 (C.D. Cal. 2009), *aff'd*, 721 F.3d 1032 (9th Cir. 2013).

If Debtor's version of the facts is true (a statement that remains hypothetical at this stage of the case), Debtor would appear to have viable causes of action which, if successfully prosecuted, would yield a recovery that can be used to pay creditors. This would seem to the Court to be a good faith reason for commencing a bankruptcy proceeding.

The teaching of *Marsch, supra*, is that "bankruptcy courts must consider both frivolousness *and* improper purpose on a sliding scale, where the more compelling the showing as to one element, the less decisive need be the showing as to the other." 36 F.3d at 830 (italics in the original). As discussed above, Movants have not shown frivolousness – Debtor has made a cogent argument, unrefuted as of this point in time, that Debtor needs to be in a bankruptcy proceeding so that it can bring Bankruptcy Code-based causes of action against Movants. Although an inference can be drawn from the timing of the filing of the bankruptcy petition that Debtor is trying to avoid a trial in state court and this standing alone would be an improper purpose, Debtor's prima facie showing of a lack of frivolousness overcomes the improper purpose element under *Marsch*.

Based upon the foregoing, there is no need for the Court to address Debtor's other arguments against dismissal, including the argument that Movants lack standing to



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**CONT... Modern VideoFilm, Inc.**  
bring the Motion.

**Chapter 11**

The Motion is denied.

DEBTOR TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Modern VideoFilm, Inc.

Represented By  
Garrick A Hollander  
Andrew B Levin

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, July 9, 2018**

**Hearing Room 6C**

2:00 PM

**8:15-13556 John Olaf Halvorson**

**Chapter 7**

**#6.00**

Hearing RE: Motion For Order To Show Cause Pursuant To Local Bankruptcy Rule 9020-1 Why The Baeks Should Not Be Held In Contempt For Willfully Violating The Automatic Stay And Court Order And Sanctioned Pursuant To 11 U.S.C. Section 105  
(Motion filed 5/29/18)  
(Set per Order Entered 6-4-18)

Docket 282

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - ORDER VACATING  
BRIEFING SCHEDULE AND HEARING DATE FOR ORDER TO SHOW  
CAUSE ENTERED 6-13-18 - (Docket No. [304])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

John Olaf Halvorson

Represented By  
Marc C Forsythe  
Charity J Manee

**Trustee(s):**

Weneta M Kosmala (TR)

Represented By  
Reem J Bello  
Faye C Rasch  
Jeffrey I Golden

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, July 10, 2018**

**Hearing Room 225**

9:00 AM

**6:18-12914 Kimberly Nicole Dent**

**Chapter 7**

**#1.00**

Cooksey, Toolen, Gage, Duffy & Woog - movant attorney

Motion for Relief from Stay

SANTANDER CONSUMER USA Inc. vs. Debtor  
(Motion filed 5/15/18)

Re: 2011 Kia Optima, VIN KNAGN4A74B5055895

(Cont. from 6/12/18)

Docket 13

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The motion is granted pursuant to 11 U.S.C. §§ 362(d)(1) and (d)(2) to permit movant, its successors, transferees and assigns, to enforce its remedies to repossess or otherwise obtain possession and dispose of its collateral pursuant to applicable law, and to use the proceeds from its disposition to satisfy its claim, *unless* the debtor pays all arrearages in full on or before the hearing date on this matter. Movant may not pursue any deficiency claim against the debtor or the estate except by filing a proof of claim pursuant to 11 U.S.C. § 501.

The 14-day stay provided by Rule 4001(a)(3) is waived.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Kimberly Nicole Dent

Pro Se

**Movant(s):**

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, July 10, 2018**

**Hearing Room 225**

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9:00 AM

**CONT...**      **Kimberly Nicole Dent**  
Santander Consumer USA Inc.

Represented By  
Sheryl K Ith

**Chapter 7**

**Trustee(s):**

Larry D Simons (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, July 10, 2018**

**Hearing Room 225**

9:00 AM

**6:18-13706 Anna Varela**

**Chapter 7**

**#2.00**

McCarthy & Holthus, LLP - movant attorney

Motion for Relief from Stay

Wells Fargo Bank, N.A. vs. DEBTOR  
(Motion filed 6/1/18)  
(Cont. from 6/26/18)

RE: 43019 Camino Caruna, Temecula, CA 92592

Docket 14

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The motion is granted pursuant to 11 U.S.C. § 362(d)(1) to permit movant, its successors, transferees and assigns, to enforce its remedies to foreclose upon and obtain possession of the subject property in accordance with applicable law, *unless* the debtor pays all arrearages in full on or before the hearing date on this matter. Movant may not pursue any deficiency claim against the debtor or the estate except by filing a proof of claim pursuant to 11 U.S.C. § 501.

The 14-day stay provided by Rule 4001(a)(3) is waived.

Also, grant the following relief:

- Box 3. Movant, or its agents, may, at its option, offer, provide and enter into a potential forbearance agreement, loan modification, refinance agreement or other loan workout or loss mitigation agreement. Movant, through its servicing agent, may contact the Debtor by telephone or written correspondence to offer such an agreement.

- Box 12. Upon entry of the order, for purposes of Cal. Civ. Code § 2923.5, the Debtor is a borrower as defined in Cal. Civ.Code § 2920.5(c)(2)(C).

**United States Bankruptcy Court  
Central District of California  
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Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, July 10, 2018**

**Hearing Room 225**

9:00 AM

**CONT... Anna Varela**

**Chapter 7**

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Anna Varela

Represented By  
Brian J Soo-Hoo

**Movant(s):**

Wells Fargo Bank, N.A.

Represented By  
Nancy L Lee

**Trustee(s):**

Karl T Anderson (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, July 10, 2018**

**Hearing Room 225**

9:00 AM

**6:18-13874 Kelly Williams**

**Chapter 7**

**#3.00**

Tiffany & Bosco P.A. - movant attorney

Motion for Relief from Stay

U.S. Bank NA vs. DEBTOR  
(Motion filed 6/13/18)

Re: 13952 Clydesdale Run Lane, Victorville, CA 92394

Docket 8

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will inquire into the status of the Deferred Principal Balance reductions described in Section 3(c) of the Home Affordable Modification Agreement. These reductions may have occurred on November 1 of 2012, 2013 and 2014. If they occurred, the loan's principal balance would be well below the \$320,706.60 balance shown in the Declaration filed in support of the Motion.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Kelly Williams

Pro Se

**Movant(s):**

U.S. Bank NA, successor trustee to

Represented By  
Robert P Zahradka

**Trustee(s):**

Steven M Speier (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

Tuesday, July 10, 2018

Hearing Room 225

2:00 PM

**6:16-20446 BioData Medical Laboratories, Inc.**

**Chapter 7**

**#1.00**

Hrg. on Chapter 7 Trustee's Motion filed 6/18/18 for entry of order authorizing payment of post-petition payroll taxes of the estate

Docket 548

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will not permit the use of estate funds to pay the payroll taxes and interest at issue here unless and until it is determined that the Trustee was not responsible for the failure to timely pay the IRS. The Court therefore opens this matter to discovery pursuant to FRBP 9014. Discovery shall close on September 30, 2018. Discovery motions shall be heard before October 31, 2018. The Court sets a further status conference regarding this motion for November 19, 2018 at 2:00 p.m. All rights are reserved to Quest Diagnostics to advocate for its adequate protection rights irrespective of the outcome of any inquiry by the Court as to where responsibility lies for the failure to timely pay payroll taxes.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

BioData Medical Laboratories, Inc.

Represented By  
Robert M Yaspan  
Joseph N Darweesh

**Trustee(s):**

Todd A. Frealy (TR)

Represented By  
Eve H Karasik  
Jeffrey S Kwong  
Juliet Y Oh  
Carmela Pagay



**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, July 10, 2018**

**Hearing Room 225**

2:00 PM

**6:17-14661 WHAA LLC**

**Chapter 11**

**#2.00**

Hrg on Motion By Debtor To Dismiss Chapter 11 Case

(Cont. from 5/29/18)

Docket 154

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The Court will approve for entry an order dismissing this case. The Court's order will not address the issue of the amount of unpaid fees to the UST.

DEBTOR TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

WHAA LLC

Represented By  
M Jonathan Hayes

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, July 10, 2018**

**Hearing Room 225**

2:00 PM

**6:17-18112 Randall Miller**

**Chapter 7**

**#3.00**

Hrg. on approval trustee's final report and applications for compensation

Docket 0

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

In a case under chapter 7 or 11, the court may allow reasonable compensation under § 330 to the trustee for the trustee's services, payable after the trustee renders such services, not to exceed 25% on the first \$5,000 or less, 10% on any amount in excess of \$5,000 but not in excess of \$50,000, 5% on any amount in excess of \$50,000 but not in excess of \$1,000,000, and reasonable compensation not to exceed 3% of such moneys in excess of \$1,000,000, upon all moneys disbursed or turned over in the case by the trustee to parties in interest, excluding the debtor, but including holders of secured claims. 11 U.S.C. § 326(a).

The Court finds that the Trustee's requested compensation meets the requirements of 11 U.S.C. § 326(a) and represents reasonable compensation for actual, necessary services rendered in the administration of this estate.

The compensation is approved as to the Trustee, with fees in the amount of \$1,022.50 and expenses in the amount of \$46.68.

CHAPTER 7 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Randall Miller

Represented By  
Natalie A Alvarado

**Trustee(s):**

Larry D Simons (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, July 10, 2018**

**Hearing Room 225**

2:00 PM

**6:17-19513 Terry Lee Fleming, Sr**

**Chapter 11**

**#4.00**

Hrg. on Motion filed 6/13/18 to Extend Periods Within Which Debtor has the Exclusive Right to Propose a Chapter 11 Plan and to Solicit Acceptances Thereto

Docket 131

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Debtor has continued to demonstrate that he is moving the case along at an acceptable pace and in good faith. The Debtor is paying his debts as they become due. A number of unresolved contingencies exist, even by HLI's estimation.

Grant the motion and extend plan exclusivity to September 11, 2018 and exclusivity with respect to plan acceptance solicitation to November 29, 2018.

DEBTOR TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Terry Lee Fleming Sr

Represented By  
James E Till

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

Tuesday, July 10, 2018

Hearing Room 225

2:00 PM

6:18-13907 Donald Manuel Candler

Chapter 7

#5.00

Hrg. on Motion filed 6/13/18 For Order Compelling Attorney To File Disclosure Of Compensation Pursuant To 11 U.S.C. § 329 And Federal Rule Of Bankruptcy Procedure 2016

Docket 14

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the motion. Marc Grossman is ordered to file a Statement of Attorney Compensation on or before August 10, 2018. The Court retains jurisdiction relating to section 329 and matters directly or indirectly raised by this Motion.

UNITED STATES TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Donald Manuel Candler

Represented By  
Marc E Grossman

**Trustee(s):**

Howard B Grobstein (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, July 11, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15715 William John Murphy**

**Chapter 7**

Adv#: 8:16-01147 Vohne Liche Kennels, Inc. et al v. Murphy et al

**#1.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint For  
Nondischargeability Of Debt Pursuant To 11 U.S.C. Sections 523(a)(2)(A), And  
(a)(6) And 727(a)(3), (a)(4), (a)(5) And (a)(7)  
Complaint filed 6/7/16  
(S/C set per Order Entered 6-23-17 - Docket No. [39])

FR: 8-24-16; 2-13-17; 9-20-17, 12-6-17

Docket 1

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The Court will continue the status conference to December 12, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

William John Murphy

Represented By  
D Edward Hays

**Defendant(s):**

Cheryl Lynn Murphy

Represented By  
D Edward Hays

William John Murphy

Represented By  
D Edward Hays

**Joint Debtor(s):**

Cheryl Lynn Murphy

Represented By  
D Edward Hays

**United States Bankruptcy Court  
Central District of California  
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Judge Mark Wallace, Presiding  
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**Wednesday, July 11, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... William John Murphy**

**Chapter 7**

**Plaintiff(s):**

VLK Risk Consultants, Inc.

Represented By  
Ashleigh A Danker  
Neal Salisian

Vohne Liche Kennels, Inc.

Represented By  
Neal Salisian  
Ashleigh A Danker

**Trustee(s):**

Jeffrey I Golden (TR)

Represented By  
Jason Balitzer

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, July 11, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-11897 Josefina Cendejas**

**Chapter 11**

**#2.00**

CONT'D STATUS CONFERENCE Hearing RE: (1) Status of Chapter 11 Case;  
And (2) Requiring Report On Status Of Chapter 11 Case  
(Petition filed 5/11/17)  
(Case Converted To Chapter 11 on 7/24/17)

FR: 9-27-17; 10-18-17; 1-17-18; 5-9-18

Docket 0

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Continue the status conference to October 17, 2018 at 9:00 a.m. with an updated status report due October 10, 2018.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Josefina Cendejas

Represented By  
Andrew S Bisom

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
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**Wednesday, July 11, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-11898 Gina Estrella**

**Chapter 11**

**#3.00**

CONT'D STATUS CONFERENCE Hearing RE: (1) Status of Chapter 11 Case;  
And (2) Requiring Report On Status Of Chapter 11 Case  
(Petition filed 5/11/17)  
(Case Converted To Chapter 11 on 7/24/17)

FR: 9-27-17; 10-18-17; 1-17-18; 5-9-18

Docket 0

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Continue the status conference to October 17, 2018 at 9:00 a.m. with an updated status report due October 10, 2018.

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Gina Estrella

Represented By  
Andrew S Bisom



**United States Bankruptcy Court  
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Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, July 11, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-10013 Fred Asafu-Adjaye and Esther Asafu-Adjaye**

**Chapter 11**

**#4.00**

CONT'D STATUS CONFERENCE Hearing RE: (1) Status of Chapter 11 Case;  
And (2) Requiring Report On Status Of Chapter 11 Case  
(Petition filed 1/3/18)

FR: 3-7-18

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will inquire into (1) compliance with United States Trustee guidelines and requirements and (2) Debtors' expectations re filing a plan and disclosure statement by the September 30, 2018 deadline.

Next status conference: October 24, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Fred Asafu-Adjaye

Represented By  
Kevin Tang

**Joint Debtor(s):**

Esther Asafu-Adjaye

Represented By  
Kevin Tang

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, July 11, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-10203 Phillip Barry Greer**

**Chapter 7**

Adv#: 8:18-01069 Marshack v. Biden

**#5.00**

Hearing RE: Motion To Dismiss Complaint  
(FRCP 12(b)(6))  
(Motion filed 5/11/18)

Docket 5

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The complaint of chapter 7 trustee Richard Marshack (the "Trustee") alleges that debtor Phillip B. Greer ("Debtor") transferred real property located at 19 Bridgeport, Newport Coast, California 92657 (the "Property") to his spouse, Arlene C. Greer ("Defendant"), by quitclaim deed on October 14, 2005. The Trustee seeks to avoid the transfer of the Property pursuant to his strong arm powers under 11 U.S.C. § 544(b) and to recover the Property for the benefit of the bankruptcy estate. The Trustee takes the position that an actual unsecured creditor of the estate – the Internal Revenue Service – has the power to avoid the transfer of the Property (notwithstanding that the transfer took place over 12 years ago) and that therefore the Trustee succeeds to this power under section 544(b).

Debtor moves to dismiss the complaint primarily on statute of limitations grounds, arguing that the applicable California fraudulent transfer law on which the Trustee would necessarily rely has an absolute time deadline of seven years from the date of an alleged fraudulent conveyance. In response, the Trustee cites *Hillen v. City of Many Trees, LLC (In re CVAH, Inc.)*, 570 B.R. 816, 832-834 (Bankr. D. Idaho 2017) for the proposition that the IRS's right to assert sovereign immunity makes the California statutes of limitation on fraudulent conveyance actions irrelevant, that the applicable statute is the 10 year statute on collection by the IRS, and that the 2005 transfer is within this statute. The Trustee leaves vague the details on why even the 10

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, July 11, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... Phillip Barry Greer**  
year statute has not expired.

**Chapter 7**

To be sure, the IRS has filed two proofs of claim asserting claims for very old tax years, dating all the way back to 2002. Claim 1-1 of the IRS asserts an unsecured claim for \$356,333.26 and references ten tax liens recorded between April 16, 2008 and December 29, 2017 against "Phillip B & Arlene Greer" or "Phillip B & Arlene C Greer." Claim 5-1 of the IRS asserts a secured claim of \$564,596.17 and an unsecured claim of \$28,244.27 and refers to allegedly unpaid taxes assessed in 2009 or later for tax periods ranging from 2002 to 2016.

Based upon the references to both Phillip Greer and Arlene Greer in Claim 1-1 with respect to filed notices of federal tax lien, an inference is raised that Debtor and Defendant filed joint tax returns for certain tax years between 2002 and 2016, and that the IRS has asserted tax liens against both spouses, not merely against Debtor. Generally speaking, a federal tax lien encumbers all of a taxpayer's property, including but not limited to real property. It would seem, then, that the IRS has a perfected tax lien as against the Property (by virtue of Defendant's ownership thereof and by virtue of the perfected tax liens filed as far back as 2009).

It is hornbook bankruptcy law that the IRS cannot step into the shoes of a creditor to recover real property for the benefit of the bankruptcy estate if such creditor has a perfected lien against such property. *See, e.g., Girard v. Michener (In re Michener)*, 217 B.R. 263 (Bankr. D. Minn. 1998); *Giffin v. Edwards*, 708 N.E.2d 876 (Ind. 1999) (and bankruptcy court cases cited therein).

The Court believes it would be beneficial for the parties to address this issue before the Court proceeds further with respect to the Defendant's motion to dismiss. If appropriate, the Court will treat the continued hearing on the motion to dismiss as a motion for summary judgment pursuant to Federal Rule of Civil Procedure 12(d), incorporated by reference by Federal Rule of Bankruptcy Procedure 7012.

The Court continues this hearing to November 14, 2018 at 9:00 a.m. Ms. Biden's opening brief is due August 27, 2018, the Trustee's opposition is due September 24, 2018 and Ms. Biden's reply is due October 22, 2018.

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, July 11, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... Phillip Barry Greer**

**Chapter 7**

**Party Information**

**Debtor(s):**

Phillip Barry Greer

Pro Se

**Defendant(s):**

Arlene C Biden

Represented By  
Phillip Greer

**Plaintiff(s):**

Richard A Marshack

Represented By  
Ryan D ODea

**Trustee(s):**

Richard A Marshack (TR)

Represented By  
James C Bastian Jr  
Ryan D ODea

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, July 11, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-10203 Phillip Barry Greer**

**Chapter 7**

Adv#: 8:18-01069 Marshack v. Biden

**#6.00**

STATUS CONFERENCE Hearing RE: Chapter 7 Trustee's Complaint For:  
(1) Avoidance And Recovery Of Fraudulent Transfer;  
(2) Constructive Trust;  
(3) Declaratory Relief;  
(4) Turnover Of Estate Property; And  
(5) Authorization To Sell Entirety Of Real Property  
Regarding Real Property Located At 19 Bridgeport Road, Newport Coast,  
California  
(Complaint filed 4/16/18)

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Continue the status conference to January 23, 2019 at 9:00 a.m.

COURT TO PREPARE ORDER.

<b>Party Information</b>
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**Debtor(s):**

Phillip Barry Greer	Pro Se
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**Defendant(s):**

Arlene C Biden	Pro Se
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**Plaintiff(s):**

Richard A Marshack	Represented By Ryan D ODea
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**Trustee(s):**

Richard A Marshack (TR)	Pro Se
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**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, July 11, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-10897 Trinity Han**

**Chapter 11**

**#7.00**

CONT'D STATUS CONFERENCE Hearing RE: (1) Status Of Chapter 11 Case;  
And (2) Requiring Report On Status Of Chapter 11 Case  
(Petition filed 3/18/18)

FR: 5-30-18

Docket 0

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Continue to July 23, 2018 at 2:00 p.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Trinity Han

Represented By  
Michael R Totaro

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, July 11, 2018**

**Hearing Room 6C**

10:00 AM

**8:18-11169 Thuan Carl Manuel**

**Chapter 7**

**#1.00**

Hearing RE: Pro se Reaffirmation Agreement Between Debtor And Alaska USA  
Federal Credit Union  
(Motion filed 6/8/18)

**[RE: 2013 Toyota Corolla - Amount: \$8,047.47]  
[VIN No.: 5YFBU4EE8DP176086]**

Docket 9

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The reaffirmation agreement is approved if the vehicle is insured, the loan is current and Debtor is comfortable with a re-affirmation.

COURT TO PREPARE ORDER.

<b>Party Information</b>
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**Debtor(s):**

Thuan Carl Manuel	Pro Se
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**Trustee(s):**

Richard A Marshack (TR)	Pro Se
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**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, July 11, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-10634 Eddie Evans Light**

**Chapter 13**

**#1.00**

CONT'D Hearing RE: Confirmation Of Chapter 13 Plan

FR: 6-6-18

Docket 28

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Eddie Evans Light

Represented By  
Michael Jones

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, July 11, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-10930 Gerald Bennet Villaverde and Melinda Emma Sutika**

**Chapter 13**

**#2.00**

CONT'D Hearing RE: Confirmation Of Chapter 13 Plan

FR: 6-6-18

Docket 15

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Gerald Bennet Villaverde

Represented By  
Christopher J Langley

**Joint Debtor(s):**

Melinda Emma Sutika

Represented By  
Christopher J Langley

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, July 11, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-11077 Robert Henry August**

**Chapter 13**

**#3.00**

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 17

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Robert Henry August

Represented By  
Charles Martin

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, July 11, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-11131 Danny Garza and Roxanne Garza**

**Chapter 13**

**#4.00**

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 3

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Danny Garza

Represented By  
Anerio V Altman

**Joint Debtor(s):**

Roxanne Garza

Represented By  
Anerio V Altman

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, July 11, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-11321 Gary Alan Powers and Ana Maria Powers**

**Chapter 13**

**#5.00**

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 13

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Gary Alan Powers

Represented By  
Timothy McFarlin

**Joint Debtor(s):**

Ana Maria Powers

Represented By  
Timothy McFarlin

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, July 11, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-11446 Peggy McWilliams Lawson and George Morris Lawson**

**Chapter 13**

**#6.00**

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 13

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Peggy McWilliams Lawson

Represented By  
Douglas L Weeks

**Joint Debtor(s):**

George Morris Lawson

Represented By  
Douglas L Weeks

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, July 11, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-11606 James Landon Buckle**

**Chapter 13**

**#7.00**

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 0

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - ORDER and notice of  
dismissal for failure to file schedules, statements, and/or plan ENTERED 7-5-  
18 - (Docket No. [18])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

James Landon Buckle

Pro Se

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, July 11, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-11621 Christine K Roberts**

**Chapter 13**

**#8.00**

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 0

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Christine K Roberts

Represented By  
Bruce D White

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, July 11, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-11678 Julie D Bentley**

**Chapter 13**

**#9.00**

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 2

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Julie D Bentley

Represented By  
Bryn C Deb

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, July 11, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-11714 Elizabeth Martin**

**Chapter 13**

**#10.00**

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 13

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Elizabeth Martin

Represented By  
Amanda G Billyard

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar

Wednesday, July 11, 2018

Hearing Room 6C

2:00 PM

8:18-10935 David Ken Toyota

Chapter 13

#11.00

Hearing RE: Confirmation Of Chapter 13 Plan  
**(Order Vacating Dismissal Entered 4-30-18 - Docket No. [17])**  
**[Confirmation Hearing reset 4-30-18 - Docket No. [19]**

Docket 0

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - ORDER and notice of  
dismissal for failure to file schedules, statements, and/or plan ENTERED 5-  
30-18 - (Docket No. [24])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

David Ken Toyota

Represented By  
Edward T Weber

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, July 11, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-11268 Jason M Sable**

**Chapter 13**

**#12.00**

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 0

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - ORDER and notice of  
dismissal for failure to file schedules, statements, and/or plan ENTERED 4-  
30-18 - (Docket No. [10])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Jason M Sable

Pro Se

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, July 11, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-11315 Joseph Tyler Mackay**

**Chapter 13**

**#13.00**

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 0

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - ORDER and notice of  
dismissal for failure to file schedules, statements, and/or plan ENTERED 5-  
23-18 - (Docket No. [15])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Joseph Tyler Mackay

Pro Se

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, July 11, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-11360 Ana Elsa Choy**

**Chapter 13**

**#14.00**

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 0

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - ORDER and notice of  
dismissal for failure to file schedules, statements, and/or plan ENTERED 5-7-  
18 - (Docket No. [11])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Ana Elsa Choy

Pro Se

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar

Wednesday, July 11, 2018

Hearing Room 6C

2:00 PM

8:18-11390 James Landon Buckle

Chapter 13

#15.00

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 0

\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - ORDER and notice of  
dismissal for failure to comply with installment payment schedule  
ENTERED 4-24-18 (Docket No. [13])

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

James Landon Buckle

Pro Se

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, July 11, 2018

Hearing Room 6C

3:00 PM

**8:13-13034 Raul Andrade Romana and Lorence Martin Romana**

**Chapter 13**

**#1.00**

Hearing RE: Trustee's Verified Motion For Order Dismissing Chapter 13  
Proceeding For Failure To Complete The Plan Within Its Terms  
[11 U.S.C. 1307(c)]  
(Motion filed 5/10/18)  
(Set per Opposition filed 5/29/18)

Docket 103

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the motion and dismiss the case.

CLERK'S OFFICE TO ISSUE ORDER.

**Party Information**

**Debtor(s):**

Raul Andrade Romana

Represented By  
Sundee M Teeple  
Craig K Streed  
Michelle A Marchisotto  
Michael Smith

**Joint Debtor(s):**

Lorence Martin Romana

Represented By  
Sundee M Teeple  
Craig K Streed  
Michelle A Marchisotto  
Michael Smith

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, July 11, 2018

Hearing Room 6C

3:00 PM

8:13-17060 Shirley Ernest

Chapter 13

#2.00

CONT'D Hearing RE: United States Trustee's Motion For Escrow Account Reconciliation Statement Including Waiver Or Unnoticed Escrow Charges Or Refund Of Escrow Surplus In Response To Nationstar Mortgage LLC's Notices Of Mortgage Payment Change  
(Motion filed 4/2/18)

FR: 5-9-18; 6-6-18

Docket 62

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - ORDER APPROVING  
STIPULATION TO RESOLVE MOTION ENTERED 7-3-18 - (Docket No.  
[75])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Shirley Ernest

Represented By  
Tyson Takeuchi  
Scott Kosner

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, July 11, 2018

Hearing Room 6C

3:00 PM

8:15-12648 Jesus Melendez

Chapter 13

#3.00

CONT'D Hearing RE: Trustee's Verified Motion To Dismiss Case Due To  
Material Default Of A Plan Provision  
(Motion filed 1/25/18)

FR: 3-7-18; 4-11-18; 5-9-18

Docket 45

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the motion and dismiss the case.

CLERK'S OFFICE TO ISSUE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Jesus Melendez

Represented By  
Rebecca Tomilowitz

**Movant(s):**

Amrane (SA) Cohen (TR)

Pro Se

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, July 11, 2018**

**Hearing Room 6C**

3:00 PM

**8:15-13972 Donna L. Anderson**

**Chapter 13**

**#4.00**

Hearing RE: Trustee's Verified Motion For Order Dismissing Chapter 13  
Proceeding For Failure To Make Plan Payments  
[11 U.S.C. 1307(c)]  
(Motion filed 6/6/18)  
(Set per Opposition filed 6/16/18)

Docket 42

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The Court will set the hearing on the motion to modify the plan for August 8, 2018 at 3:00 p.m. and will continue the hearing on this motion to that date.

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Donna L. Anderson

Represented By  
Steven B Lever

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, July 11, 2018**

**Hearing Room 6C**

3:00 PM

**8:16-11858 Brenda Carol Kittle**

**Chapter 13**

**#5.00**

Hearing RE: Trustee's Verified Motion For Order Dismissing Chapter 13  
Proceeding For Failure To Make Plan Payments  
[11 U.S.C. 1307(c)]  
(Motion filed 5/2/18) (Notice of hearing filed 6/11/18)

Docket 105

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the motion and dismiss the case.

CLERK'S OFFICE TO ISSUE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Brenda Carol Kittle

Represented By  
Anerio V Altman

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, July 11, 2018**

**Hearing Room 6C**

3:00 PM

**8:17-11801 Maria Vargas**

**Chapter 13**

**#6.00**

Hearing RE: Debtor's Objection To The Claim:  
(Objection filed 5/6/18)

Claim No. 4	LVNV Funding, LLC Its Successors And Assigns As Assignee Of FIA Card Services, N.A. And Subsequent Transferees	\$7,439.04
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Docket 41

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the motion and disallow Claim No. 4 in its entirety.

DEBTOR TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Maria Vargas

Represented By  
Rebecca Tomilowitz

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, July 11, 2018**

**Hearing Room 6C**

3:00 PM

**8:17-13275 Peter M Shotts**

**Chapter 13**

**#7.00**

CONT'D Hearing RE: Trustee's Verified Motion For Order Dismissing Chapter 13 Proceeding For Failure To Make Plan Payments [11 U.S.C. 1307(c)] (Motion filed 3/1/18) (Set per Opposition filed 3/15/18) (Notice of Hearing filed 3/15/18)

FR: 4-11-18; 6-6-18

Docket 39

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the motion and dismiss the case.

CLERK'S OFFICE TO ISSUE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Peter M Shotts

Represented By  
Elena Steers

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, July 11, 2018**

**Hearing Room 6C**

3:00 PM

**8:17-13275 Peter M Shotts**

**Chapter 13**

**#8.00**

Hearing RE: Motion Under LBR 3015-(n) And (W) To Modify Plan Or Suspend  
Plan Payments  
(Motion filed 5/31/18)  
(Set per Order Entered 6/11/18)

Docket 49

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Deny the motion. The Court finds the absence of plan payments beyond month 3 and continuing until the Chapter 13 Trustee filed his motion to dismiss very troubling and indicative of a lack of good faith and/or gaming the system.

CHAPTER 13 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Peter M Shotts

Represented By  
Elena Steers

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, July 11, 2018

Hearing Room 6C

3:00 PM

8:17-13454 Daniel L. Kenton

Chapter 13

#9.00

Hearing RE: Trustee's Verified Motion For Order Dismissing Chapter 13  
Proceeding For Failure To Make Plan Payments  
[11 U.S.C. 1307(c)]  
(Motion filed 4/3/18) (Set Per Opposition filed 4/11/18)

Docket 32

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the motion and dismiss the case.

CLERK'S OFFICE TO ISSUE ORDER.

**Party Information**

**Debtor(s):**

Daniel L. Kenton

Represented By  
Joseph A Weber  
Fritz J Firman

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, July 11, 2018

Hearing Room 6C

3:00 PM

8:17-13950 Nilanj Dinesh Pandya and Kavita Pandya

Chapter 13

#10.00

Hearing RE: Trustee's Verified Motion For Order Dismissing Chapter 13  
Proceeding For Failure To Make Plan Payments  
[11 U.S.C. 1307(c)]  
(Motion filed 6/6/18) (Set per Opposition filed 6/11/18)  
(Notice of Hearing filed 6/11/18)

Docket 41

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the motion and dismiss the case.

CLERK'S OFFICE TO ISSUE ORDER.'

**Party Information**

**Debtor(s):**

Nilanj Dinesh Pandya

Represented By  
Michael Jones  
Sara Tidd

**Joint Debtor(s):**

Kavita Pandya

Represented By  
Michael Jones  
Sara Tidd

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, July 11, 2018**

**Hearing Room 6C**

3:00 PM

**8:14-16083 Jann Kempton**

**Chapter 13**

**#11.00**

CONT'D Hearing RE: Trustee's Verified Motion For Order Dismissing Chapter 13 Proceeding For Failure To Make Plan Payments [11 U.S.C. 1307(c)] (Motion filed 1/2/18) (Opposition filed 1/11/18)

FR: 4-11-18; 5-9-18

Docket 88

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the motion and dismiss the case.

CLERK'S OFFICE TO ISSUE ORDER.

**Party Information**

**Debtor(s):**

Jann Kempton

Represented By  
David R Chase

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, July 11, 2018

Hearing Room 6C

3:00 PM

**8:14-16083 Jann Kempton**

**Chapter 13**

**#12.00**

Hearing RE: Motion Under Local Bankruptcy Rule 3015-1 (n) And (w) To Modify Plan Or Suspend Plan Payments  
(Motion filed 5/8/18) (Objection filed 5/21/18)  
(Notice of Hearing filed 5/18/18)

Docket 102

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - WITHDRAWAL OF  
MOTION FILED 6-18-18 - (Docket No. [108])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Jann Kempton

Represented By  
David R Chase

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, July 11, 2018

Hearing Room 6C

3:00 PM

8:16-13242 Joseph U Rupp, Sr. and Ann P Rupp

Chapter 13

#13.00

Hearing RE: Trustee's Verified Motion For Order Dismissing Chapter 13  
Proceeding For Failure To Make Plan Payments  
[11 U.S.C. 1307(c)]  
(Motion filed 5/2/18) (Set Per Response filed 6/2/18)

Docket 96

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - NOTICE OF  
WITHDRAWAL OF TRUSTEE'S MOTION FILED 6-20-18 - (Docket No.  
[104])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Joseph U Rupp Sr.

Represented By  
Sharona Zahabian

**Joint Debtor(s):**

Ann P Rupp

Represented By  
Sharona Zahabian

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, July 11, 2018

Hearing Room 6C

3:00 PM

**8:18-10541 Lorenzo R Manrique and Carmen Manrique**

**Chapter 13**

**#14.00**

Hearing RE: Debtors' Objection To Claim:

Claim No. 3-1 Cheryl Hilton \$7,000.00  
(Motion filed 5/23/18)

Docket 26

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - ORDER and Notice of  
dismissal arising from chapter 13 confirmation hearing ENTERED 6-13-18 -  
(Docket No. [31])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Lorenzo R Manrique

Represented By  
Scott Kosner

**Joint Debtor(s):**

Carmen Manrique

Represented By  
Scott Kosner

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, July 12, 2018**

**Hearing Room 225**

9:00 AM

**6:17-18333 Ana Maria Perez**

**Chapter 7**

Adv#: 6:18-01074 Pringle v. Perez

**#1.00**

Hrg on Status Conference RE: Complaint by John Pringle against Alonso Perez. (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)

(Cont. from 6/14/18)

Docket 1

**\*\*\* VACATED \*\*\* REASON: Default Judgment granted to the trustee on 6/28/18 - jc**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Ana Maria Perez

Pro Se

**Defendant(s):**

Alonso Perez

Pro Se

**Plaintiff(s):**

John Pringle

Represented By  
Toan B Chung

**Trustee(s):**

John P Pringle (TR)

Represented By  
Toan B Chung

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, July 12, 2018**

**Hearing Room 225**

2:00 PM

**6:17-15310 Robert Kenneth Phelps and Sharon Lee Phelps**

**Chapter 11**

**#1.00**

Hrg on Motion filed 5/31/18 for approval of chapter 11 disclosure statement

Docket 90

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Approve the disclosure statement and issue Scheduling Order:

- \* The plan and disclosure statement shall be served on or before July 19, 2018.
- \* Ballots and objections to the plan are due August 31, 2018.
- \* Reply to an objection is due September 7, 2018.
- \* Plan confirmation memorandum is due September 10, 2018.
- \* Plan confirmation hearing is set for September 13, 2018 at 2:00 p.m.

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Robert Kenneth Phelps

Represented By  
Todd L Turoci  
Marc Rosenthal

**Joint Debtor(s):**

Sharon Lee Phelps

Represented By  
Todd L Turoci

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, July 12, 2018**

**Hearing Room 225**

2:30 PM

**6:18-12670 Nely Rodriguez Piadade**

**Chapter 7**

**#1.00**

Hrg. on approval of Reaffirmation Agreement filed 5/31/18 Between Debtor and Ally bank, in the amount of \$12,425.00

Re: 2012 Honda Accord

Docket 8

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The reaffirmation agreement is **not** approved, as it is not in the best interest of the Debtor(s) (high interest rate).

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Nely Rodriguez Piadade

Represented By  
Peter M Lively

**Trustee(s):**

Karl T Anderson (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, July 12, 2018**

**Hearing Room 225**

2:30 PM

**6:18-13831 Jonathan Arge Hernandez Espericueta**

**Chapter 7**

**#2.00**

Hrg. on approval of Pro se Reaffirmation Agreement filed 6/7/18 Between Debtor and Exeter Finance LLC, in the amount of \$15,836.52

Re: 2014 Toyota Corolla Sedan 4D L 14

Docket 12

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The reaffirmation agreement is **not** approved, as it is not in the best interest of the Debtor(s).

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Jonathan Arge Hernandez

Pro Se

**Trustee(s):**

Steven M Speier (TR)

Pro Se



**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, July 12, 2018**

**Hearing Room 225**

2:30 PM

**6:18-14041 Cynthia R Furr**

**Chapter 7**

**#3.00**

Hrg. on approval of Reaffirmation Agreement filed 6/8/18 Between Debtor and Kia Motors Finance, in the amount of \$7,264.22

RE: 2014 Kia Forte

Docket 14

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The reaffirmation agreement is **not** approved, as it is not in the best interest of the Debtor(s).

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Cynthia R Furr

Pro Se

**Trustee(s):**

John P Pringle (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, July 12, 2018**

**Hearing Room 225**

2:30 PM

**6:18-14265 Mauricio Alejandro Leiva**

**Chapter 7**

**#4.00**

Hrg. on approval of Reaffirmation Agreement filed 6/19/18 Between Debtor and Ford Motor Credit Company LLC, in the amount of \$9,264.25

Re: 2013 Ford Focus

Docket 16

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The reaffirmation agreement is **not** approved, as it is not in the best interest of the Debtor(s).

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Mauricio Alejandro Leiva

Represented By  
Stephen H Darrow

**Trustee(s):**

Charles W Daff (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Monday, July 16, 2018**

**Hearing Room 225**

9:00 AM

**6:16-15248 Murray Altman**

**Chapter 11**

Adv#: 6:16-01167 Shin v. Altman

**#1.00**

Trial on Complaint by Yun Hei Shin against Murray Altman. fraud as fiduciary, embezzlement, larceny)),(68 (Dischargeability - 523(a)(6), willful and malicious injury)) (March, Kathleen)

**Trial will be held in United States Bankruptcy Court, Santa Ana Division in Ctrm 6C, located at 411 W. Fourth St, Santa Ana, CA 92701**

Docket 1

**\*\*\* VACATED \*\*\* REASON: Status Conference set for 11/29/18 @ 9:00 a.m. per order signed on 6/11/18 - jc**

**Party Information**

**Debtor(s):**

Murray Altman

Represented By  
Andrew S Bisom

**Defendant(s):**

Murray Altman

Represented By  
Andrew S Bisom  
Kathleen P March

**Plaintiff(s):**

Yun Hei Shin

Represented By  
Kathleen P March  
Andrew S Bisom

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, July 17, 2018**

**Hearing Room 225**

9:00 AM

**6:16-15248 Murray Altman**

**Chapter 11**

Adv#: 6:16-01167 Shin v. Altman

**#1.00**

CONT'D Trial on Complaint by Yun Hei Shin against Murray Altman. fraud as fiduciary, embezzlement, larceny)),(68 (Dischargeability - 523(a)(6), willful and malicious injury)) (March, Kathleen)

From: 7/16/18

**Trial will be held in United States Bankruptcy Court, Santa Ana Division in Ctrm 6C, located at 411 W. Fourth St, Santa Ana, CA 92701**

Docket 1

**\*\*\* VACATED \*\*\* REASON: Status Conference set for 11/29/18 @ 9:00 a.m. per order signed on 6/11/18 - jc**

**Party Information**

**Debtor(s):**

Murray Altman

Represented By  
Andrew S Bisom

**Defendant(s):**

Murray Altman

Represented By  
Andrew S Bisom  
Kathleen P March

**Plaintiff(s):**

Yun Hei Shin

Represented By  
Kathleen P March  
Andrew S Bisom

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Wednesday, July 18, 2018**

**Hearing Room 225**

9:00 AM

**6:16-15248 Murray Altman**

**Chapter 11**

Adv#: 6:16-01167 Shin v. Altman

**#1.00**

CONT'D Trial on Complaint by Yun Hei Shin against Murray Altman. fraud as fiduciary, embezzlement, larceny)),(68 (Dischargeability - 523(a)(6), willful and malicious injury)) (March, Kathleen)

From: 7/17/18

**Trial will be held in United States Bankruptcy Court, Santa Ana Division in Ctrm 6C, located at 411 W. Fourth St, Santa Ana, CA 92701**

Docket 1

**\*\*\* VACATED \*\*\* REASON: Status Conference order set for 11/29/18 @ 9:00 a.m. per order signed on 6/11/18 - jc**

**Party Information**

**Debtor(s):**

Murray Altman

Represented By  
Andrew S Bisom

**Defendant(s):**

Murray Altman

Represented By  
Andrew S Bisom  
Kathleen P March

**Plaintiff(s):**

Yun Hei Shin

Represented By  
Kathleen P March  
Andrew S Bisom

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, July 23, 2018**

**Hearing Room 6C**

9:00 AM

**8:14-13100 Nicki Lynn Brewer**

**Chapter 13**

**#1.00**

Motion for relief from stay [Real Property]

Bank Of America, N.A. vs. DEBTOR  
(Motion filed 6/26/18)

**[RE: 619 Delhi Place, Fullerton, CA 92833]**

Docket 47

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - SETTLED BY  
STIPULATION FOR ADEQUATE PROTECTION - ORDER ENTERED 7-  
20-18 - (Docket No. [53])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Nicki Lynn Brewer

Represented By  
Nicholas M Wajda

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, July 23, 2018**

**Hearing Room 6C**

9:00 AM

**8:16-10747 Victor Manuel Sanchez**

**Chapter 13**

**#2.00**

Motion for relief from stay [Action In Non-Bankruptcy Forum]

Theresa M. Tew vs. DEBTOR  
(Motion filed 6/26/18)

**[RE: Case Name: Theresa M. Tew v. Victor M. Sanchez, April Sanchez]  
[Docket Number: RIC1504473]  
[Pending In: Riverside Superior Court, 4050 Main Street, Riverside, CA  
92501]**

Docket 61

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The motion is granted pursuant to 11 U.S.C. § 362(d)(1) to permit movant, its successors, transferees and assigns, to proceed in the non-bankruptcy forum to final judgment (including any appeals) in accordance with applicable non-bankruptcy law. Movant shall not enforce its final judgment against the debtor or property of the estate, except by filing a proof of claim in this bankruptcy case pursuant to 11 U.S.C. § 501 and/or a complaint to determine the nondischargeability of the debt.

The 14-day stay provided by Rule 4001(a)(3) is waived.

The Court makes no finding as to whether the petition was filed in bad faith.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Victor Manuel Sanchez

Represented By  
Christopher J Langley

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, July 23, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... Victor Manuel Sanchez**

**Chapter 13**

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, July 23, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-13996 Jay Mandel Fontenot**

**Chapter 13**

**#3.00**

Motion for relief from stay [Real Property]

Seterus, Inc., As The Authorized Subservicer For Federal National Mortgage Association ("Fannie Mae"), Creditor, C/O Seterus, Inc. vs. DEBTOR  
(Motion filed 6/29/18)

**[RE: 15816 Candlelight Drive, Whittier Area, California 90604]**

Docket 38

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO SEPTEMBER 10, 2018  
AT 9:00 A.M. PER STIPULATION AND ORDER ENTERED 7-13-18 -  
(Docket No. [42])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Jay Mandel Fontenot

Represented By  
Krystina T Tran

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, July 23, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-10905 Michael William Devine**

**Chapter 7**

**#4.00**

Motion for relief from stay [Unlawful Detainer]

Margie Hodson, Trustee Of The Hodson Family Trust vs. DEBTOR  
(Motion filed 6/29/18)

**[RE: 23230 del Lago Drive, Laguna Hills, CA 92653]**

Docket 19

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The motion is granted pursuant to 11 U.S.C. § 362(d)(1). This motion has been filed to proceed with an unlawful detainer action. This action must go forward because the debtor's right to possess the premises must be determined. This does not change simply because a bankruptcy petition was filed.

The 14-day stay provided by Rule 4001(a)(3) is waived.

Deny as to extraordinary relief.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Michael William Devine

Represented By  
Christopher J Langley

**Trustee(s):**

Richard A Marshack (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, July 23, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-11230 Wael Ali**

**Chapter 7**

**#5.00**

CONT'D Motion for relief from stay [Action In Non-Bankruptcy Forum]

Vaselyos Petros Kapetanios vs. DEBTOR  
(Motion filed 4/12/18)

**[RE: Case Name: Vaselyos Petros Kapetanios v. Goody's Cafe, et al.]  
[Docket Number: ADJ10338379]  
[Pending In: Department Of Worker's Compensation Board, San Diego]**

FR: 5-7-18; 6-4-18

Docket 15

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will inquire whether the Worker's Comp. Board will accept liability for the underlying claim.

**Party Information**

**Debtor(s):**

Wael Ali

Represented By  
Ricardo Nicol

**Trustee(s):**

Jeffrey I Golden (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, July 23, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-12104 William Anthony Wilson and Rebecca Lisette Koval**

**Chapter 13**

**#6.00**

Motion for relief from stay [Personal Property]

Mercedes-Benz Financial Services USA LLC vs. DEBTORS  
(Motion filed 6/27/18)

**[RE: 2013 Mercedes-Benz GL550 - VIN No.: 4JGDF7DE2DA099740]**

Docket 11

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The motion is granted pursuant to 11 U.S.C. § 362(d)(1) to permit movant, its successors, transferees and assigns, to enforce its remedies to repossess or otherwise obtain possession and dispose of its collateral pursuant to applicable law, and to use the proceeds from its disposition to satisfy its claim, *unless* the debtor pays all arrearages in full on or before the hearing date on this matter. Movant may not pursue any deficiency claim against the debtor or the estate except by filing a proof of claim pursuant to 11 U.S.C. § 501.

The 14-day stay provided by Rule 4001(a)(3) is waived.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

William Anthony Wilson

Represented By  
Anthony B Vigil

**Joint Debtor(s):**

Rebecca Lisette Koval

Represented By  
Anthony B Vigil

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, July 23, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... William Anthony Wilson and Rebecca Lisette Koval**

**Chapter 13**

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, July 23, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-12287 Lorenzo R Manrique and Carmen Manrique**

**Chapter 13**

**#7.00**

Hearing RE: Motion In Individual Case For Order Imposing A Stay Or Continuing The Automatic Stay As The Court Deems Appropriate (Motion filed 6/28/18)

**[RE: 319 North Janss Street, Anaheim, CA 92805]**

Docket 12

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the motion and continue the automatic stay.

**DEBTORS TO LODGE ORDER VIA LOU WITHIN 7 DAYS.**

**Party Information**

**Debtor(s):**

Lorenzo R Manrique

Represented By  
Scott Kosner

**Joint Debtor(s):**

Carmen Manrique

Represented By  
Scott Kosner

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, July 23, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-11759 Chester C Davenport**

**Chapter 7**

**#8.00**

Hearing RE: Chapter 7 Trustee's Motion For Order: (1) Compelling The Debtor To File Amended Schedules And Statement Of Financial Affairs By July 31, 2018; (2) Compelling The Debtor To Appear And Submit To Examination At The Meeting Of Creditors On August 7, 2018 At 1:00 p.m.; And (3) Compelling The Debtor To Provide The Trustee A Copy Of Its Last Filed Tax Return By July 31, 2018  
(Motion filed 7/13/18)

Docket 37

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

**Party Information**

**Debtor(s):**

Chester C Davenport

Represented By  
Jing Wang

**Trustee(s):**

Karen S Naylor (TR)

Represented By  
Kathleen J McCarthy

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, July 23, 2018**

**Hearing Room 6C**

2:00 PM

**8:14-13770 Mega RV Corp., a California Corporation**

**Chapter 11**

**#1.00**

CONT'D POST-CONFIRMATION STATUS CONFERENCE Hearing RE: (1) Status Of Chapter 11 Case; And (2) Requiring Report On Status Of Chapter 11 Case

(Petition filed 6/15/2014)

(Post-Confirmation S/C set per Order Entered 10-6-15 - Docket No. 739]

FR: 8-27-14; 11-19-14; 1-7-15; 1-14-15; 4-8-15; 6-24-15; 9-9-15; 12-16-15; 4-13-16; 10-19-16; 4-19-17; 9-13-17; 2-14-18; 6-13-18

Docket 1

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO AUGUST 6, 2018 AT 2:00 P.M. PER SUA SPONTE ORDER CONTINUING STATUS CONFERENCE HEARING ENTERED 7-9-18 - (Docket No. [892])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Mega RV Corp., a California

Represented By  
Robert P Goe  
Joel S. Miliband  
Arjun Sivakumar  
Alex L Benedict  
Courtney E Norton  
Gregory E Robinson



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, July 23, 2018**

**Hearing Room 6C**

2:00 PM

**8:14-13770 Mega RV Corp., a California Corporation**

**Chapter 11**

**#2.00**

Hearing RE: Motion For Order: (1) Approving Liquidation Trustee's Final Report; (2) Approving Final Disbursements Of Estate Funds; (3) Discharging The Liquidation Trustee; (4) Terminating The Liquidation Trust; And (3) Entering A Final Decree Closing The Bankruptcy Case  
(Motion filed 6/12/18)

Docket 883

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO AUGUST 6, 2018 AT 2:00 P.M. PER SUA SPONTE ORDER CONTINUING HEARING ENTERED 7-6-18 (Docket No. [890])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Mega RV Corp., a California

Represented By  
Robert P Goe  
Joel S. Miliband  
Arjun Sivakumar  
Alex L Benedict  
Courtney E Norton  
Gregory E Robinson

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, July 23, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-10897 Trinity Han**

**Chapter 11**

**#3.00**

Hearing RE: Debtor's Motion To Convert Case Under 11 U.S.C. Sections 706(a) Or 1112(a)  
(Motion filed 6/8/18)

Docket 27

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO AUGUST 6, 2018 AT 2:00 P.M. PER SUA SPONTE ORDER CONTINUING HEARING ENTERED 7-6-18 - (Docket No. [33])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Trinity Han

Represented By  
Michael R Totaro

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, July 23, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-10897 Trinity Han**

**Chapter 11**

**#3.10**

CONT'D STATUS CONFERENCE Hearing RE: (1) Status Of Chapter 11 Case;  
And (2) Requiring Report On Status Of Chapter 11 Case  
(Petition filed 3/18/18)

FR: 5-30-18, 7-11-18

Docket 0

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO AUGUST 6, 2018 At 2:00  
P.M. PER SUA SPONTE ORDER CONTINUING STATUS CONFERENCE  
ENTERED 7-13-18 - (Docket No. [38])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Trinity Han

Represented By  
Michael R Totaro

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, July 23, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-11440 Marcos Perez**

**Chapter 7**

**#4.00**

Hearing RE: Motion For Denial Of Discharge Pursuant To 11 U.S.C. Section 727(a)(8)  
(Motion filed 6/19/18)

Docket 47

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - ORDER APPROVING  
STIPULATION DENYING DEBTOR'S DISCHARGE PURSUANT TO 727  
(A)(8) ENTERED 7-6-18 - (Docket No. [61])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
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**Debtor(s):**

Marcos Perez

Represented By  
Matthew D Resnik

**Trustee(s):**

Richard A Marshack (TR)

Represented By  
Michael G Spector

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, July 24, 2018**

**Hearing Room 225**

9:00 AM

**6:15-14464 AVT, Inc.**

**Chapter 7**

Adv#: 6:17-01158 Daff v. Jofemar USA, Inc.

**#1.00**

STATUS CONFERENCE re: Complaint by Charles W Daff against Jofemar USA, Inc.. (Charge To Estate). Chapter 7 Trustees Complaint For: 1. Avoidance Of Preferential Transfers Pursuant To 11 U.S.C. §§ 547; And 550; 2. Recovery Of Avoided Preferential Transfers Pursuant To 11 U.S.C. §§ 547 And 550 Nature of Suit: (12 (Recovery of money/property - 547 preference)),(14 (Recovery of money/property - other))

(Cont from 11/30/17)

Docket 1

**\*\*\* VACATED \*\*\* REASON: Con't to 10/18/18 at 9:00 am**

**Party Information**

**Debtor(s):**

AVT, Inc.

Pro Se

**Defendant(s):**

Jofemar USA, Inc.

Represented By  
Kyra E Andrassy

**Plaintiff(s):**

Charles W Daff

Represented By  
Cathrine M Castaldi  
Samuel A Moniz

**Trustee(s):**

Charles W Daff (TR)

Represented By  
Cathrine M Castaldi

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, July 24, 2018**

**Hearing Room 225**

9:00 AM

**6:18-13941 Timothy Ramos and Shawna Ann Ramos**

**Chapter 7**

**#2.00**

Cooksey, Toolen, Gage, Duffy & Woog - movant attorney

Motion for Relief from Stay

Ford Motor Credit Company LLC vs. DEBTORS  
(Motion filed 6/15/18)

RE: 2017 Ford Edge, VIN 2FMPK3K99HBB69011

Docket 10

**Party Information**

**Debtor(s):**

Timothy Ramos

Represented By  
Neil R Hedtke

**Joint Debtor(s):**

Shawna Ann Ramos

Represented By  
Neil R Hedtke

**Movant(s):**

Ford Motor Credit Company LLC

Represented By  
Sheryl K Ith

**Trustee(s):**

Steven M Speier (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, July 24, 2018**

**Hearing Room 225**

9:00 AM

**6:18-13941 Timothy Ramos and Shawna Ann Ramos**

**Chapter 7**

**#3.00**

Cooksey, Toolen, Gage, Duffy & Woog - movant attorney

Motion for Relief from Stay

Ford Motor Credit Company LLC vs. DEBTORS  
(Motion filed 6/19/18)

RE: 2018 Ford Fusion, VIN 3FA6P0SU3JR136894

Docket 12

**Party Information**

**Debtor(s):**

Timothy Ramos

Represented By  
Neil R Hedtke

**Joint Debtor(s):**

Shawna Ann Ramos

Represented By  
Neil R Hedtke

**Movant(s):**

Ford Motor Credit Company LLC

Represented By  
Sheryl K Ith

**Trustee(s):**

Steven M Speier (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, July 24, 2018**

**Hearing Room 225**

9:00 AM

**6:18-14459 Edson Naim Castellanos**

**Chapter 7**

**#4.00**

Law Offices of Austin P. Nagel - movant attorney

Motion for Relief from Stay

Toyota Motor Credit Corporation vs. DEBTOR  
(Motion filed 6/21/18)

RE: 2016 Toyota Corolla

Docket 9

<b>Party Information</b>
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**Debtor(s):**

Edson Naim Castellanos

Represented By  
Steven A Alpert

**Movant(s):**

Toyota Motor Credit Corporation,

Represented By  
Austin P Nagel

**Trustee(s):**

Charles W Daff (TR)

Pro Se



**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, July 24, 2018**

**Hearing Room 225**

9:00 AM

**6:18-14594 Nabil Abbas Khan and Aysha Yousaf Khan**

**Chapter 7**

**#5.00**

Law Offices of Austin P. Nagel - movant attorney

Motion for Relief from Stay

Toyota Motor Credit Corporation vs. DEBTORS  
(Motion filed 6/21/18)

RE: 2017 Toyota Camry

Docket 11

<b>Party Information</b>
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**Debtor(s):**

Nabil Abbas Khan Pro Se

**Joint Debtor(s):**

Aysha Yousaf Khan Pro Se

**Movant(s):**

Toyota Motor Credit Corporation Represented By  
Austin P Nagel

**Trustee(s):**

Steven M Speier (TR) Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, July 24, 2018**

**Hearing Room 225**

2:00 PM

**6:17-13163 Prime Steaks and Spirits, Inc.**

**Chapter 7**

**#1.00**

Hrg. on approval trustee's final report and applications for compensation

Docket 47

**Party Information**

**Debtor(s):**

Prime Steaks and Spirits, Inc.

Represented By  
Todd L Turoci  
Misty A Perry Isaacson

**Trustee(s):**

Arturo Cisneros (TR)

Represented By  
Misty A Perry Isaacson

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, July 24, 2018**

**Hearing Room 225**

2:00 PM

**6:18-10094 Deontay Daymont Potter and Joy Shaun Potter**

**Chapter 11**

**#2.00**

Hrg re. Debtors' Motion re: objection to **claim no 25** filed by Claimant  
Environmental Chemical & Consulting, Inc

Docket 92

<b>Party Information</b>
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**Debtor(s):**

Deontay Daymont Potter

Represented By  
M Jonathan Hayes

**Joint Debtor(s):**

Joy Shaun Potter

Represented By  
M Jonathan Hayes

**Movant(s):**

Deontay Daymont Potter

Represented By  
M Jonathan Hayes

Joy Shaun Potter

Represented By  
M Jonathan Hayes

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Wednesday, July 25, 2018**

**Hearing Room 225**

9:00 AM

**6:17-19513 Terry Lee Fleming, Sr**

**Chapter 11**

**#11.00**

Hrg. on Chapter 11 Status Conference

(cont. from 4/12/18)

Docket 0

**\*\*\* VACATED \*\*\* REASON: Cont. to 8/2/18 @ 9:00 a.m. -jc**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
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**Debtor(s):**

Terry Lee Fleming Sr

Represented By  
James E Till

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Wednesday, July 25, 2018**

**Hearing Room 225**

9:00 AM

**6:15-14464 AVT, Inc.**

**Chapter 7**

Adv#: 6:17-01158 Daff v. Jofemar USA, Inc.

**#12.00**

STATUS CONFERENCE re: Complaint by Charles W Daff against Jofemar USA, Inc.. (Charge To Estate). Chapter 7 Trustees Complaint For: 1. Avoidance Of Preferential Transfers Pursuant To 11 U.S.C. §§ 547; And 550; 2. Recovery Of Avoided Preferential Transfers Pursuant To 11 U.S.C. §§ 547 And 550 Nature of Suit: (12 (Recovery of money/property - 547 preference)),(14 (Recovery of money/property - other))

(Cont from 11/30/17)

Docket 1

**\*\*\* VACATED \*\*\* REASON: Advanced to 7/24/17 calendar - jc**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

AVT, Inc.

Pro Se

**Defendant(s):**

Jofemar USA, Inc.

Represented By  
Kyra E Andrassy

**Plaintiff(s):**

Charles W Daff

Represented By  
Cathrine M Castaldi

**Trustee(s):**

Charles W Daff (TR)

Represented By  
Cathrine M Castaldi

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, July 25, 2018**

**Hearing Room 6C**

9:00 AM

**8:14-15938 Advanced Biomedical, Inc.**

**Chapter 11**

**#1.00**

CONT'D POST-EFFECTIVE STATUS CONFERENCE Hearing RE: (1) Status Of Chapter 11 Case; And (2) Requiring Report On Status Of Chapter 11 Case (Petition filed 10/1/14)

12-10-14; 1-21-15; 3-4-15; 6-17-15; 9-16-15; 12-2-15; 1-27-16; 4-6-16; 5-4-16; 8-17-16; 12-7-16; 1-11-17; 3-8-17; 4-19-17; 5-31-17; 10-16-17; 3-28-18

Docket 0

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Next status conference: January 16, 2019 at 9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Advanced Biomedical, Inc.

Represented By  
Asa W Markel  
Dixon Gardner  
Robert S Marticello  
Philip E Strok

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, July 25, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-13556 John Olaf Halvorson**

**Chapter 7**

Adv#: 8:17-01120 Kosmala v. Hoosten et al

**#2.00**

CONT'D STATUS CONFERENCE RE: Complaint:

- (1) To Avoid And Recover Fraudulent Transfers Pursuant To 11 U.S.C. Sections 548(a)(1)(A), 548(a)(1)(B) And 550;
- (2) To Avoid And Recover Fraudulent Transfers Pursuant To 11 U.S.C. Sections 548(a)(1)(A), 548(a)(1)(B) And 550;
- (3) For Breach Of Contract;
- (4) To Avoid And Recover Fraudulent Transfers Pursuant To 11 U.S.C. Sections 548(a)(1)(A), 548(a)(1)(B) And 550;
- (5) To Avoid And Recover Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550;
- (6) For Resulting Trust;
- (7) For Constructive Trust;
- (8) To Preserve Transfers For The Benefit Of The Estate Pursuant To 11 U.S.C. Section 551; And
- (9) For Attorneys' Fees And Costs  
(set per order entered 3-2-18)

FR: 4-25-18

Docket 1

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO NOVEMBER 14, 2018  
AT 9:00 A.M. PER STIPULATION AND ORDER TO CONTINUE STATUS  
CONFERENCE ENTERED 7-13-18 - (Docket No. [28])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

John Olaf Halvorson

Represented By  
Marc C Forsythe  
Charity J Miller

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, July 25, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... John Olaf Halvorson**

**Chapter 7**

**Defendant(s):**

David Hoosten	Pro Se
PCC Fund 1, LLC	Pro Se
Rod Van Zandt	Pro Se

**Plaintiff(s):**

Weneta M.A. Kosmala	Represented By Reem J Bello
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**Trustee(s):**

Weneta M Kosmala (TR)	Represented By Reem J Bello Faye C Rasch Jeffrey I Golden
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**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, July 25, 2018**

**Hearing Room 6C**

9:00 AM

**8:16-15208 Michael Younessi**

**Chapter 11**

Adv#: 8:17-01051 Diamond Enterprises, LTD., LP v. Younessi

**#3.00**

CONT'D PRE-TRIAL CONFERENCE Hearing RE: Complaint For Determination That Debt Is Non-Dischargeable Pursuant To 11 U.S.C. Sections 523(a)(2), (a)(4), (a)(6), And (a)(9)  
(Complaint filed 4/10/17)  
(Another Summons issued 6/8/17)  
(PTC set at S/C held 9/13/17)

FR: 6-28-17; 8-30-17; 9-13-17; 3-28-18; 4-25-18

Docket 1

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Continue the pretrial conference to October 24, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Michael Younessi

Represented By  
Michael Jones  
Sara Tidd

**Defendant(s):**

Michael Younessi

Represented By  
Roger Frederickson

**Plaintiff(s):**

Diamond Enterprises, LTD., LP

Represented By  
M Douglas Flahaut

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, July 25, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-10324 Alexander Mark Christian Isaly**

**Chapter 7**

Adv#: 8:18-01078 Heritage Law LLP v. Isaly

**#4.00**

STATUS CONFERENCE Hearing RE: Amended Complaint For Determination Of Dischargeability And Objecting To Debtor's Discharge Pursuant To Sections 523 And 727 Of The Bankruptcy Code  
(Complaint filed 5/3/18)  
(Amended Complaint filed 6/18/18)

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will sanction plaintiff's counsel \$250.00 for its failure to file a status report and will issue a scheduling order as follows:

All discovery shall close on November 30, 2018.

All discovery motions shall be heard before December 31, 2018.

All pretrial motions (except motions in limine) shall be heard before January 31, 2019.

Pretrial conference is set for February 13, 2019 at 9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Alexander Mark Christian Isaly

Represented By  
Anthony B Vigil

**Defendant(s):**

Alexander Mark Christian Isaly

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, July 25, 2018**

**Hearing Room 6C**

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9:00 AM

**CONT... Alexander Mark Christian Isaly**

**Chapter 7**

**Joint Debtor(s):**

Michele Leann Isaly

Represented By  
Anthony B Vigil

**Plaintiff(s):**

Heritage Law LLP

Represented By  
Erik E Woodbury

**Trustee(s):**

Thomas H Casey (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, July 25, 2018**

**Hearing Room 6C**

9:00 AM

**8:16-10045 C & W Murphy and Associates, Inc.**

**Chapter 7**

Adv#: 8:18-01003 Kosmala v. Infinity Builders, Inc. et al

**#5.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint For Avoidance Of Fraudulent Transfers (11 U.S.C. Section 548, And/Or Section 544) And/Or Preferential Transfers (11 U.S.C. Section 547)  
(Complaint filed 1/5/18)  
(Another Summons issued 3/8/18)

FR: 3-8-18; 5-30-18

Docket 1

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO DECEMBER 12, 2018  
AT 9:00 A.M. PER ORDER APPROVING MOTION FOR CONTINUANCE  
ENTERED 7-19-18 - (Docket No. [14])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

C & W Murphy and Associates, Inc.	Represented By D Edward Hays
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**Defendant(s):**

Infinity Builders, Inc.	Pro Se
Ashley N. Belthius	Pro Se

**Plaintiff(s):**

Weneta M.A. Kosmala	Represented By Erin P Moriarty
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**Trustee(s):**

Weneta M Kosmala (TR)	Represented By Erin P Moriarty
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**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, July 25, 2018**

**Hearing Room 6C**

9:00 AM

**8:16-10045 C & W Murphy and Associates, Inc.**

**Chapter 7**

Adv#: 8:18-01004 Kosmala v. First Farmers Bank & Truste Co. et al

**#6.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint For Declaratory Relief; Avoidance Of Lien (11 U.S.C. Section 544, And/Or Section 548); Accounting; And Objection To Claim (11 U.S.C. Section 502) (Complaint filed 1/5/18) (Another Summons issued 5/8/18)

FR: 5=30-18

Docket 1

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO DECEMBER 12, 2018  
AT 9:00 A.M. PER ORDER APPROVING STIPULATION ENTERED 5-31-18 - (Docket No. [16])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

C & W Murphy and Associates, Inc.	Represented By D Edward Hays
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**Defendant(s):**

First Farmers Bank & Truste Co.	Pro Se
Vohne Liche Kennels, Inc.	Pro Se
VLK Risk Consultants, Inc.	Pro Se

**Plaintiff(s):**

Weneta M.A. Kosmala	Represented By Erin P Moriarty
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**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, July 25, 2018**

**Hearing Room 6C**

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9:00 AM

**CONT... C & W Murphy and Associates, Inc.**

**Chapter 7**

**Trustee(s):**

Weneta M Kosmala (TR)

Represented By  
Erin P Moriarty

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, July 25, 2018

Hearing Room 6C

9:00 AM

**8:18-10203 Phillip Barry Greer**

**Chapter 7**

Adv#: 8:18-01075 Street v. Greer et al

**#7.00**

Hearing RE: Motion To Dismiss Complaint  
(FRCP 12(b)(6))

Docket 6

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Deny. The complaint states claims upon which relief can be granted and provides sufficient detail as to satisfy Twombly and Iqbal.

CREDITOR STREET TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
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**Debtor(s):**

Phillip Barry Greer	Pro Se
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**Defendant(s):**

Phillip Barry Greer	Pro Se
Arlene C. Greer	Represented By Phillip Greer

**Plaintiff(s):**

Chriss W. Street	Represented By Timothy C Aires
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**Trustee(s):**

Richard A Marshack (TR)	Represented By James C Bastian Jr Ryan D ODea
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**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, July 25, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-10203 Phillip Barry Greer**

**Chapter 7**

Adv#: 8:18-01075 Street v. Greer et al

**#8.00**

STATUS CONFERENCE Hearing RE: First Amended Complaint For:  
(1) Determination Of Non-Dischargeability Of Debt;  
(2) Determination Of Non-Dischargeability Of Debt;  
(3) Determination Of Non-Dischargeability Of Debt;  
(4) Declaratory Relief RE: Determination Of Validity, Priority Or Extent Of  
Interest In Real Property and Personal Property  
(Complaint filed 4/26/18) (First Amended Complaint filed 5/30/18)

Docket 1

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO AUGUST 29, 2018 AT  
9:00 A.M. PER ANOTHER SUMMONS ISSUED ON 5-31-18 - ([Docket No.  
[10])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
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**Debtor(s):**

Phillip Barry Greer	Pro Se
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**Defendant(s):**

Phillip Barry Greer	Pro Se
Arlene C. Greer	Pro Se

**Plaintiff(s):**

Chriss W. Street	Represented By Timothy C Aires
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**Trustee(s):**

Richard A Marshack (TR)	Represented By James C Bastian Jr
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**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, July 25, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-11792 Modern VideoFilm, Inc.**

**Chapter 11**

Adv#: 8:18-01084 Modern VideoFilm, Inc. v. Barkat et al

**#9.00**

Hearing RE: Motion For Summary Judgment, Partial Adjudication Of Facts And Issues Of Law; Injunctive Relief  
(Motion filed 6/8/18)

Docket 10

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Debtor's Evidentiary Objection to Defendants' Separately Bound Appendix of Evidence and Declaration of Christopher D. Beatty is overruled. The Court has considered such evidence to the extent it regards such evidence as relevant and not considered it to the extent it regards it as irrelevant. With respect to judicial notice of pleadings filed in state court and this Court, as explained at a previous hearing, if in a pleading a party alleges *x*, the Court regards it as established that such party has alleged *x*, but not that *x* is true. When the Court takes judicial notice of a state court order, it is established that the state court made the findings of fact and conclusions of law set forth in such order.

The Court grants the requests for judicial notice made by Plaintiff and Defendants.

Modern VideoFilm, Inc., a Delaware corporation ("Plaintiff"), filed a First Amended Complaint (the "MVF Complaint") against Moshe Barkat ("Mr. Barkat"), Modern VideoFilm, Inc. Holdings, LLC ("Holdings") and other parties on June 5, 2018 (Docket No. 7), commencing this adversary proceeding (Adversary No. 8:18-ap-01084-MW) associated with Plaintiff's chapter 11 bankruptcy case (Case No. 8:18-bk-11792-MW). Plaintiff now moves for summary judgment, partial adjudication of facts and issues of law and injunctive relief (the "SJ Motion") against defendants named in the 9<sup>th</sup> through 15<sup>th</sup> and 25<sup>th</sup> causes of action, including Mr. Barkat and Holdings. Mr. Barkat and Holdings oppose the SJ Motion and urge the Court to deny

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, July 25, 2018**

**Hearing Room 6C**

9:00 AM

**CONT...**      **Modern VideoFilm, Inc.**  
it.

**Chapter 11**

**BACKGROUND FACTS**

The MVF Complaint alleges that Mr. Barkat founded Plaintiff in 1979 and served as its president, CEO and chairman of the board of directors until his removal in 2014. Plaintiff was engaged in the business of providing postproduction and distribution services in the motion picture and TV industries until a foreclosure sale stripped Plaintiff of all or substantially all its operating assets in 2015.

The MVF Complaint further alleges that Plaintiff went into default on a loan of approximately \$80 million from GE Capital Corporation ("GE") in 2010 and that Medley Capital Corporation and its affiliates ("Medley") acquired this loan in 2012 by paying GE approximately \$50 million in 2012 (post-acquisition, the "Medley Loan"). Plaintiff contends that the Medley Loan went into default, leading Medley to exercise its right to vote Plaintiff's shares (circa July 2014) and install new management and independent consulting firms. One of the consulting firms so retained was Managease, Inc. ("Managease") who assisted with human resource-related matters.

Initially, Mr. Barkat was retained as a consultant despite being stripped of his various corporate offices and directorship. This arrangement appears to have come to an end in September 2014 or thereabouts. In 2015 Plaintiff's business ended after Medley foreclosed on Plaintiff's operating assets. Unsurprisingly, Plaintiff and Mr. Barkat offer strikingly different narratives on why Plaintiff's business failed. Mr. Barkat argues that Medley blew up a critically-important transaction with Technicolor, caused key personnel to be fired and essentially ran the business into the ground. Plaintiff contends that its business failed because of Mr. Barkat's mismanagement and serial looting of the company.

Mr. Barkat and Holdings filed a complaint in California Superior Court (the "First Action") against Medley, Plaintiff and others (but not initially Managease, who was "Doe'd in" later) on or about May 29, 2015, alleging various causes of actions. On January 29, 2016, Mr. Barkat and Holdings filed a Second Amended Complaint in the

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, July 25, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... Modern VideoFilm, Inc.**

**Chapter 11**

First Action against such parties, alleging breach of Mr. Barkat's employment contract, intentional interference therewith, defamation, and breach of duties allegedly owed by the Deloitte accounting firm and Messrs. Avila and Sweet to Mr. Barkat (duties that Plaintiff vigorously contends were owed to Plaintiff, not to Mr. Barkat). Of especial note is the First Action's eighth cause of action for defamation, which is stated against "All Defendants," and alleges that defendants "conspired with and aided and abetted each other, and acted as agents of each other, in making knowingly false, nonprivileged statements of fact, both written and oral, that had a tendency to injure Barkat in his occupation", for which Mr. Barkat – not Holdings – sought damages in excess of \$10 million.

On January 30, 2017, Holdings filed a First Amended Complaint (the "Second Action") against Medley, Managease, Christina Woodward (a principal of Managease, "Ms. Woodward") and others in California Superior Court. Holdings brought the Second Action derivatively on behalf of Plaintiff, and the caption and First Amended Complaint specifically so state. The First Amended Complaint in the Second Action alleges that Mr. Barkat's termination from Plaintiff was facilitated by, among others, Managease and that this termination "proved disastrous for [Plaintiff]." In numbered paragraph 11 of the First Amended Complaint, Holdings alleged as follows: "Holdings brings this derivative lawsuit because Medley has total control of [Plaintiff] and will never seek to redress the wrongs committed by Defendants because they implicate Medley." In numbered paragraph 147 of the First Amended Complaint, Holdings alleged that shares of Plaintiff remained registered in Holdings' name even after Medley exercised the right to vote all of Plaintiff's shares: "In fact, Medley Capital told Barkat when it took these actions in July 1, 2014 that it was exercising rights to vote [Plaintiff's] board but was not taking ownership of the company" (underscoring added by the Court).<sup>1</sup>

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1. The Court wonders whether this was a tax-motivated strategy by Medley to avoid the evisceration of Plaintiff's federal tax net operating loss carryovers through the operation of I.R.C. § 382 (50 percent or more change in equity ownership results in imposition of strict limitations on the use of pre-ownership change net operating loss carryovers against post-ownership change income). If Medley had

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, July 25, 2018

Hearing Room 6C

9:00 AM

CONT...

**Modern VideoFilm, Inc.**

**Chapter 11**

acquired ownership of 100 percent of Plaintiff's stock, a stock ownership change would have occurred pursuant to I.R.C. § 382, most likely severely limiting the use of Plaintiff NOLs. As of July 2014, Medley may have believed it was going to turn around Plaintiff's business and that it needed to preserve Plaintiff's NOLs to shelter Plaintiff's future income. If Medley did not acquire title to all Plaintiff's stock, then perhaps no ownership change occurred for tax purposes (subject, however, to tax doctrines sounding in lack of business purpose, substance over form, lack of economic reality, step transaction, etc.) The Court also notes that federal income tax returns are prepared under penalty of perjury and can often provide useful and binding insights into the nature of transactions.

The First Amended Complaint in the Second Action alleges in the Fourth Cause of Action (numbered paragraphs 155 through 166) that Managease and Christina Woodward ("Ms. Woodward") aided and abetted various breaches of fiduciary duty by Medley and people whom Medley had installed in Plaintiff's management and that Ms. Woodward "went on a vindictive witch hunt to fabricate reasons for Barkat's termination . . . and even testified that she called the day [Plaintiff's] employees would be fired 'Destruction Day' . . ."

On or about July 28, 2017, Managease and Ms. Woodward were added as defendants to the First Action (brought by both Mr. Barkat and Holdings as plaintiffs). Thus, as of July 28, 2017, Mr. Barkat – but not Holdings -- had personal claims for defamation in excess of \$10 million against Managease and Ms. Woodward.

Managease, Ms. Woodward, Holdings and Mr. Barkat entered into a Mutual Settlement Agreement and General Release dated as of July 31, 2017 (the "Settlement Agreement"). The Settlement Agreement is attached as Exhibit 14 to the Declaration of Howard Grobstein in support of the SJ Motion. The Settlement Agreement states that Holdings is a party to the Settlement Agreement both individually and derivatively on behalf of Plaintiff. Pursuant to the Settlement Agreement's terms, Managease and Ms. Woodward were to pay (and later did pay) Mr. Barkat \$2 million as follows: \$1,136,024.67 to Mr. Barkat and \$863,975.33 to Mr. Barkat's law firm, Miller Barondess LLP. Holdings and Mr. Barkat, as settling parties, represented and warranted in numbered paragraph 3 of the Settlement Agreement that "he/she/it is the owner of the claims raised, or which could have been raised in [the First Action and

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the Second Action]" (underscoring added by this Court). Importantly, Managease was obligated under the Settlement Agreement to dismiss its cross-complaint against Plaintiff with prejudice.

The Settlement Agreement references both the First Action and the Second Action, mentions the consolidation of these two actions and defines them to be "the Lawsuit." The releases given in the Settlement Agreement pertain to "the Lawsuit," thus encompassing both claims in the First Action as well as claims in the Second Action together with claims that could have been brought in these two lawsuits. Specifically, Holdings derivatively on behalf of Plaintiff released Managease and Ms. Woodward from all claims known or unknown that Plaintiff had against Managease and Ms. Woodward, including those causes of action stated in the First Action and the Second Action. Settlement Agreement § 4. Among the claims so released was Mr. Barkat's claim in the First Action against Managease and Ms. Woodward for defamation (stated in the First Action to be "in excess of \$10 million") and Holdings' various claims against Managease and Ms. Woodward in the First Action and the Second Action.

Pursuant to numbered paragraph 2 of the Settlement Agreement, Managease and Ms. Woodward brought a motion in the California Superior Court for a judicial determination that the settlement was made in good faith in accordance with the provisions of California Code of Civil Procedure 877 et seq. (the "Managease Settlement Motion"). These sections generally deal with issues such as contribution among joint tortfeasors, effect of releases on non-settling parties, etc.

The First Action and the Second Action had been consolidated by the time the Managease Settlement Motion was filed.

The Managease Settlement Motion noted that the \$2 million settlement "will be paid to Mr. Barkat since he is alleged to be the sole owner of [Holdings] which is the plaintiff in the consolidated action and because he is the named plaintiff in the lead case [i.e., the First Action] where [Managease and Ms. Woodward] were just Doe'd in. **Therefore, allocation of the settlement funds between plaintiffs is not a factor**

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**for the [Superior Court] to consider."** (underscoring in the original, bold face type added by this Court).

Medley filed an opposition to the Managease Settlement Motion on or about September 1, 2017. Although Medley had an opportunity to argue that Holdings had no authority to proceed derivatively on behalf of Plaintiff and that therefore the settlement, if it were to be approved at all, should have been payable to Plaintiff, it did not make that argument in its written pleadings – although, as will be shown in the next paragraph, Medley does seem to have raised it during oral argument. Instead, Medley argued that Mr. Barkat had already recovered more via settlements than he could ever prove at trial. Moreover, Medley's opposition indicates that Medley would not object to the settlement if Medley were dismissed from the case.

The Superior Court granted the Managease Settlement Motion over Medley's objection. The Superior Court cited *Tech-Bilt v. Woodward-Clyde & Assoc.*, 38 Cal.3d 488 (1984) for the proposition that among the factors relevant to a good faith determination were "the allocation of settlement proceeds among plaintiffs," thus raising the very issue that Managease and Ms. Woodward had asked the Court to not consider. The Superior Court's decision notes that "[a]t oral argument, Medley . . . asserted that this good faith settlement is improper because this is a derivative suit. The court does not find Medley's argument to be persuasive."

### **THE SJ MOTION**

The SJ Motion was filed on June 5, 2018. Holdings and Mr. Barkat filed an opposition to the SJ Motion on July 4, 2018. Together with declarations in support of and in opposition to the SJ Motion and requests for judicial notice, the total pleadings with respect to the SJ Motion exceed over 2,000 pages of text, far in excess of anything the Court has ever seen in connection with a motion for summary judgment.

The SJ Motion argues that Holdings and Barkat settled claims against Managease and Ms. Woodward without disclosing that fact to Plaintiff, that Holdings and Barkat were

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required to remit the \$2 million settlement payment to Plaintiff and failed to do so. Therefore, the SJ Motion contends, Plaintiff is entitled to a \$2 million conversion, defalcation and breach of fiduciary duty judgment against Holdings and Mr. Barkat with respect to their wrongful appropriation of the Managease settlement moneys. Additionally, Plaintiff seeks an injunction freezing \$2 million in the assets of Holdings and Mr. Barkat.

Plaintiff emphasizes the claim against Managease and Woodward was a corporate asset of Plaintiff, that the Second Action was brought derivatively on Plaintiff's behalf and that the resulting \$2 million settlement is clearly Plaintiff's money that should be recovered by, and turned over to, Plaintiff.

**RULE 56 MOTIONS: RELEVANT LEGAL STANDARDS**

Federal Rule of Civil Procedure 56, made applicable to this adversary proceeding by Federal Rule of Bankruptcy Rule 7056, provides that "[t]he court shall grant summary judgment if the movant shows that there is no genuine dispute as to any material fact and the movant is entitled to judgment as a matter of law." A fact is material if it tends to resolve any of the issues that have been properly raised by the parties. *Commodities Futures Trading Commission v. Savage*, 611 F.2d 270 (9th Cir. 1979). Specifically, a fact or facts are material if they constitute a legal defense or if their existence or nonexistence might affect the legal result of the action or if the issue raised is so essential that the party against whom it is decide cannot prevail. C. Wright, A. Miller, M. Kane, 10A FEDERAL PRACTICE AND PROCEDURE § 2725.1. Additionally, summary judgment should not be granted unless the truth is clear. *Poller v. Columbia Broadcasting Service, Inc.*, 368 U.S. 464 (1962).

**APPLICATION OF RULE 56 STANDARDS**

The Eighth Cause of Action in the Second Amended Complaint with respect to the

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First Action is by Mr. Barkat "against all defendants," which of course would include Managease and Ms. Woodward after they were "Doe'd" in on July 28, 2017. The Eighth Cause of Action alleges conspiracy and aiding and abetting with respect to the making of knowingly false, nonprivileged statements of fact defaming Mr. Barkat, resulting in damages in excess of \$10 million.

The fourth cause of action in the Second Action against Managease and Ms. Woodward alleged different kinds of wrongs by these defendants against Plaintiff (brought derivatively by Holdings).

Importantly, the Settlement Agreement encompasses claims under both the First Action and the Second Action and, additionally, references and applies not only to claims that were actually brought but also to claims that could have been brought. This stands to reason, because settling parties are generally less concerned about the niceties of whether a particular claim has been adequately pled in one action or another than they are about making sure that all claims that already have been brought or could be brought in the future (whether by amended complaint or otherwise) are being dealt with and disposed of in the settlement agreement. Thus, whether as a technical legal matter Mr. Barkat could have recovered against Managease and Ms. Woodward in the Second Action without further amending the complaint therein to add himself as a party plaintiff or without amending the Second Amended Complaint in the First Action to add the sort of additional allegations against Managease and Ms. Woodward that are found in the fourth cause of action in the Second Action is of no particular moment (if such maneuvers were even necessary in view of the consolidation of the First Action and Second Action).

Plaintiff's argument in its reply that Mr. Barkat could not have recovered against Managease and Ms. Woodward because of allegedly settled law relating to an agent's immunity to interference with contract claims, even if true, does not carry the day for Plaintiff because Plaintiff has failed to show that the \$2 million was not paid in respect of Mr. Barkat's defamation claims in the First Action or in respect of other rights that Mr. Barkat may have had against Managease and Ms. Woodward that are not mentioned in the Settlement Agreement but are nonetheless covered by the release



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**Chapter 11**

(reference in Settlement Agreement to actions that could have been brought).

For these reasons, it does not at all follow, as Plaintiff implicitly suggests, that the \$2 million settlement in question was necessarily paid in respect of derivative claims brought by Holdings on behalf of Plaintiff. Plaintiff has failed to make a sufficient showing that the \$2 million settlement was not payable to Mr. Barkat in view of the defamation claims stated in the First Action against Managease and Ms. Woodward after they were "Doe'd" into that action. To summarize, Plaintiff has failed to show the truth of the proposition that the \$2 million settlement was paid with respect to the derivative claims. For this reason, the SJ Motion is denied.

There is a second independent reason why the SJ Motion must be denied, and this arises out of the release given by Holdings to Managease in the Settlement Agreement. The causes of action stated in the MVF Complaint relating to the Managease matter are based on the proposition that bankruptcy estate property includes (1) Plaintiff's claim against Managease and Ms. Woodward (brought by Holdings derivatively on Plaintiff's behalf) and (2) the \$2 million settlement payment. As discussed above, Plaintiff has not made a sufficient showing that the \$2 million settlement was paid in respect of Holdings' derivative claims on behalf of Plaintiff (as opposed to being paid to Mr. Barkat in respect of his own individual claims against Managease and Ms. Woodward). With respect to the Managease claim, Plaintiff has failed to show that this claim is not completely extinguished by the release given derivatively by Holdings on behalf of Plaintiff. Of course, it is open to Plaintiff to argue that this release is actually or constructively fraudulent either because it was made with the intent to hinder, delay or defraud a creditor of Plaintiff or because the elements of a constructive fraudulent transfer are present, but Plaintiff has not made a sufficient showing of this in the SJ Motion. For example, Plaintiff has not shown on the issue of reasonably equivalent value that Managease's release of its cross claim against Plaintiff is not reasonably equivalent value for the release of Plaintiff's claims against Managease or that the payment of \$2 million to Mr. Barkat was not reasonably equivalent value to Plaintiff in the form of reducing Plaintiff's liability to Mr. Barkat

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for wrongfully terminating his employment.

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Because Plaintiff has not made a sufficient showing that the release of the Plaintiff's claims against Managease is ineffective or void under Bankruptcy Code section 548 or state fraudulent transfer law, the SJ Motion must be denied.

The Court remains troubled by the possibility that the claims alleged in the MVF Complaint are the property of the Point.360 bankruptcy estate. However, in view of the discussion above, at this time it is unnecessary for the Court to consider this argument and other arguments made by Holdings and Mr. Barkat in opposition to the SJ Motion.

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Modern VideoFilm, Inc.

Represented By  
Garrick A Hollander  
Andrew B Levin

**Defendant(s):**

Moshe Barkat

Pro Se

Modern VideoFilm Holdings, LLC

Pro Se

Sidan Engineering, L.P.

Pro Se

Sivan Barkat Sherman

Pro Se

Danielle Barkat Turner

Pro Se

Deborah Barkat

Pro Se

Hugh Miller

Pro Se

**Plaintiff(s):**

Modern VideoFilm, Inc.

Represented By  
Garrick A Hollander

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**United States Bankruptcy Court  
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**Wednesday, July 25, 2018**

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9:00 AM

**8:18-11792 Modern VideoFilm, Inc.**

**Chapter 11**

**#10.00**

STATUS CONFERENCE Hearing RE: (1) Status Of Chapter 11 Case; And (2) Requiring Report On Status Of Chapter 11 Case (Chapter 11 Petition filed on 5/16/18)

Docket 0

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will inquire into compliance with United States Trustee guidelines and requirements.

Next status conference: November 14, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Modern VideoFilm, Inc.

Represented By  
Garrick A Hollander

**United States Bankruptcy Court  
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Wednesday, July 25, 2018

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2:00 PM

8:16-11202 QF Liquidation Inc.

Chapter 11

#1.00

CONT'D STATUS CONFERENCE Hearing RE: (1) Status Of Chapter 11 Case;  
And (2) Requiring Report On Status Of Chapter 11 case  
(Petition filed 3/22/16)

FR: 6-1-16; 8-24-16; 10-12-16; 1-25-17; 2-8-17; 5-31-17; 10-18-17; 1-31-18;  
5-2-18

Docket 1

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO NOVEMBER 14, 2018  
AT 9:00 A.M. PER ORDER CONTINUING STATUS CONFERENCE  
ENTERED 7-23-18 - (Docket No. [569])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

QF Liquidation Inc.

Represented By  
Marshall J Hogan  
Victor A Vilaplana

**United States Bankruptcy Court  
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Santa Ana  
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**Wednesday, July 25, 2018**

**Hearing Room 6C**

2:00 PM

**8:17-14089 Mohdsameer Aljanedi Dental Corporation**

**Chapter 11**

**#2.00**

Hearing RE: Motion For Order Approving Disclosure Statement Describing Chapter 11 Plan Of Reorganization As Containing Adequate Information Pursuant To Bankruptcy Code Section 1125(A)(1)(B) (D.S. filed 5/25/18)

Docket 120

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court is concerned about the razor-thin margin for cash available to make plan payments (\$16,244 per annum or annual revenues of \$1.8 million to almost \$2 million). Additionally, no declarations are filed to support statements of fact made in the disclosure statement and the reasonability of the projected financials.

Continue the disclosure statement hearing to October 24, 2018 at 9:00 a.m. and require a first amended disclosure statement to be filed on or before September 21, 2018 with objections due October 5, 2018 (Importantly, the absence of financials showing the actual results of operations for October 2017 through June 2018 is a major shortcoming). The Court will sustain the UST's limited objections.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Mohdsameer Aljanedi Dental

Represented By  
Andy C Warshaw  
Richard L. Sturdevant

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
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**Monday, July 30, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15792 James Jinwoo Kim**

**Chapter 13**

**#1.00**

Evidentiary Hearing RE: Motion for relief from stay [Real Property]

Vidorra Homeowners Association vs. DEBTOR  
(Motion filed 4/30/18)  
(Evidentiary hearing set at hearing held 6-4-18)

**[RE: 10072 Albee Avenue, Tustin, CA 92782]**

FR: 6-4-18

Docket 160

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

This matter comes before the Court on the motion for relief from stay (the "Motion") filed by creditor Vidorra Homeowners Association. The Court held a hearing on the Motion on June 4, 2018 and continued the hearing to July 30, 2018 as an evidentiary hearing. Further, the Court ordered the parties to file briefs. The evidentiary hearing will go forward on July 30, 2018 as scheduled. The Court expects that persons who executed declarations in support of, or in opposition to, the Motion will be present in Court and subject to cross-examination. If any declarant fails to appear, the Court will strike the declaration executed by such declarant.

**Party Information**

**Debtor(s):**

James Jinwoo Kim

Represented By  
Amanda G Billyard  
Andy C Warshaw

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
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**CONT...**

**James Jinwoo Kim**

**Chapter 13**



**United States Bankruptcy Court  
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**Monday, July 30, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-12759 Bette Mae Doremus**

**Chapter 13**

**#2.00**

CONT'D Motion for relief from stay [Real Property]

1200 North Homeowners Association vs. DEBTOR  
(Motion filed 5/14/18)

**[RE: 1200 North Flores Street, Unit 214, West Hollywood, California 90069]**

FR: 7-9-18

Docket 53

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will inquire whether the parties have been able to agree to terms of an adequate protection order.

<b>Party Information</b>
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**Debtor(s):**

Bette Mae Doremus

Represented By  
Christopher J Langley

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, July 30, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-12460 Jose Enrique Quintero Rodelo**

**Chapter 13**

**#3.00**

Hearing RE: Motion In Individual Case For Order Imposing A Stay Or Continuing The Automatic Stay As The Court Deems Appropriate (Motion filed 7/13/18) (OST Denied 7-19-18)

Docket 8

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - WITHDRAWAL OF DEBTOR'S MOTION FILED 7-23-18 - (Docket No. [15])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Jose Enrique Quintero Rodelo

Represented By  
Nicholas M Wajda

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, July 30, 2018**

**Hearing Room 6C**

2:00 PM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

**#1.00**

Hearing RE: Motion For Order Approving Settlement Agreement Among The Official Committee Of Unsecured Creditors On Behalf Of The Debtors, The Pension Benefit Guaranty Corporation, Larry P. Chinn, Financial Institution Consulting Corporation, American Automobile Insurance Company, And The Chapter 7 Trustee Of Larry P. Chinn's Bankruptcy Estate (Motion filed 6/26/18)

Docket 1511

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the motion.

COMMITTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, July 30, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-11792 Modern VideoFilm, Inc.**

**Chapter 11**

**#2.00**

Hearing RE: Motion For Order Authorizing Examination Of The Person Most Knowledgeable Of The Debtor (Modern VideoFilm, Inc.) Pursuant To Federal Rule Of Bankruptcy Procedure 2004 (Motion filed 6/1/18) (Opposition filed 6/4/18) (Set per Notice of Hearing filed 6/4/18)

Docket 26

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Barkat Parties request for judicial notice is granted.

This matter comes before the Court on the Motion For Order Authorizing Examination of the Person Most Knowledgeable of the Debtor Modern Videofilm, Inc. Pursuant to Federal Rule of Bankruptcy Procedure 2004 (the "Motion") brought by Moshe Barkat ("Mr. Barkat") and Modern VideoFilm Holdings, LLC ("Holdings").

Although Mr. Barkat may have lacked standing at the time the Motion was filed, he subsequently acquired standing by reason of his purchase of the Alt Systems, Inc. claim. While it would be possible to deny the Motion on standing grounds, this would only delay matters for several weeks. Debtor and debtor-in-possession Modern VideoFilm, Inc. (MVF") by its conduct has shown that it desires to move this case expeditiously: it has filed a plan and disclosure statement, scheduled a disclosure statement hearing for August 1, 2018, commenced a major adversary proceeding against Mr. Barkat and Holdings and filed a motion for summary judgment in that adversary proceeding, all within three months of the petition date. In view of this, the Court believes it is appropriate in terms of preservation of the due process rights of Mr. Barkat and Holdings to permit this Rule 2004 examination to go forward on an equally expedited basis.

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The requested documents referenced in the Motion do not appear to directly relate to the pending adversary proceeding brought by MVF against the Barkat Parties or the preexisting state court action involving MVF, Medley, and the Barkat Parties. Rather, they seem to relate to the MVF's financial condition, the proposed plan and the feasibility of the proposed plan – issues as to which MVF has opened the door by reason of its filing of a proposed plan and disclosure statement.

The Motion is granted.

MR. BARKAT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
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**Debtor(s):**

Modern VideoFilm, Inc.

Represented By  
Garrick A Hollander  
Andrew B Levin

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, July 31, 2018**

**Hearing Room 225**

9:00 AM

**6:18-12829 Yasmina Rivas**

**Chapter 7**

**#1.00**

Cooksey, Toolen, Gage, Duggy & Woog - movant attorney

Motion for relief from stay

Americredit Financial Services, Inc vs Debtor  
(Motion filed 6/28/18)

RE: 2017 Nissan Sentra, VIN 3N1AB7AP8HY337670

Docket 13

**\*\*\* VACATED \*\*\* REASON: Sua Sponte ordering cont. hrg. to 8/7/18 @  
9:00 a.m. - jc**

<b>Party Information</b>
--------------------------

**Debtor(s):**

Yasmina Rivas

Represented By  
Brian J Soo-Hoo

**Trustee(s):**

Howard B Grobstein (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, July 31, 2018**

**Hearing Room 225**

2:00 PM

**6:16-17286 Sergio Enrique Quntanilla Merlos**

**Chapter 7**

**#1.00**

Hrg. on United States Trustee Motion filed 6/27/28 Motion For An Order To Show Cause Why Star Miller Should Not Be Held In Contempt Of Court Pursuant To 11 U.S.C. § 105 And Federal Rule Of Bankruptcy Procedure 9020

Docket 57

**\*\*\* VACATED \*\*\* REASON: Sua Sponte order cont. hearing to 8/7/18 @  
2:00 p.m. - jc**

<b>Party Information</b>
--------------------------

**Debtor(s):**

Sergio Enrique Quntanilla Merlos                      Pro Se

**Trustee(s):**

Todd A. Frealy (TR)    Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, July 31, 2018**

**Hearing Room 225**

2:00 PM

**6:17-15310 Robert Kenneth Phelps and Sharon Lee Phelps**

**Chapter 11**

**#2.00**

Hrg. on Interim Application filed 6/29/18 for Approval of Fees and Reimbursement of Expenses by The Turoci Firm, Attorneys for Robert & Sharon Phelps Debtor's Attorney, Period: 6/26/2017 to 6/18/2018, Fee: \$32,650.00, Expenses: \$577.65.

Docket 96

**\*\*\* VACATED \*\*\* REASON: Sua Sponte order cont. hearing to 8/7/18 @  
2:00 p.m. - jc**

<b>Party Information</b>
--------------------------

**Debtor(s):**

Robert Kenneth Phelps

Represented By  
Todd L Turoci  
Marc Rosenthal

**Joint Debtor(s):**

Sharon Lee Phelps

Represented By  
Todd L Turoci



**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, July 31, 2018**

**Hearing Room 225**

2:00 PM

**6:17-15972 Enriquez Q Amezcua**

**Chapter 7**

**#3.00**

Hrg. on Adriana Estevez' Motion filed 7/3/.18 for voluntary dismissal of chapter 7 case due to a possible financial conflict of interest 28 U.S.C. §455

Docket 64

**\*\*\* VACATED \*\*\* REASON: Sua Sponte order cont. hearing to 8/7/18 @  
2:00 p.m. - jc**

<b>Party Information</b>
--------------------------

**Debtor(s):**

Enriquez Q Amezcua

Represented By  
Caroline S Kim

**Trustee(s):**

John P Pringle (TR)

Represented By  
Michelle A Marchisotto

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, July 31, 2018**

**Hearing Room 225**

2:00 PM

**6:17-16161 Dane Dettorre**

**Chapter 7**

**#4.00**

Hrg. on Debtor's Motion filed 7/3/18 to be Relieved of a Reaffirmation Agreement under FRBP 9024 and FRCP 60

Docket 16

**\*\*\* VACATED \*\*\* REASON: Sua Sponte order cont. hearing to 8/7/18 @  
2:00 p.m. - jc**

<b>Party Information</b>
--------------------------

**Debtor(s):**

Dane Dettorre

Represented By  
Todd L Turoci

**Trustee(s):**

Karl T Anderson (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
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**Tuesday, July 31, 2018**

**Hearing Room 225**

2:00 PM

**6:17-17312 Flem Earl McMillan and Lydia Ventura McMillan**

**Chapter 11**

**#5.00**

Hrg. on Interim Application filed 6/29/18 for Approval of Fees and Reimbursement of Expenses by The Turoci Firm, Attorneys for Flem and Lydia McMillan

Docket 70

**\*\*\* VACATED \*\*\* REASON: Sua Sponte order cont. hearing to 8/7/18 @  
2:00 p.m. - jc**

<b>Party Information</b>
--------------------------

**Debtor(s):**

Flem Earl McMillan

Represented By  
Todd L Turoci  
Todd L Turoci

**Joint Debtor(s):**

Lydia Ventura McMillan

Represented By  
Todd L Turoci  
Todd L Turoci

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, July 31, 2018**

**Hearing Room 225**

2:00 PM

**6:17-18471 Daniel L Horkey and Carmela Horkey**

**Chapter 7**

**#6.00**

Hrg. on Debtors' Motion filed 3/12/18 to Convert Case From Chapter 7 to 13

(Cont. from 6/26/18)

Docket 41

**\*\*\* VACATED \*\*\* REASON: Sua Sponte order cont. hearing to 8/7/18 @  
2:00 p.m. - jc**

<b>Party Information</b>
--------------------------

**Debtor(s):**

Daniel L Horkey

Represented By  
Julie J Villalobos

**Joint Debtor(s):**

Carmela Horkey

Represented By  
Julie J Villalobos

**Trustee(s):**

Robert Whitmore (TR)

Represented By  
Franklin C Adams  
Caroline Djang

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, August 1, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

**#1.00**

CONT'D STATUS CONFERENCE RE: (1) Status Of Chapter 11 Case; And (2) Requiring Report On Status Of Chapter 11 case (Petition filed 11/1/15)

FR: 1-13-16; 3-2-16; 4-13-16; 7-27-16; 12-7-16; 4-19-17; 8-30-17; 12-13-17; 4-9-18

Docket 0

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will inquire into (1) compliance with United States Trustee guidelines and requirements, (2) prospects and timing for payment of over \$3 million in professional fees, and (3) the current cash balance of the bankruptcy estate.

Next status conference: November 14, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, August 1, 2018**

**Hearing Room 6C**

9:00 AM

**8:16-14461 Blue Light Capital Corp**

**Chapter 11**

**#2.00**

CONT'D STATUS CONFERENCE Hearing RE: (1) Status Of Chapter 11 Case;  
And (2) Requiring Report On Status Of Chapter 11 Case  
(Petition filed 10/28/16)

FR: 2-8-17; 5-3-17; 7-26-17; 9-13-17; 12-5-17; 2-14-18; 5-2-18

Docket 1

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

In view of the settlement of the adversary proceeding and other facts reported by Mr. Lurya in Blue Light's status report, the status conference is continued to November 28, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Blue Light Capital Corp

Represented By  
Alan M Lurya

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, August 1, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-14396 Styles For Less, Inc., a California corporation**

**Chapter 11**

**#3.00**

CONT'D STATUS CONFERENCE Hearing RE: (1) Status Of Chapter 11 Case;  
And (2) Requiring Report On Status Of Chapter 11 case  
(Petition filed 11/6/17)

FR: 1-17-18; 2-26-18; 4-9-18; 4-30-18

Docket 27

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will inquire into compliance with United States Trustee guidelines and requirements.

Next status conference: TBD

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Styles For Less, Inc., a California

Represented By

Marc J Winthrop

Andrew B Levin

Garrick A Hollander

Marvin Maurice Oliver

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, August 1, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-10324 Alexander Mark Christian Isaly**

**Chapter 7**

Adv#: 8:18-01083 B3 FIT, INC et al v. Isaly

**#4.00**

STATUS CONFERENCE RE: Complaint To Determine Dischargeability Of Debt Pursuant To 11 U.S.C. Sections 523(a)(4) And (6) (Complaint filed 5/11/18)

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Enter scheduling order:

All discovery shall close on December 31, 2018.

All discovery motions shall be heard before January 31, 2019.

All pretrial motions (except motions in limine) shall be heard before February 28, 2019.

Pretrial conference is set for March 27, 2019 at 9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Alexander Mark Christian Isaly

Represented By  
Anthony B Vigil

**Defendant(s):**

Alexander Mark Christian Isaly

Pro Se

**Joint Debtor(s):**

Michele Leann Isaly

Represented By



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, August 1, 2018**

**Hearing Room      6C**

9:00 AM

CONT...      **Alexander Mark Christian Isaly**

**Chapter 7**

Anthony B Vigil

**Plaintiff(s):**

B3 FIT, INC

Represented By  
Ian Landsberg

Terence Shorter

Represented By  
Ian Landsberg

Tina Shorter

Represented By  
Ian Landsberg

**Trustee(s):**

Thomas H Casey (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, August 1, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-11792 Modern VideoFilm, Inc.**

**Chapter 11**

Adv#: 8:18-01084 Modern VideoFilm, Inc. v. Barkat et al

**#5.00**

Hearing RE: Motion To Dismiss Modern VideoFilm, Inc.'s First Amended Complaint  
(Motion filed 7/6/18)

Docket 33

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Defendants Moshe Barkat, Modern Videofilm Holdings, LLC et al. move to strike the second, tenth and fifteenth claims for relief in the adversary proceeding of *Modern VideoFilm, Inc. v. Barkat et al.*, Acv. No. 8:18-bk-01084-MW (the "AP") and to dismiss the First Amended Complaint in the AP. These motions are supported by a voluminous request for judicial notice relating to a settlement agreement, an arbitrator's order, orders of the Los Angeles County Superior Court, an exhibit to an SEC 8-K filing and other documents and pleadings.

Federal Rule of Civil Procedure 12(d) provides that if on a motion under Rule 12(b)(6) or 12(c) matters outside the pleadings are presented to and not excluded by the court, "the motion must be treated as one for summary judgment under Rule 56." Further, Rule 12(d) states that in such an instance "[a]ll parties must be given a reasonable opportunity to present all the material that is pertinent to the motion."

The motion to dismiss in the AP argues that the First Amended Complaint should be dismissed pursuant to Rule 12(b)(6). The motion to strike argues for dismissal of select claims for relief in the First Amended Complaint based upon a California anti-SLAPP statute and essentially proceeds along the lines of Rule 12(b)(6) in contending that the First Amended Complaint fails to state claims upon which relief can be granted in view of such statute.

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, August 1, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... Modern VideoFilm, Inc.**

**Chapter 11**

Although it has been held that a court may consider matters outside the pleadings that are subject to judicial notice without converting the motion to one for summary judgment, *Design Basics LLC v. Campbellsport Bldg. Supply Inc.*, 99 F. Supp. 3d 899, 917-918 (E.D. Wis. 2015), the request for judicial notice that is made here is so voluminous and all-encompassing that the Court declines to exercise its discretion and permit these motions to proceed in their present format as motions to dismiss and strike. Instead, pursuant to Rule 12(d), the Court will treat each of these motions as a motion for summary judgment and will give all parties an opportunity to present all the material that is pertinent to these motions.

Accordingly, the Court continues the motion to strike and the motion to dismiss to October 17, 2018 at 9:00 a.m. and treats each such motion as a motion for summary judgment. Plaintiff Modern VideoFilm, Inc. may file a pleading on or before September 7, 2018 presenting materials that are or may be pertinent to these motions. Defendants may file a pleading on or before October 5, 2018 presenting materials that are or may be pertinent to these motions and/or responsive to what Plaintiff filed.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Modern VideoFilm, Inc.

Represented By  
Garrick A Hollander  
Andrew B Levin  
Peter W Lianides

**Defendant(s):**

Moshe Barkat

Represented By  
Juliet Y Oh  
David L. Neale

Modern VideoFilm Holdings, LLC

Represented By  
Juliet Y Oh  
David L. Neale

Sidan Engineering, L.P.

Represented By

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, August 1, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... Modern VideoFilm, Inc.**

**Chapter 11**

David L. Neale

Sivan Barkat Sherman

Represented By  
David L. Neale

Danielle Barkat Turner

Represented By  
David L. Neale

Deborah Barkat

Represented By  
David L. Neale

Hugh Miller

Represented By  
David L. Neale

**Plaintiff(s):**

Modern VideoFilm, Inc.

Represented By  
Garrick A Hollander

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, August 1, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-11792 Modern VideoFilm, Inc.**

**Chapter 11**

Adv#: 8:18-01084 Modern VideoFilm, Inc. v. Barkat et al

**#6.00**

Hearing RE: Special Motion To Strike Second, Tenth And Fifteenth Claims For Relief From Modern VideoFilm, Inc.'s First Amended Complaint (Motion filed 7/6/18)

Docket 34

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Defendants Moshe Barkat, Modern Videofilm Holdings, LLC et al. move to strike the second, tenth and fifteenth claims for relief in the adversary proceeding of *Modern VideoFilm, Inc. v. Barkat et al.*, Acv. No. 8:18-bk-01084-MW (the "AP") and to dismiss the First Amended Complaint in the AP. These motions are supported by a voluminous request for judicial notice relating to a settlement agreement, an arbitrator's order, orders of the Los Angeles County Superior Court, an exhibit to an SEC 8-K filing and other documents and pleadings.

Federal Rule of Civil Procedure 12(d) provides that if on a motion under Rule 12(b)(6) or 12(c) matters outside the pleadings are presented to and not excluded by the court, "the motion must be treated as one for summary judgment under Rule 56." Further, Rule 12(d) states that in such an instance "[a]ll parties must be given a reasonable opportunity to present all the material that is pertinent to the motion."

The motion to dismiss in the AP argues that the First Amended Complaint should be dismissed pursuant to Rule 12(b)(6). The motion to strike argues for dismissal of select claims for relief in the First Amended Complaint based upon a California anti-SLAPP statute and essentially proceeds along the lines of Rule 12(b)(6) in contending that the First Amended Complaint fails to state claims upon which relief can be granted in view of such statute.

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, August 1, 2018**

**Hearing Room**

**6C**

9:00 AM

**CONT... Modern VideoFilm, Inc.**

**Chapter 11**

Although it has been held that a court may consider matters outside the pleadings that are subject to judicial notice without converting the motion to one for summary judgment, *Design Basics LLC v. Campbellsport Bldg. Supply Inc.*, 99 F. Supp. 3d 899, 917-918 (E.D. Wis. 2015), the request for judicial notice that is made here is so voluminous and all-encompassing that the Court declines to exercise its discretion and permit these motions to proceed in their present format as motions to dismiss and strike. Instead, pursuant to Rule 12(d), the Court will treat each of these motions as a motion for summary judgment and will give all parties an opportunity to present all the material that is pertinent to these motions.

Accordingly, the Court continues the motion to strike and the motion to dismiss to October 17, 2018 at 9:00 a.m. and treats each such motion as a motion for summary judgment. Plaintiff Modern VideoFilm, Inc. may file a pleading on or before September 7, 2018 presenting materials that are or may be pertinent to these motions. Defendants may file a pleading on or before October 5, 2018 presenting materials that are or may be pertinent to these motions and/or responsive to what Plaintiff filed.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Modern VideoFilm, Inc.

Represented By  
Garrick A Hollander  
Andrew B Levin  
Peter W Lianides

**Defendant(s):**

Moshe Barkat

Represented By  
Juliet Y Oh  
David L. Neale

Modern VideoFilm Holdings, LLC

Represented By  
Juliet Y Oh  
David L. Neale

Sidan Engineering, L.P.

Represented By

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, August 1, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... Modern VideoFilm, Inc.**

**Chapter 11**

David L. Neale

Sivan Barkat Sherman

Represented By  
David L. Neale

Danielle Barkat Turner

Represented By  
David L. Neale

Deborah Barkat

Represented By  
David L. Neale

Hugh Miller

Represented By  
David L. Neale

**Plaintiff(s):**

Modern VideoFilm, Inc.

Represented By  
Garrick A Hollander

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, August 1, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-11997 QDOS, Inc**

**Chapter 11**

**#7.00**

CONT'D STATUS CONFERENCE Hearing RE: Chapter 11 Involuntary Petition  
(Petition filed 5/31/18)

FR: 6-25-18

Docket 1

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Continue to September 19, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

QDOS, Inc

Pro Se



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, August 1, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-11960 Joseph T. Mackay**

**Chapter 11**

**#8.00**

STATUS CONFERENCE Hearing RE: (1) Status Of Chapter 11 Case; And (2) Requiring Report On Status Of Chapter 11 case (Petition filed 5/30/18)

Docket 0

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - ORDER and notice of dismissal for failure to file schedules, statements, and/or plan ENTERED 6-18-18 - (Docket No. [11])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
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**Debtor(s):**

Joseph T. Mackay

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, August 1, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-11792 Modern VideoFilm, Inc.**

**Chapter 11**

**#1.00**

Hearing RE: Debtor's Disclosure Statement Accompanying Debtor's Chapter 11 Plan  
(D.S. filed 6/20/18)

Docket 0

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The request for judicial notice made by Mr. Barkat and Holdings is granted.

The Court recognizes that Debtor has prepared a red-lined First Amended Disclosure Statement ("FADS") intended to address some of the UST's objections. The Court will inquire of the UST whether the FADS cures the following objections made by the UST (and, unless the UST agrees that the objection has been cured, will sustain the objection):

1. The Debtor should clarify if Medley is asserting any security interest in the tort portion of the adversary proceeding against Mr. Barkat and Holdings.
2. The Debtor should clarify the amount of Mr. Grobstein's monthly compensation should Debtor's proposed chapter 11 plan be confirmed and become effective.
3. The Debtor should clarify the relationship between Medley's secured and unsecured claims.
4. The Debtor should set a reasonable time limit for completing the contemplated adversary actions (including any appeals), distributing funds and bringing the case to a conclusion through the entry of a final decree. A 10 year time limit would seem reasonable.

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, August 1, 2018**

**Hearing Room 6C**

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2:00 PM

CONT...

**Modern VideoFilm, Inc.**

**Chapter 11**

5. The Debtor should discuss potential recoveries for the estate should it prevail with respect to the avoidance actions it is contemplated bringing and the range of distribution to Class 3 creditors should these potential recoveries be realized.

The Court will overrule the following objection of the United States Trustee:

The Debtor should discuss the estimated time frame of the adversary proceeding.

The Court rejects the argument that the objections to the adequacy of the disclosure statement by Mr. Barkat and Holdings should be ignored because they allegedly do not have standing to object. The Court's interest is in ensuring that an accurate and informative disclosure statement goes out to all parties in interest in the case. Therefore, the Court will hear and consider such objections notwithstanding that Mr. Barkat and Holdings may not be entitled to vote on the plan. The Court does not discern any improper purpose on the part of Mr. Barkat and Holdings in terms of the objections they made to the disclosure statement. On the contrary, the Court found many of such objections helpful and well-taken in terms of pointing out disclosure statement defects and shortcomings.

The Court will sustain the following objections of Mr. Barkat and Holdings:

1. The disclosure statement fails to explain how the reorganized Debtor is going to finance the avoidance litigation prior to the time, if ever, that recoveries are obtained with respect to such actions.
2. The disclosure statement provides no discussion of alternative financing in the event the avoidance actions fail to provide a recovery.
3. The disclosure statement fails to disclose the source and amount of cash Debtor is projected to have on the plan effective date that can be used to pay administrative expenses.

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, August 1, 2018**

**Hearing Room**

**6C**

2:00 PM

**CONT...**

**Modern VideoFilm, Inc.**

**Chapter 11**

4. The disclosure statement fails to provide an itemized list of all projected administrative expenses as of the projected plan effective date.
5. The proposed plan is unconfirmable on its face unless the Debtor is able to identify a source of funding for expenses related to (a) prosecuting the avoidance claims, and (b) ongoing costs associated with the continued existence of Debtor (for example, the cost of preparing income tax returns). To a certain extent this item overlaps with other sustained objections.

The Court will inquire of counsel for Mr. Barkat and Holdings as to whether the changes made to the original disclosure statement in the FADS partially or completely cure the following objections made by them (and will sustain the objection in part or in whole if not cured):

1. The disclosure statement fails to identify the derivative claims asserted by Holdings (on Debtor's behalf) against Medley, fails to provide information regarding the estimated value of such claims, fails to provide information regarding actions the Debtor has taken to assess the merits of such claims and to explain what the Debtor intends to do to pursue such claims.
2. The disclosure statement fails to provide a full discussion of Mr. Grobstein's prior role at the Debtor and all the details of his relationship with Medley (including payments made by Medley or directly or indirectly financed by Medley).
3. The disclosure statement fails to discuss Point.360's contention that the avoidance actions are property of Point.360's estate, not Debtor's estate, and fails to discuss the merits (or lack thereof) of Point.360's contentions.

The Court agrees with arguments in Debtor's Omnibus Reply that Debtor does not have a crystal ball and cannot reliably predict the timing or outcome of the avoidance actions it has brought or intends to bring. Objections of Mr. Barkat and Holdings not

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, August 1, 2018**

**Hearing Room 6C**

2:00 PM

**CONT... Modern VideoFilm, Inc.**  
sustained are overruled.

**Chapter 11**

Additionally, the Court finds the disclosure statement inadequate because it fails to address the amount and current status of Debtor's federal tax net operating loss carryovers ("NOLs"), including the all-important issue of whether the use of such NOLs was materially limited under I.R.C. § 382 as a result of a stock ownership change when Medley exercised its creditor rights to exercise the right to vote Debtor's stock and to seize other rights appurtenant to such stock. The disclosure statement should specifically indicate the position taken by Debtor on filed federal corporate income tax returns of Debtor with respect to such issue.

The Court will disapprove the disclosure statement. The Court will not set a new date for a disclosure statement hearing with respect to an amended plan and disclosure statement until the issue of Point.360's alleged ownership of the avoidance actions comes to rest through the granting of a motion for relief from stay in the Point.360 case with respect to the prosecution of those actions in this Court or some other action making it clear that such actions properly can go forward in this Court.

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Modern VideoFilm, Inc.

Represented By  
Garrick A Hollander  
Andrew B Levin

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, August 2, 2018**

**Hearing Room 225**

9:00 AM

**6:16-15248 Murray Altman**

**Chapter 11**

Adv#: 6:18-01121 Altman v. Shin

**#1.00**

STATUS CONFERENCE re: Complaint by Murray Altman against Yun Hei Shin. (Charge To Estate). Nature of Suit: (12 (Recovery of money/property - 547 preference)),(14 (Recovery of money/property - other))

**(Tele. appr., Kathleen Altman, rep. creditor Yun Hei Shin)**

Docket 1

**Courtroom Deputy:**

- NONE LISTED -

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will issue a scheduling order:

All discovery shall close on December 31, 2018.

All discovery motions shall be heard before January 15, 2019.

All pretrial motions (except motions in limine) shall be heard before February 15, 2019.

Pretrial conference is set for March 14, 2019 at 9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Murray Altman

Represented By  
Andrew S Bisom

**Defendant(s):**

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, August 2, 2018**

**Hearing Room 225**

---

9:00 AM

**CONT... Murray Altman**  
Yun Hei Shin

Represented By  
Kathleen P March

**Chapter 11**

**Plaintiff(s):**

Murray Altman

Represented By  
Andrew S Bisom

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, August 2, 2018**

**Hearing Room 225**

9:00 AM

**6:16-20446 BioData Medical Laboratories, Inc.**

**Chapter 7**

Adv#: 6:18-01119      Todd A. Frealy, Chapter 7 Trustee of the Bankruptc v. Uomoto et al

**#2.00**

STATUS CONFERENCE re: Complaint by Todd A. Frealy, Chapter 7 Trustee of the Bankruptcy Estate of BioData Medical Laboratories, Inc. against Akemi Uomoto, Henry Wallach. (Charge To Estate \$350). (Attachments: # 1 Adversary Cover Sheet) Nature of Suit: (14 (Recovery of money/property - other))

Docket      1

**\*\*\* VACATED \*\*\* REASON: Cont. to 9/11/18 @ 9:00 a.m. per order entered on 7/6/18 - jc**

**Courtroom Deputy:**

- NONE LISTED -

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

BioData Medical Laboratories, Inc.

Represented By  
Robert M Yaspan  
Joseph N Darweesh

**Defendant(s):**

Akemi Uomoto

Pro Se

Henry Wallach

Pro Se

**Plaintiff(s):**

Todd A. Frealy, Chapter 7 Trustee of

Represented By  
Kurt Ramlo  
Juliet Y Oh  
Eve H Karasik  
Todd A Frealy



**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, August 2, 2018**

**Hearing Room 225**

---

9:00 AM

**CONT... BioData Medical Laboratories, Inc.**

**Chapter 7**

**Trustee(s):**

Todd A. Frealy (TR)

Represented By  
Eve H Karasik  
Jeffrey S Kwong  
Juliet Y Oh  
Carmela Pagay

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, August 2, 2018**

**Hearing Room 225**

9:00 AM

**6:17-16492 Douglas Edward Laube**

**Chapter 7**

Adv#: 6:18-01118 Bui v. Underbrink

**#3.00** STATUS CONFERENCE RE: Complaint for Recovery of money/property, fraudulent transfer, Recovery of money/property - other

Docket 1

**\*\*\* VACATED \*\*\* REASON: Judgment entered 7/20/18**

**Courtroom Deputy:**

- NONE LISTED -

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Douglas Edward Laube

Represented By  
Todd L Turoci

**Defendant(s):**

Nancie Jo Underbrink

Pro Se

**Plaintiff(s):**

Lynda T Bui

Represented By  
Rika Kido

**Trustee(s):**

Lynda T. Bui (TR)

Represented By  
Leonard M Shulman  
Rika Kido

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, August 2, 2018**

**Hearing Room 225**

9:00 AM

**6:17-19513 Terry Lee Fleming, Sr**

**Chapter 11**

**#4.00**

Hrg. on Chapter 11 Status Conference

(cont. from 7/25/18)

**(Tele. appr., Martin Eliopoulos, rep. Havavsu)**

Docket 0

**\*\*\* VACATED \*\*\* REASON: Cont. to 2:00 p.m. calendar - jc**

**Courtroom Deputy:**

- NONE LISTED -

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
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**Debtor(s):**

Terry Lee Fleming Sr

Represented By  
James E Till

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, August 2, 2018**

**Hearing Room 225**

2:00 PM

**6:14-22067 Gary S. Hann**

**Chapter 7**

Adv#: 6:17-01168 Hann v. Brickhaven Condominium Association and Its Board o

**#1.00**

Pre Trial Conference re: Complaint to recover property and money to accrue to the bankruptcy estate by Gary S Hann against Brickhaven Condominium Association and Its Board of Directors , Karl V. Fink , Fink & Valvo PLLC , Anne Marie Williams , Old Town Realty , Naomi E Fink , Joshua R Fink , Kay Rivest Butler , David W Schelberg , Starr Butler Alexopoulous & Stoner PLLC , Washtenaw County Sheriff Civil Division Personally , David S Swart , Dewie Smith , Aaron Selix , Thomas M Stulberg , Mirror Equities LLC , Bowen Equities , The State of Michigan

(cont from 10/26/17)

Docket 1

**\*\*\* VACATED \*\*\* REASON: Court Denied as Moot - jc**

**Courtroom Deputy:**

- NONE LISTED -

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Gary S. Hann

Represented By  
Charles K Young

**Defendant(s):**

Karl V Fink

Represented By  
Jennifer E Duty

The State of Michigan

Represented By  
Michael S Hill

Bowen Equities LLC

Pro Se

Mirror Equities LLC

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, August 2, 2018**

**Hearing Room 225**

2:00 PM

**CONT... Gary S. Hann**

**Chapter 7**

Thomas M Stulberg	Represented By Ryan H Nell
Aaron Selix	Represented By Ryan H Nell
Dewie Smith	Represented By Ryan H Nell
David S Swart	Represented By Tim J Harris Ryan H Nell
Washtenaw County Sheriff Civil	Represented By Tim J Harris
David W Schelberg	Represented By Julie Marquis
Kay Rivest Butler	Represented By Julie Marquis
Joshua R Fink	Represented By Jennifer E Duty Eric R Deitz
Naomi E Fink	Represented By Jennifer E Duty Eric R Deitz
Old Town Realty Inc	Represented By Ryan H Nell
Anne Marie Williams	Represented By Ryan H Nell
Fink & Valvo PLLC	Represented By Jennifer E Duty Eric R Deitz
Brickhaven Condominium	Represented By Ryan H Nell

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, August 2, 2018**

**Hearing Room 225**

2:00 PM

**CONT...**

**Gary S. Hann**

**Chapter 7**

Starr Butler Alexopoulos & Stoner

Represented By  
Julie Marquis

**Plaintiff(s):**

Gary S Hann

Pro Se

**Trustee(s):**

Karl T Anderson (TR)

Represented By  
Leonard M Shulman  
Melissa Davis Lowe

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, August 2, 2018**

**Hearing Room 225**

2:00 PM

**6:17-19513 Terry Lee Fleming, Sr**

**Chapter 11**

**#2.00**

Hrg. on Motion filed 6/13/18 for Order: (1) Approving Disclosure Statement; (2) Approving Notice Procedures; (3) Establishing Confirmation Procedures and Deadlines; and (4) Establishing Certain Bar Dates

**(Tele. appr., Martin Eliopoulos, rep. Havasu)**

Docket 134

**Courtroom Deputy:**

- NONE LISTED -

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court believes that the proposed First Amended Chapter 11 Plan (the "Plan") raises serious issues relating to the Bankruptcy Code's prohibition against unfair discrimination and the fair and equitable requirement.

The Plan would seem to unfairly discriminate against HLI. A general unsecured creditor in Class 8 is paid in full in five years from the petition date with interest at the federal judgment rate. On the other hand, if a portion of HLI's claim is determined to be unsecured, HLI might have to wait up to 15 years to be fully paid. This disparity is beyond the bounds of reasonability.

The Plan contemplates that 48 Phase 1 lots owned by Havasu Landing will be transferred to HLI in a specific waterfall described below. It is legitimate for Mr. Fleming to retain liquid capital (that could otherwise be immediately distributed to creditors) to ensure adequate funding for the development of these lots and a maximization of their value. It is also legitimate for Mr. Fleming to delay the distribution of the lots until the development can be completed and their value maximized. However, a glaring omission in the Plan and disclosure statement is the

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, August 2, 2018**

**Hearing Room 225**

---

2:00 PM

**CONT... Terry Lee Fleming, Sr**

**Chapter 11**

absence of any discussion of how long this process will take and an estimate of the amount of capital required. If, as the disclosure statement projects, the 48 Phase 1 lots have an actual value of about \$3 million and all such lots can be distributed to HLI within five or six years, HLI would have received a recovery of about \$3.4 million within five or six years – a reasonably- sized distribution that would probably eliminate the unfair discrimination issue noted above.

Additionally, it is essential that there be evidentiary support in the form of one or more declarations for statements in the disclosure statement regarding the current fair market value of the Phase 1 Lots, the additional value that could be generated if such lots are further developed, the time to develop such lots, the expense expected to be incurred, etc.

The waterfall of distributions to HLI described on pages 35 and 36 of the disclosure statement is unacceptable to the Court. The waterfall has payments to HLI first being made to HLI's judgment creditor Terry Fleming Jr. and then to Debtor and/or Terry Fleming Jr. to the extent either chooses to release his interest in HLI. The Court will not permit the Debtor to dictate terms to HLI as to how it will or should apply payments made by Debtor to HLI pursuant to the plan. HLI is entitled to apply the payments in the manner it chooses, subject to the rights of any party in interest to challenge such application – but not challenge it in this Court.

The bottom line for the Court is that HLI should be paid in full with interest as promptly as possible consistent with maximization of the value of assets owned or controlled by the Debtor and consistent with the Debtor maintaining a reasonable living allowance.

The Court will provide leeway to the Debtor in selecting a date for another disclosure statement hearing.

The first amended disclosure statement is disapproved without prejudice for the reasons stated above.

**RESPONDENT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.**



**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, August 2, 2018**

**Hearing Room 225**

---

2:00 PM

**CONT... Terry Lee Fleming, Sr**

**Chapter 11**

**Party Information**

**Debtor(s):**

Terry Lee Fleming Sr

Represented By  
James E Till

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, August 2, 2018**

**Hearing Room 225**

2:00 PM

**6:17-19513 Terry Lee Fleming, Sr**

**Chapter 11**

**#3.00**

Hrg. on Chapter 11 Status Conference

(cont. from 7/25/18)

**(Tele. appr., Martin Eliopoulos, rep. Havavsu)**

Docket 0

**Courtroom Deputy:**

- NONE LISTED -

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will inquire into compliance with United States Trustee guidelines and requirements.

Next status conference: November 14, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Terry Lee Fleming Sr

Represented By  
James E Till

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, August 6, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-12427 James Russell Balsamo**

**Chapter 7**

**#1.00**

Motion for relief from stay [Personal Property]

Mechanics Bank, A California Banking Corporation, Successor By Merger To California Republic Bank vs. DEBTOR; And Richard A. Marshack, Chapter 7 Trustee  
(Motion filed 7/11/18)

**[RE: 2006 Ford F250 Super Duty, VIN No.: 1FTS W21P 16EB 67042]**

Docket 7

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The motion is granted pursuant to 11 U.S.C. §§ 362(d)(1) and (d)(2) to permit movant, its successors, transferees and assigns, to enforce its remedies to repossess or otherwise obtain possession and dispose of its collateral pursuant to applicable law, and to use the proceeds from its disposition to satisfy its claim, *unless* the debtor pays all arrearages in full on or before the hearing date on this matter. Movant may not pursue any deficiency claim against the debtor or the estate except by filing a proof of claim pursuant to 11 U.S.C. § 501.

The 14-day stay provided by Rule 4001(a)(3) is waived.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

James Russell Balsamo

Represented By  
Joseph M Tosti

**Trustee(s):**

Richard A Marshack (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, August 6, 2018**

**Hearing Room 6C**

2:00 PM

**8:13-14702 Marc Joseph Spizzirri**

**Chapter 7**

**#1.00**

CONT'D Hearing RE: Examination RE: Enforcement Of Judgment Of Marc Joseph Spizzirri To Furnish Information To Aid In Enforcement Of A Money Judgment Against You.  
(Set per Order Entered 3/19/18)

FR: 4-23-18; 6-4-18

Docket 1033

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The judgment debtor examination will go forward.

**Party Information**

**Debtor(s):**

Marc Joseph Spizzirri

Represented By  
Robert P Goe  
Derrick Talerico  
James Andrew Hinds Jr  
Robert E Opera  
William N Lobel  
Reem J Bello

**Trustee(s):**

Bradley D. Sharp (TR)

Represented By  
Nanette D Sanders  
Brian R Nelson

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, August 6, 2018**

**Hearing Room 6C**

2:00 PM

**8:14-13770 Mega RV Corp., a California Corporation**

**Chapter 11**

**#2.00**

CONT'D Hearing RE: Motion For Order: (1) Approving Liquidation Trustee's Final Report; (2) Approving Final Disbursements Of Estate Funds; (3) Discharging The Liquidation Trustee; (4) Terminating The Liquidation Trust; And (3) Entering A Final Decree Closing The Bankruptcy Case (Motion filed 6/12/18)

FR: 7-23-18

Docket 883

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant and enter final decree.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Mega RV Corp., a California

Represented By  
Robert P Goe  
Joel S. Miliband  
Arjun Sivakumar  
Alex L Benedict  
Courtney E Norton  
Gregory E Robinson

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, August 6, 2018**

**Hearing Room 6C**

2:00 PM

**8:14-13770 Mega RV Corp., a California Corporation**

**Chapter 11**

**#3.00**

CONT'D POST-CONFIRMATION STATUS CONFERENCE Hearing RE: (1) Status Of Chapter 11 Case; And (2) Requiring Report On Status Of Chapter 11 Case  
(Petition filed 6/15/2014)  
(Post-Confirmation S/C set per Order Entered 10-6-15 - Docket No. 739]

FR: 8-27-14; 11-19-14; 1-7-15; 1-14-15; 4-8-15; 6-24-15; 9-9-15; 12-16-15;  
4-13-16; 10-19-16; 4-19-17; 9-13-17; 2-14-18; 6-13-18; 7-23-18

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will hear any final comments of the UST with respect to this case.

Next status conference: None

**Party Information**

**Debtor(s):**

Mega RV Corp., a California

Represented By  
Robert P Goe  
Joel S. Miliband  
Arjun Sivakumar  
Alex L Benedict  
Courtney E Norton  
Gregory E Robinson

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, August 6, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-10897 Trinity Han**

**Chapter 11**

**#4.00**

CONT'D Hearing RE: Debtor's Motion To Convert Case Under 11 U.S.C.  
Sections 706(a) Or 1112(a)  
(Motion filed 6/8/18)

FR: 7-23-18

Docket 27

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Grant and convert to chapter 13.

DEBTOR TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Trinity Han

Represented By  
Michael R Totaro

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, August 6, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-10897 Trinity Han**

**Chapter 11**

**#5.00**

CONT'D STATUS CONFERENCE Hearing RE: (1) Status Of Chapter 11 Case;  
And (2) Requiring Report On Status Of Chapter 11 Case  
(Petition filed 3/18/18)

FR: 5-30-18, 7-11-18; 7-23-18

Docket 0

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Moot in view of conversion of the case to chapter 13.

**Party Information**

**Debtor(s):**

Trinity Han

Represented By  
Michael R Totaro



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, August 6, 2018**

**Hearing Room 6C**

2:00 PM

**8:14-15938 Advanced Biomedical, Inc.**

**Chapter 11**

**#6.00**

CONT'D Hearing RE: Motion For Order Disallowing And Reducing Claims Of Siemens Healthcare Diagnostics, Inc. And For Disgorgement Of Plan Distributions Pursuant To 11 U.S.C. Section 105:  
(Motion filed 3/28/18)

Claim No. 9                  Siemens Healthcare Diagnostics, Inc.      \$562,524.33

FR: 5-7-18; 6-4-18; 7-9-18

Docket      527

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - ORDER APPROVING  
STIPULATION RESOLVING MOTION ENTERED 7-6-18 - (Docket No.  
[21])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Advanced Biomedical, Inc.

Represented By  
Asa W Markel  
Dixon Gardner  
Robert S Marticello  
Philip E Strok  
Kyra E Andrassy

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, August 7, 2018**

**Hearing Room 225**

9:00 AM

**6:18-10094 Deontay Daymont Potter and Joy Shaun Potter**

**Chapter 11**

**#1.00**

Prenovost, Normandin, Bergh & Dawe - movant attorney

Motion for Relief from Stay

Gateway One Lending & Finance vs. DEBTORS  
(Motion filed 7/11/18)

Re: 2013 Chevrolet Camaro

Docket 118

**Courtroom Deputy:**

- NONE LISTED -

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

<b>Party Information</b>
--------------------------

**Debtor(s):**

Deontay Daymont Potter

Represented By  
M. Jonathan Hayes

**Joint Debtor(s):**

Joy Shaun Potter

Represented By  
M. Jonathan Hayes

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, August 7, 2018**

**Hearing Room 225**

9:00 AM

**6:18-13632 Adebukola O Atolagbe**

**Chapter 7**

**#2.00**

Zieve, Brodnax & Steele, LLP - movant attorney

Motion for Relief from Stay

Bayview Loan Servicing, LLC vs. DEBTOR  
(Motion filed 7/11/18)

RE: 3043 Canyon Vista Drive, Colton, CA 92324

Docket 10

**Courtroom Deputy:**

- NONE LISTED -

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The motion is granted pursuant to 11 U.S.C. §§ 362(d)(1) and (d)(2) to permit movant, its successors, transferees and assigns, to enforce its remedies to foreclose upon and obtain possession of the subject property in accordance with applicable law, *unless* the debtor pays all arrearages in full on or before the hearing date on this matter. Movant may not pursue any deficiency claim against the debtor or the estate except by filing a proof of claim pursuant to 11 U.S.C. § 501.

The 14-day stay provided by Rule 4001(a)(3) is waived.

Also, grant the following relief:

- Box 3. Movant, or its agents, may, at its option, offer, provide and enter into a potential forbearance agreement, loan modification, refinance agreement or other loan workout or loss mitigation agreement. Movant, through its servicing agent, may contact the Debtor by telephone or written correspondence to offer such an agreement.

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, August 7, 2018**

**Hearing Room 225**

9:00 AM

**CONT... Adebukola O Atolagbe**

**Chapter 7**

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Adebukola O Atolagbe

Represented By  
Julie J Villalobos

**Trustee(s):**

Robert Whitmore (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, August 7, 2018**

**Hearing Room 225**

9:00 AM

**6:18-13941 Timothy Ramos and Shawna Ann Ramos**

**Chapter 7**

**#3.00**

Cooksey, Toolen, Gage, Duffy & Woog - movant attorney

Motion for Relief from Stay

Ford Motor Credit Company LLC vs. DEBTORS  
(Motion filed 6/19/18)  
(Cont. from 7/24/18)

RE: 2018 Ford Fusion, VIN 3FA6P0SU3JR136894

**(Tele. appr. Sheryl Ith, rep. creditor, Ford Motor Credit Company)**

Docket 12

**Courtroom Deputy:**

- NONE LISTED -

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The motion is granted pursuant to 11 U.S.C. §§ 362(d)(1) and (d)(2) to permit movant, its successors, transferees and assigns, to enforce its remedies to repossess or otherwise obtain possession and dispose of its collateral pursuant to applicable law, and to use the proceeds from its disposition to satisfy its claim, *unless* the debtor pays all arrearages in full on or before the hearing date on this matter. Movant may not pursue any deficiency claim against the debtor or the estate except by filing a proof of claim pursuant to 11 U.S.C. § 501.

The 14-day stay provided by Rule 4001(a)(3) is waived.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, August 7, 2018**

**Hearing Room 225**

9:00 AM

**CONT... Timothy Ramos and Shawna Ann Ramos**

**Chapter 7**

**Debtor(s):**

Timothy Ramos

Represented By  
Neil R Hedtke

**Joint Debtor(s):**

Shawna Ann Ramos

Represented By  
Neil R Hedtke

**Movant(s):**

Ford Motor Credit Company LLC

Represented By  
Sheryl K Ith

**Trustee(s):**

Steven M Speier (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, August 7, 2018**

**Hearing Room 225**

9:00 AM

**6:18-13941 Timothy Ramos and Shawna Ann Ramos**

**Chapter 7**

**#4.00**

Cooksey, Toolen, Gage, Duffy & Woog - movant attorney

Motion for Relief from Stay

Ford Motor Credit Company LLC vs. DEBTORS  
(Motion filed 6/15/18)  
(Cont. from 7/24/18)

RE: 2017 Ford Edge, VIN 2FMPK3K99HBB69011

**(Tele. appr. Sheryl Ith, rep. creditor, Ford Motor Credit Company)**

Docket 10

**Courtroom Deputy:**

- NONE LISTED -

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The motion is granted pursuant to 11 U.S.C. §§ 362(d)(1) and (d)(2) to permit movant, its successors, transferees and assigns, to enforce its remedies to repossess or otherwise obtain possession and dispose of its collateral pursuant to applicable law, and to use the proceeds from its disposition to satisfy its claim, *unless* the debtor pays all arrearages in full on or before the hearing date on this matter. Movant may not pursue any deficiency claim against the debtor or the estate except by filing a proof of claim pursuant to 11 U.S.C. § 501.

The 14-day stay provided by Rule 4001(a)(3) is waived.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, August 7, 2018**

**Hearing Room 225**

9:00 AM

**CONT... Timothy Ramos and Shawna Ann Ramos**

**Chapter 7**

**Debtor(s):**

Timothy Ramos

Represented By  
Neil R Hedtke

**Joint Debtor(s):**

Shawna Ann Ramos

Represented By  
Neil R Hedtke

**Movant(s):**

Ford Motor Credit Company LLC

Represented By  
Sheryl K Ith

**Trustee(s):**

Steven M Speier (TR)

Pro Se



**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, August 7, 2018**

**Hearing Room 225**

9:00 AM

**6:18-14459 Edson Naim Castellanos**

**Chapter 7**

**#5.00**

Law Offices of Austin P. Nagel - movant attorney

Motion for Relief from Stay

Toyota Motor Credit Corporation vs. DEBTOR  
(Motion filed 6/21/18)  
(Cont. from 7/24/18)

RE: 2016 Toyota Corolla

Docket 9

**Courtroom Deputy:**

- NONE LISTED -

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The motion is granted pursuant to 11 U.S.C. §§ 362(d)(1) and (d)(2) to permit movant, its successors, transferees and assigns, to enforce its remedies to repossess or otherwise obtain possession and dispose of its collateral pursuant to applicable law, and to use the proceeds from its disposition to satisfy its claim, *unless* the debtor pays all arrearages in full on or before the hearing date on this matter. Movant may not pursue any deficiency claim against the debtor or the estate except by filing a proof of claim pursuant to 11 U.S.C. § 501.

The 14-day stay provided by Rule 4001(a)(3) is waived.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Edson Naim Castellanos

Represented By  
Steven A Alpert

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, August 7, 2018**

**Hearing Room 225**

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9:00 AM

**CONT... Edson Naim Castellanos**

**Chapter 7**

**Movant(s):**

Toyota Motor Credit Corporation,

Represented By  
Austin P Nagel

**Trustee(s):**

Charles W Daff (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, August 7, 2018**

**Hearing Room 225**

9:00 AM

**6:18-14594 Nabil Abbas Khan and Aysha Yousaf Khan**

**Chapter 7**

**#6.00**

Law Offices of Austin P. Nagel - movant attorney

Motion for Relief from Stay

Toyota Motor Credit Corporation vs. DEBTORS  
(Motion filed 6/21/18)  
(Cont. from 7/24/18)

RE: 2017 Toyota Camry

Docket 11

**Courtroom Deputy:**

- NONE LISTED -

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The motion is granted pursuant to 11 U.S.C. §§ 362(d)(1) and (d)(2) to permit movant, its successors, transferees and assigns, to enforce its remedies to repossess or otherwise obtain possession and dispose of its collateral pursuant to applicable law, and to use the proceeds from its disposition to satisfy its claim, *unless* the debtor pays all arrearages in full on or before the hearing date on this matter. Movant may not pursue any deficiency claim against the debtor or the estate except by filing a proof of claim pursuant to 11 U.S.C. § 501.

The 14-day stay provided by Rule 4001(a)(3) is waived.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Nabil Abbas Khan

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, August 7, 2018**

**Hearing Room 225**

9:00 AM

**CONT... Nabil Abbas Khan and Aysha Yousaf Khan**

**Chapter 7**

**Joint Debtor(s):**

Aysha Yousaf Khan Pro Se

**Movant(s):**

Toyota Motor Credit Corporation Represented By  
Austin P Nagel

**Trustee(s):**

Steven M Speier (TR) Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, August 7, 2018**

**Hearing Room 225**

9:00 AM

**6:18-14953 Frederick Segoviano Aguado**

**Chapter 7**

**#7.00**

Law Offices of Austin P. Nagel - movant attorney

Motion for Relief from Stay

Toyota Motor Credit Corporation vs. DEBTOR  
(Motion filed 7/9/18)

Re: 2015 Toyota Prius

Docket 18

**Courtroom Deputy:**

- NONE LISTED -

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The motion is granted pursuant to 11 U.S.C. §§ 362(d)(1) and (d)(2) to permit movant, its successors, transferees and assigns, to enforce its remedies to repossess or otherwise obtain possession and dispose of its collateral pursuant to applicable law, and to use the proceeds from its disposition to satisfy its claim, *unless* the debtor pays all arrearages in full on or before the hearing date on this matter. Movant may not pursue any deficiency claim against the debtor or the estate except by filing a proof of claim pursuant to 11 U.S.C. § 501.

The 14-day stay provided by Rule 4001(a)(3) is waived.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Frederick Segoviano Aguado

Represented By  
Brian J Horan

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, August 7, 2018**

**Hearing Room 225**

---

9:00 AM

**CONT... Frederick Segoviano Aguado**

**Chapter 7**

**Trustee(s):**

Robert Whitmore (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, August 7, 2018**

**Hearing Room 225**

9:00 AM

**6:18-15568 Ruben Martinez Herrera**

**Chapter 7**

**#8.00**

Law Offices of Vincent V. Frounjian, P.C. - movant attorney

Motion for Relief from Stay

American Honda Finance Corporation vs. DEBTOR  
(Motion filed 8/13/18)

RE: 2017 HONDA CIVIC, VIN: 2HGF C2F5 3HH5 25322

Docket 8

**Courtroom Deputy:**

- NONE LISTED -

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The motion is granted pursuant to 11 U.S.C. §§ 362(d)(1) and (d)(2) to permit movant, its successors, transferees and assigns, to enforce its remedies to repossess or otherwise obtain possession and dispose of its collateral pursuant to applicable law, and to use the proceeds from its disposition to satisfy its claim, *unless* the debtor pays all arrearages in full on or before the hearing date on this matter. Movant may not pursue any deficiency claim against the debtor or the estate except by filing a proof of claim pursuant to 11 U.S.C. § 501.

The 14-day stay provided by Rule 4001(a)(3) is waived.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Ruben Martinez Herrera

Represented By  
Dana Travis

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, August 7, 2018**

**Hearing Room 225**

---

9:00 AM

**CONT... Ruben Martinez Herrera**

**Chapter 7**

**Trustee(s):**

Charles W Daff (TR)

Pro Se



**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, August 7, 2018**

**Hearing Room 225**

9:00 AM

**6:18-15568 Ruben Martinez Herrera**

**Chapter 7**

**#9.00**

Law Offices of Vincent V. Frounjian, P.C. - movant attorney

Motion for Relief from Stay

American Honda Finance Corporation vs. DEBTOR  
(Motion filed 7/17/18)

Re: 2017 HONDA ACCORD, VIN: 1HGC R2F3 5HA2 90730

Docket 10

**Courtroom Deputy:**

- NONE LISTED -

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The motion is granted pursuant to 11 U.S.C. §§ 362(d)(1) and (d)(2) to permit movant, its successors, transferees and assigns, to enforce its remedies to repossess or otherwise obtain possession and dispose of its collateral pursuant to applicable law, and to use the proceeds from its disposition to satisfy its claim, *unless* the debtor pays all arrearages in full on or before the hearing date on this matter. Movant may not pursue any deficiency claim against the debtor or the estate except by filing a proof of claim pursuant to 11 U.S.C. § 501.

The 14-day stay provided by Rule 4001(a)(3) is waived.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Ruben Martinez Herrera

Represented By  
Dana Travis

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, August 7, 2018**

**Hearing Room 225**

---

9:00 AM

**CONT... Ruben Martinez Herrera**

**Chapter 7**

**Trustee(s):**

Charles W Daff (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, August 7, 2018**

**Hearing Room 225**

9:00 AM

**6:18-12829 Yasmina Rivas**

**Chapter 7**

**#10.00**

Cooksey, Toolen, Gage, Duggy & Woog - movant attorney

Motion for relief from stay

Americredit Financial Services, Inc vs Debtor  
(Motion filed 6/28/18)

RE: 2017 Nissan Sentra, VIN 3N1AB7AP8HY337670

**(Tele. appr. Sheryl Ith, rep. creditor, GM Financial)**

Docket 13

**Courtroom Deputy:**

- NONE LISTED -

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The motion is granted pursuant to 11 U.S.C. §§ 362(d)(1) and (d)(2) **as to the estate** to permit movant, its successors, transferees and assigns, to enforce its remedies to repossess or otherwise obtain possession and dispose of its collateral pursuant to applicable law, and to use the proceeds from its disposition to satisfy its claim, *unless* the debtor pays all arrearages in full on or before the hearing date on this matter. Movant may not pursue any deficiency claim against the debtor or the estate except by filing a proof of claim pursuant to 11 U.S.C. § 501.

The 14-day stay provided by Rule 4001(a)(3) is waived.

Deny as moot as to the debtor in view of debtor's discharge on July 16, 2018.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, August 7, 2018**

**Hearing Room 225**

---

9:00 AM

**CONT... Yasmina Rivas**

**Chapter 7**

**Debtor(s):**

Yasmina Rivas

Represented By  
Brian J Soo-Hoo

**Trustee(s):**

Howard B Grobstein (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, August 7, 2018**

**Hearing Room 225**

2:00 PM

**6:16-15176 Widly, Inc.**

**Chapter 7**

**#1.00**

Hrg. on chapter 7 trustee's motion filed 7/6/18 Objecting to Claim Number 13 by Claimant MCP Computers, Inc..

Docket 99

**Courtroom Deputy:**

- NONE LISTED -

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court grants the motion and subordinates Claim No. 13 pursuant to section 726(a)(3).

CHAPTER 7 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
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**Debtor(s):**

Widly, Inc.

Represented By  
Richard R Hurley - SUSPENDED -

**Trustee(s):**

Arturo Cisneros (TR)

Represented By  
Elyza P Eshaghi  
Leonard M Shulman  
Melissa Davis Lowe

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, August 7, 2018**

**Hearing Room 225**

2:00 PM

**6:16-15248 Murray Altman**

**Chapter 11**

**#2.00**

Hrg. on Debtor's motion filed 7/6/18 for order disallowing claim No. 4 filed by Yun Hei shin (AKA Angie Shin)

Docket 257

**Courtroom Deputy:**

- NONE LISTED -

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Debtor Murray Altman ("Mr. Altman") moves for entry of an order disallowing Claim No. 4-2 filed by Angie Shin ("Ms. Shin") (the "Motion"). Ms. Shin opposes the Motion.

Mr. Altman argues in the Motion that the Court should disallow Ms. Shin's Claim No. 4-2 (the "POC") on the ground that Desert Springs Financial, LLC ("DSF") is a party entitled to receive payments on the POC, and the POC fails to credit Mr. Altman with accrued but unpaid management fees. Mr. Altman fails to make any sufficient showing that (a) a creditor is obligated, in filing a proof of claim in a bankruptcy case, to reduce the amount of such claim that could be set off against such claim, or (b) that any such set off of accrued management fees against the POC has actually been made by Mr. Altman. Generally speaking, a set off is not self-enforcing – a party must affirmatively take action to make the set off before it actually occurs. In other words, there is no evidence that Mr. Altman has yet taken any action to effectuate this set off. The Court does not here decide the issue of whether such a set off could be made as part of a confirmed chapter 11 plan. The Court merely decides that Mr. Altman's argument about accrued management fees is not at this time a basis for sustaining an objection to the POC.

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, August 7, 2018**

**Hearing Room 225**

2:00 PM

**CONT... Murray Altman**

**Chapter 11**

Mr. Altman's second argument concerns postpetition attorney's fees that Ms. Shin included in the POC. These fees generally relate to charges for her attorney's bankruptcy-related services. A fair reading of this Court's order entered February 20, 2018 (the "February Order") leads to the conclusion that this issue has already been decided by the February Order – Ms. Shin is entitled to include it in the POC. What was undecided by the February Order was Ms. Shin's entitlement to postpetition interest and whether Ms. Shin is entitled to include in her claim the \$150,000 that the state court judgment treats as a loan from DSF to Mr. Altman (which Ms. Shin is entitled to enforce under the terms of the state court judgment).

Mr. Altman's third argument is that Ms. Shin's claim (as evidenced by the POC) is under-secured and therefore postpetition interest should be disallowed. Ms. Shin's POC alleges that postpetition interest amounts to \$300,361.40 as of approximately March 14, 2018 (obviously, it is higher now), and this is a substantial sum and therefore an important issue in the case.

The Court finds that there are major gaps in each party's evidence and reasoning with respect to the issue of whether the claim asserted in the POC is undersecured. Mr. Altman's appraisal indicates the Cathedral City property owned by DSF has a current fair market value of \$1,950,000. Mr. Altman lists the full \$1,950,000 amount in his analysis of the fair market value of all bankruptcy estate property yet seemingly ignores the fact that he owns only 75 percent of DSF. The Court is puzzled as to why he didn't list 75 percent of \$1,950,000. Ms. Shin argues that Mr. Altman's monthly disability annuity of \$7,500 per month is worth in the neighborhood of \$900,000 based upon a 10 year life expectancy for Mr. Altman but fails to provide any evidence that a 10 year life expectancy is reasonable and fails to even state Mr. Altman's age or to take account of any known health conditions he has. Ms. Shin alludes to the issue of discounting to present value but fails to quantify the discounting in any way. Ms. Shin correctly raises the issue of the fair market value of Mr. Altman's golf membership in Hideaway Golf Club and refers to the possibility that the membership may be worth as much as \$150,000. The Court has not heard from Mr. Altman with respect to this issue.

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, August 7, 2018**

**Hearing Room 225**

2:00 PM

**CONT...**

**Murray Altman**

**Chapter 11**

Federal Rule of Bankruptcy Procedure 1009(a) gives a debtor the right to amend schedules "at any time before the case is closed." The Court is reluctant to assume that any amendment of the schedules regarding the value of Mr. Altman's interest in DSF would be in bad faith, especially if the amendment is made based upon a recent appraisal of DSF's property. Certainly Mr. Altman would not be the first person in history to have over-estimated the fair market value of real property owned by an entity in which he possessed an interest.

At this time the Court will not decide the issue of whether Mr. Altman is entitled to set off accrued but unpaid management fees from DSF against amounts he is required to pay DSF under the state court judgment unless it becomes essential for determining whether Ms. Shin's claim is undersecured. The Court notes that (i) Mr. Altman's entitlement to such management fees is being actively disputed by Ms. Shin, (ii) if such management fees could be paid, they would reduce the value of Mr. Altman's 75 percent interest in DSF while at the same time increasing the value of the estate's assets (by the amount of the paid fees).<sup>1</sup> However, it seems likely the Court will need to decide the issue in connection with a plan confirmation hearing if it is not decided earlier.

1. This is not a "wash" because the debit is 75 percent of the amount of the fees whereas the credit is 100 percent. The Court here is loosely using the terms debit and credit, but believes this gets the point across.

For these reasons, the Court overrules Mr. Altman's objection as to the first and second arguments discussed above and continues the hearing on the third part of the objection for additional briefing on the matters raised by the Court (and on any other issues the parties care to raise that relate to whether Ms. Shin's claim is undersecured). The hearing is continued to September 19, 2018 at 2:00 p.m. Mr. Altman's brief is due August 24, 2018, Ms. Shin's opposition is due September 7, 2018 and Mr. Altman's reply is due September 14, 2018.

COURT TO PREPARE ORDER.



**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, August 7, 2018**

**Hearing Room 225**

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2:00 PM

**CONT... Murray Altman**

**Chapter 11**

**Debtor(s):**

Murray Altman

Represented By  
Andrew S Bisom

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, August 7, 2018**

**Hearing Room 225**

2:00 PM

**6:16-15248 Murray Altman**

**Chapter 11**

**#3.00**

Hrg. on Desert Springs Financial, LLC Motion filed 7/3./18 to Disallow Claims Amended claim no. 4 filed by Yun Hei Shin (aka Angie Shin)

Docket 252

**Courtroom Deputy:**

- NONE LISTED -

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Creditor Angie Shin ("Ms. Shin") obtained a state court judgment against debtor Murray Altman ("Mr. Altman") in December 2015. Under the express terms of the judgment in Ms. Shin's favor, Mr. Altman "is ordered to return to DSF" \$428,754 in management fees he was paid by DSF, \$452,642 in loan proceeds he received from DSF and \$411,194.57 in proceeds from the sale of the "Cell Tower" together with interest at the rate of 10 percent per annum on these amounts. Mr. Altman was also to "pay to Ms. Shin" \$15,000 in damages due to compensate Ms. Shin "for having to file amended tax returns due to Mr. Altman's breaches of his fiduciary duty." The state court judgment also required DSF to reflect on its books that "Mr. Altman has an outstanding personal loan balance owed to DSF in the amount of \$150,000."

It is obvious from the face of the state court judgment that the state court distinguished between amounts Mr. Altman was to pay to DSF and amounts he was to pay Ms. Shin. In making this distinction it is highly likely that the state court was cognizant that Mr. Altman holds 75 percent of the economic interests in DSF and Ms. Shin holds 25 percent.

Earlier in this case Ms. Shin filed Proof of Claim No. 4, and Mr. Altman objected to such claim. The Court held a hearing on the claim objection and sustained the objection in part by order entered February 20, 2018 (the "February Order"). The

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
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**Tuesday, August 7, 2018**

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2:00 PM

**CONT...**

**Murray Altman**

**Chapter 11**

February Order directed Ms. Shin to file an amended proof of claim in the amount of \$1,921,444.90, which included, among other items, the \$15,000 payable directly to Ms. Shin under the terms of the state court judgment and the three amounts payable to DSF described above ( \$428,754, \$428,754 and \$411,194.57), the \$150,000 referenced above, and attorney's fees owed to Ms. Shin under a state court order or allegedly owed to Ms. Shin for bankruptcy counsel in this action (such fees totaling approximately \$463,000).

Ms. Shin filed Proof of Claim 4-2 on or about March 14, 2018 based upon the state court judgment described above (the "POC") and in response to the February Order. The amount of such claim is stated as \$2,769,304.20, consisting of the principal amount of \$1,921,444.90 referred to in the February Order plus accrued interest thereon. In Part 1, numbered block 3 of the POC, under the question "Where should payments to the creditor be sent? (if different [from the address to which notices are to be sent]", the POC lists "Yun Hei Shin [i.e., Ms. Shin], 17716 Orna Drive, Granada Hills, CA 91344."

Desert Springs Financial, LLC ("DSF") objects to the POC on the grounds that (1) Ms. Shin lacks standing to seek enforcement of the state court judgment through the POC because such judgment awarded monetary relief to DSF, not to Ms. Shin, and (2) Ms. Shin lacks standing to assert the claim on behalf of DSF because although she holds a 25 percent economic interest in DSF, she is not a member of DSF.

Ms. Shin opposes DSF's objection on a variety of grounds. She contends that the February Order has already disposed of the issues DSF is raising and that it is now clearly established (presumably through the doctrine of law of the case, although that is not expressly mentioned) that Ms. Shin has the right under the state court judgment to assert and enforce DSF's right to collect monetary damages from Mr. Altman.

The Court largely, but not entirely, agrees with Ms. Shin's contentions. The February Order certainly determined that the state court judgment gave Ms. Shin the right to enforce DSF's right to monetary damages from Mr. Altman. It is a very good inference that the state court knew Mr. Altman was in full control of DSF and that if

**United States Bankruptcy Court  
Central District of California  
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2:00 PM

**CONT... Murray Altman**

**Chapter 11**

DSF's right to collect was only enforceable by DSF (controlled by Mr. Altman), the money may never have been paid. So the state court made sure that it was Ms. Shin who had the right to enforce DSF's right to receive money damages from Mr. Altman. It follows from this that Ms. Shin has standing to assert DSF's rights with respect to DSF's right to obtain payment from Mr. Altman. Ms. Shin is also correct that the February Order has already disposed of this issue.

However, the February Order never addressed the actual mechanics in this bankruptcy case of Ms. Shin's enforcement of these rights of DSF. The parties did not address the actual mechanics nor did the Court consider them. These "mechanical issues" include matters such as to whom a distribution check under a confirmed chapter 11 plan is payable, the address to which such check should be sent, and similar matters. In this regard, the Court notes that this has been a bankruptcy case in which Mr. Altman and Ms. Shin have vigorously contended with one another (to say the least) and that such behavior is likely to continue in the future.

To safeguard the rights of Ms. Shin to ensure that Mr. Altman actually pays DSF pursuant to any chapter 11 plan the Court confirms in this case (as he is required to do under the express terms of the state court judgment) and to safeguard Mr. Altman's rights that Ms. Shin does not exercise undue control over funds paid by Mr. Altman under a chapter 11 plan intended to go to DSF, the Court now rules as follows:

To the extent a payment under a confirmed chapter 11 plan of the POC is in full or partial satisfaction of that portion of the state court judgment where monetary damages are payable to DSF (enforceable by Ms. Shin) or in full or partial satisfaction of accrued interest thereon, the check shall be made payable to DSF or its order and mailed to DSF at its principal place of business. On the same day that such check is mailed to DSF (or, if not mailed, delivered to DSF), Ms. Shin must be mailed a copy of such check. Within 45 days after the date of mailing, Ms. Shin shall be provided with a photocopy of each of the following: both sides of the check, the bank statement for the bank account on which the check was drawn showing that such bank debited Mr. Altman's account by the amount of money shown on the check and the DSF bank statement showing that the amount of money shown on the check was

**United States Bankruptcy Court  
Central District of California  
Riverside  
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**Tuesday, August 7, 2018**

**Hearing Room 225**

2:00 PM

**CONT... Murray Altman**

**Chapter 11**

actually deposited into DSF's bank account. Additionally, Ms. Shin must be given enforcement rights under any chapter 11 plan giving her the right to seek appropriate relief in this Court should any of these rules not be complied with by Mr. Altman.

For the avoidance of doubt, the portion of the state court judgment consisting of monetary damages payable to DSF is the sum of \$428,754, \$428,754 and \$411,194.57 plus \$150,00 if the Court determines that this \$150,000 is allowable as a claim, plus accrued interest on all these amounts.

DSF's objection to the POC is sustained in part and overruled in part.

COURT TO PREPARE ORDER.

<b>Party Information</b>
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**Debtor(s):**

Murray Altman

Represented By  
Andrew S Bisom

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, August 7, 2018**

**Hearing Room 225**

2:00 PM

**6:17-13163 Prime Steaks and Spirits, Inc.**

**Chapter 7**

**#4.00**

Hrg. on approval trustee's final report and applications for compensation

(Cont. from 7/24/18)

Docket 47

**Courtroom Deputy:**

- NONE LISTED -

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

In a case under chapter 7 or 11, the court may allow reasonable compensation under § 330 to the trustee for the trustee's services, payable after the trustee renders such services, not to exceed 25% on the first \$5,000 or less, 10% on any amount in excess of \$5,000 but not in excess of \$50,000, 5% on any amount in excess of \$50,000 but not in excess of \$1,000,000, and reasonable compensation not to exceed 3% of such moneys in excess of \$1,000,000, upon all moneys disbursed or turned over in the case by the trustee to parties in interest, excluding the debtor, but including holders of secured claims. 11 U.S.C. § 326(a).

The Court finds that the Trustee's requested compensation meets the requirements of 11 U.S.C. § 326(a) and represents reasonable compensation for actual, necessary services rendered in the administration of this estate.

The compensation is approved as to the Trustee, with fees in the amount of \$3,050.

The compensation is approved as to the Trustee's attorneys, with fees in the amount of \$5,000 (already paid).

The compensation is approved as to the Trustee's accountants, with fees in the amount of \$1,000.

The Court approves a payment of \$829.28 to the Franchise Tax Board.

**CHAPTER 7 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.**

**Party Information**

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, August 7, 2018**

**Hearing Room 225**

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2:00 PM

**CONT... Prime Steaks and Spirits, Inc.**

**Chapter 7**

**Debtor(s):**

Prime Steaks and Spirits, Inc.

Represented By  
Todd L Turoci  
Misty A Perry Isaacson

**Trustee(s):**

Arturo Cisneros (TR)

Represented By  
Misty A Perry Isaacson

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, August 7, 2018**

**Hearing Room 225**

2:00 PM

**6:17-17388 Andrew Smith**

**Chapter 7**

**#5.00**

Hrg. on Debtor's Motion to Convert Case to Chapter 13

Docket 44

**Courtroom Deputy:**

- NONE LISTED -

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court grants the Chapter 7 trustee's request for judicial notice with respect to Schedules I and J. These schedules show Debtor has zero regular income. The evidence also shows bad faith on the Debtor's part, in that Schedule J shows zero expenses. Additionally, Debtor failed to disclose two parcels of real property the Trustee seeks to administer. Debtor's motion is denied with prejudice on these grounds.

CHAPTER 7 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
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**Debtor(s):**

Andrew Smith

Represented By  
Bosky Kathuria

**Trustee(s):**

Larry D Simons (TR)

Pro Se



**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, August 7, 2018**

**Hearing Room 225**

2:00 PM

**6:17-17388 Andrew Smith**

**Chapter 7**

**#6.00**

Hrg. on Chaper 7 Trustee's Motion filed 7/12/18 Objecting to Debtor's Exemption

Docket 46

**Courtroom Deputy:**

- NONE LISTED -

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court grants the trustee's motion and limits the requested homestead exemption to the extent of \$75,000.00.

CHAPTER 7 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Andrew Smith

Represented By  
Bosky Kathuria

**Trustee(s):**

Larry D Simons (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, August 7, 2018**

**Hearing Room 225**

2:00 PM

**6:17-17388 Andrew Smith**

**Chapter 7**

**#7.00**

Hrg. on Application to Employ Coldwell Banker Residential Brokerage and RE/MAX Full Spectrum as Real Estate Broker and pay commission from sale of real property

Docket 42

**Courtroom Deputy:**

- NONE LISTED -

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The Court grants the application.

CHAPTER 7 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Andrew Smith

Represented By  
Bosky Kathuria

**Trustee(s):**

Larry D Simons (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, August 7, 2018**

**Hearing Room 225**

2:00 PM

**6:17-18100 OSCAR LEON and CARMEN AYALA**

**Chapter 7**

**#8.00**

Hrg. on approval of trustee's final report; applications for compensation

EH \_\_\_\_\_

Docket 0

**Courtroom Deputy:**

- NONE LISTED -

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

In a case under chapter 7 or 11, the court may allow reasonable compensation under § 330 to the trustee for the trustee's services, payable after the trustee renders such services, not to exceed 25% on the first \$5,000 or less, 10% on any amount in excess of \$5,000 but not in excess of \$50,000, 5% on any amount in excess of \$50,000 but not in excess of \$1,000,000, and reasonable compensation not to exceed 3% of such moneys in excess of \$1,000,000, upon all moneys disbursed or turned over in the case by the trustee to parties in interest, excluding the debtor, but including holders of secured claims. 11 U.S.C. § 326(a).

The Court finds that the Trustee's requested compensation meets the requirements of 11 U.S.C. § 326(a) and represents reasonable compensation for actual, necessary services rendered in the administration of this estate.

The compensation is approved as to the Trustee, with fees in the amount of \$255.75 and expenses in the amount of \$28.60.

CHAPTER 7 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

OSCAR LEON

Represented By  
Mark D Edelbrock

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, August 7, 2018**

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2:00 PM

**CONT... OSCAR LEON and CARMEN AYALA**

**Chapter 7**

**Joint Debtor(s):**

CARMEN AYALA

Represented By  
Mark D Edelbrock

**Trustee(s):**

Steven M Speier (TR)

Pro Se

United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar

Tuesday, August 7, 2018

Hearing Room 225

2:00 PM

6:18-10094 Deontay Daymont Potter and Joy Shaun Potter

Chapter 11

#9.00

Hrg re. Debtors' Motion re: objection to **claim no 25** filed by Claimant  
Environmental Chemical & Consulting, Inc

(Cont. from 7/24/18)

Docket 92

\*\*\* VACATED \*\*\* REASON: Stipulation/Order to continue to October 16,  
2018 at 2:00 p.m.

**Courtroom Deputy:**

- NONE LISTED -

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Deontay Daymont Potter

Represented By  
M Jonathan Hayes

**Joint Debtor(s):**

Joy Shaun Potter

Represented By  
M Jonathan Hayes

**Movant(s):**

Deontay Daymont Potter

Represented By  
M Jonathan Hayes

Joy Shaun Potter

Represented By  
M Jonathan Hayes

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, August 7, 2018**

**Hearing Room 225**

2:00 PM

**6:18-13334 Bruce David Cooke, Sr and Yvette Marie Cooke**

**Chapter 7**

**#10.00**

Hrg. on Motion Of United States Trustee filed 7/12/18 For an Order Disgorging Fees, Assessing Damages, And Imposing Fines Against Bankruptcy Petition Preparers Absalom "Abe" Gomez and Gomez Legal Services Pursuant to 11 U.S.C. 110

Docket 14

**Courtroom Deputy:**

- NONE LISTED -

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court grants the motion in part, as follows.

The Court will order Mr. Gomez to disgorge \$820.00 in fees paid by Debtors, pay \$2,000 in statutory damages, and pay fines of \$1,200 (\$100 per violation).

UNITED STATES TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Bruce David Cooke Sr	Pro Se
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**Joint Debtor(s):**

Yvette Marie Cooke	Pro Se
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**Trustee(s):**

Robert Whitmore (TR)	Pro Se
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**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, August 7, 2018**

**Hearing Room 225**

2:00 PM

**6:16-17286 Sergio Enrique Quntanilla Merlos**

**Chapter 7**

**#11.00**

Hrg. on United States Trustee Motion filed 6/27/28 Motion For An Order To Show Cause Why Star Miller Should Not Be Held In Contempt Of Court Pursuant To 11 U.S.C. § 105 And Federal Rule Of Bankruptcy Procedure 9020

(Cont. from 7/31/18)

Docket 57

**\*\*\* VACATED \*\*\* REASON: Order approving Stipulation entered on 8/7/18 - jc**

**Courtroom Deputy:**

- NONE LISTED -

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Sergio Enrique Quntanilla Merlos Pro Se

**Trustee(s):**

Todd A. Frealy (TR) Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, August 7, 2018**

**Hearing Room 225**

2:00 PM

**6:17-15310 Robert Kenneth Phelps and Sharon Lee Phelps**

**Chapter 11**

**#12.00**

Hrg. on Interim Application filed 6/29/18 for Approval of Fees and Reimbursement of Expenses by The Turoci Firm, Attorneys for Robert & Sharon Phelps Debtor's Attorney, Period: 6/26/2017 to 6/18/2018, Fee: \$32,650.00, Expenses: \$577.65.

(Cont. from 7/31/18)

Docket 96

**Courtroom Deputy:**

- NONE LISTED -

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the application and allow on an interim basis:

Attorneys' fees: \$32,650.00

Attorneys' expenses: \$577.65

APPLICANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Robert Kenneth Phelps

Represented By  
Todd L Turoci  
Marc Rosenthal

**Joint Debtor(s):**

Sharon Lee Phelps

Represented By  
Todd L Turoci



**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, August 7, 2018**

**Hearing Room 225**

2:00 PM

**6:17-15972 Enriquez Q Amezcua**

**Chapter 7**

**#13.00**

Hrg. on Adriana Estevez' Motion filed 7/3/18 for voluntary dismissal of chapter 7 case due to a possible financial conflict of interest 28 U.S.C. §455

(Cont. from 7/31/18)

Docket 64

**Courtroom Deputy:**

- NONE LISTED -

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Deny for lack of evidence and improper service.

CHAPTER 7 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Enriquez Q Amezcua

Represented By  
Caroline S Kim

**Trustee(s):**

John P Pringle (TR)

Represented By  
Michelle A Marchisotto

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, August 7, 2018**

**Hearing Room 225**

2:00 PM

**6:17-16161 Dane Dettorre**

**Chapter 7**

**#14.00**

Hrg. on Debtor's Motion filed 7/3/18 to be Relieved of a Reaffirmation Agreement under FRBP 9024 and FRCP 60

(Cont. from 7/31/18)

Docket 16

**Courtroom Deputy:**

- NONE LISTED -

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the motion.

DEBTOR TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Dane Dettorre

Represented By  
Todd L Turoci

**Trustee(s):**

Karl T Anderson (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, August 7, 2018**

**Hearing Room 225**

2:00 PM

**6:17-17312 Flem Earl McMillan and Lydia Ventura McMillan**

**Chapter 11**

**#15.00**

Hrg. on Interim Application filed 6/29/18 for Approval of Fees and Reimbursement of Expenses by The Turoci Firm, Attorneys for Flem and Lydia McMillan

(Cont. from 7/31/18)

Docket 70

**Courtroom Deputy:**

- NONE LISTED -

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the application and allow on an interim basis:

Attorneys' fees: \$25,902.50

Attorneys' expenses: \$1,116.29

APPLICANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Flem Earl McMillan

Represented By  
Todd L Turoci  
Todd L Turoci

**Joint Debtor(s):**

Lydia Ventura McMillan

Represented By  
Todd L Turoci  
Todd L Turoci

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, August 7, 2018**

**Hearing Room 225**

2:00 PM

**6:17-18471 Daniel L Horkey and Carmela Horkey**

**Chapter 7**

**#16.00**

Hrg. on Debtors' Motion filed 3/12/18 to Convert Case From Chapter 7 to 13

(Cont. from 7/31/18)

Docket 41

**Courtroom Deputy:**

- NONE LISTED -

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will sustain the evidentiary objections to the Declaration of Ms. Villalobos.

FRBP 9024 makes it clear that FRCP 60 applies, with certain exceptions, to cases under the Bankruptcy Code. One of the those exceptions encompasses a "complaint to revoke a discharge."

The Court agrees with the Trustee's analysis of Estrada and the facts in that case that distinguish it from the facts in this case.

The Court also agrees with the Trustee's additional arguments in his brief.

For these reasons, the Court denies Debtor's motion to convert this case to Chapter 7.

CHAPTER 7 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Daniel L Horkey

Represented By  
Julie J Villalobos

**Joint Debtor(s):**

Carmela Horkey

Represented By

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, August 7, 2018**

**Hearing Room 225**

---

2:00 PM

**CONT... Daniel L Horkey and Carmela Horkey**

**Chapter 7**

Julie J Villalobos

**Trustee(s):**

Robert Whitmore (TR)

Represented By  
Franklin C Adams  
Caroline Djang

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, August 8, 2018**

**Hearing Room 6C**

9:00 AM

**8:16-14461 Blue Light Capital Corp**

**Chapter 11**

Adv#: 8:17-01082 Blue Light Capital Corp v. Bian

**#1.00**

CONT'D PRE-TRIAL CONFERENCE Hearing RE: First Amended Complaint Objecting To Proof Of Claim Filed By The Creditor Wenqiang Bian; To Determine Amount Of Creditor's Lien; Declaratory Relief; And Reformation Of Trust Deed And Promissory Note; And Damages  
(Complaint filed 5/24/17)  
(First Amended Complaint filed 6/23/17)  
(Another Summons issued on Counter-Claim 7/10/17)  
(PTC set at S/C held 11/29/17)

FR: 8-30-17; 9-27-17; 11-29-17; 6-6-18

Docket 3

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO AUGUST 8, 2018 AT 9:00 A.M. PER STIPULATION AND ORDER ENTERED 8-7-18 (Docket No. [73])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Blue Light Capital Corp

Represented By  
Alan M Lurya

**Defendant(s):**

Wenqiang Bian

Pro Se

**Plaintiff(s):**

Blue Light Capital Corp

Represented By  
Alan M Lurya

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, August 8, 2018**

**Hearing Room 6C**

9:00 AM

**8:16-15208 Michael Younessi**

**Chapter 11**

**#2.00**

CONT'D STATUS CONFERENCE Hearing RE: (1) Status Of Chapter 11 Case;  
And (2) Requiring Report On Status Of Chapter 11 Case  
(Petition filed 12/27/16)

FR: 3-8-17; 8-2-17; 11-29-17; 3-28-18

Docket 0

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Debtor's status report was very informative and helpful to the Court. The Court will inquire whether the U.S. Trustee has any comments or concerns regarding implementation of the confirmed Chapter 11 plan.

Next status conference: December 12, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Michael Younessi

Represented By  
Michael Jones  
Sara Tidd

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, August 8, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-11997 QDOS, Inc**

**Chapter 11**

**#3.00**

Hearing RE: Debtor QDOS Inc's Motion To Dismiss Involuntary Petition And Request For Costs, Fees And Damages  
(Motion filed 6/22/18)

Docket 7

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Petitioners Carl Wiese, as trustee for the Wiese Family Trust dated as of October 31, 2013, Matthew Hayden and Felice Terrigno filed an involuntary chapter 11 petition (the "Petition") against QDOS, Inc. ("QDOS") on May 31, 2018. QDOS responded to the petition by filing a Notice of Motion and Motion to Dismiss Involuntary Petition and Request for Costs, Fees and Damages (the "Motion") on June 22, 2018. The Motion argues that the Petition fails to meet the requirements for commencing an involuntary bankruptcy case set forth in 11 U.S.C. § 303(b)(1) because one of the three petitioners, namely, Terrigno, does not hold a claim as to which there is no bona fide dispute. Accordingly, QDOS argues, the bankruptcy case should be dismissed.

Petitioners oppose the Motion on a variety of grounds, including a contention that Terrigno holds a claim not subject to any bona fide dispute and that the Motion cannot be entertained by the Court because QDOS has not filed a list of all creditors pursuant to Federal Rule of Bankruptcy Procedure 1003(b).

Because materials extrinsic to the pleadings have been proffered by both petitioners and QDOS, the Court will treat the Motion as a "speaking motion" under Rule 12 and will consider such materials to the extent permitted by the Federal Rules of Evidence.

The evidence before the Court shows that QDOS has 12 or more creditors. Declaration of Richard Gillam at numbered paragraph 6. Thus, 11 U.S.C. § 303(b)(2) – which permits an involuntary petition to be filed by only one qualifying



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, August 8, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... QDOS, Inc**

**Chapter 11**

creditor – does not apply. Instead, the Motion will be decided under 11 U.S.C. § 303(b)(1), which requires that at least three creditors, each of whom holds a claim that is not subject to a bona fide dispute, join in the involuntary petition.

The burden is on the petitioning creditors to show that no bona fide dispute exists. *Liberty Tool v Vortex Fishing Sys. (In re Vortex Fishing Sys.)*, 277 F.3d 1057, 1064 (9th Cir. 2001). The test for whether a bona fide dispute exists is objective rather than subjective in nature: "If there is either a genuine issue of material fact that bears upon the debtor's liability, or a meritorious contention as to the application of law to undisputed facts, then the petition must be dismissed." *B.D.W. Assoc. v. Busy Beaver Bldg. Ctrs., Inc.*, 865 F.2d 65, 66-67 (3d Cir. 1989).

Petitioners' objection to QDOS's request for judicial notice is sustained in part and overruled in part. The Court grants QDOS's request for judicial notice as to exhibits 2 and 3 attached to the request. The Superior Court's filing stamp proves up the authenticity of these documents and establishes the fact of their filing. The Court denies the request as to Exhibit 1. However, the material in exhibit 1 to the request for judicial notice is also set forth in an exhibit to the Declaration of Richard Gillam and is admitted into evidence for that reason.

Petitioners contend that Terrigno holds a claim against QDOS in the form of a \$60,000 loan but offer scant evidence to support that contention. They offer into evidence (attached to the Terrigno Declaration) a copy of an Offering Memorandum with respect to a Venture Debt Offering. This is essentially a blank copy that nowhere bears either Terrigno's name or signature. It is virtually devoid of probative value. Terrigno's Declaration asserts that Terrigno made a \$60,000 loan to QDOS, but no promissory note or other written evidence of indebtedness is provided to the Court. The Terrigno Declaration attaches an email from Richard Gillam (QDOS's CEO) to Felice Terrigno, dated February 27, 2018, expressing his support for Terrigno's "support and patience" and stating "there is zero debate nor question on our side that you're owed \$60K (plus interest in both cash and equity)." This is perhaps the most persuasive of petitioner's evidence that Terrigno really did make a loan to QDOS.

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, August 8, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... QDOS, Inc**

**Chapter 11**

QDOS strongly denies that it received a loan of \$60,000 from Terrigno. In support, QDOS offers the Declaration of Richard Gillam, stating that Terrigno entered into an agreement with QDOS to subscribe for shares in the company, not to make a loan to the company. Attached as an exhibit to the Gillam Declaration is a barely-legible photocopy of the stock subscription agreement, which appears to state Terrigno's name in print, bears Terrigno's signature and shows consideration of \$60,000 being paid by Terrigno for the shares.

As the Court analyzes the evidence, the self-serving declarations of the parties (minus the evidence set forth in the exhibits to those declarations) essentially cancel each other out. The stock subscription agreement referenced above has greater probative force than Gillam's email to Terrigno, although just by a small margin. Nevertheless, this small margin is decisive because petitioners have the burden of proof by a preponderance of the evidence, and in the Court's view the preponderance of the evidence favors QDOS for the reasons stated above.

Petitioners contend that they are entitled to a list of QDOS's creditors, and that QDOS is required by the Bankruptcy Code and Rules to file schedules showing such creditor list.

Federal Rule of Bankruptcy Procedure 1003(b) requires a debtor in an involuntary case to file a list of creditors with its answer. Here, QDOS has not yet filed an answer, so no such list is yet required to be filed. Instead, QDOS has elected to file a motion to dismiss the case. Such a motion is expressly permitted under Federal Rule of Bankruptcy Procedure 1011, which by its express terms permits either a "pleading" or a "motion" to be filed by a debtor who wishes to oppose the filing of an involuntary petition. Rule 1011(c) states that "[s]ervice of a motion under Rule 12(b) F.R.Civ. P. shall extend the time for filing and serving a responsive pleading as permitted by Rule 12(a) F.R.Civ.P." Under Rule 12(a)(4), the filing of a motion to dismiss delays the time for filing an answer until after the Court has ruled on the motion to dismiss. Putting all this together, the time for filing a list of creditors has not yet arrived because the Court has not yet entered an order ruling on the Motion.

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, August 8, 2018**

**Hearing Room 6C**

9:00 AM

**CONT...**

**QDOS, Inc**

**Chapter 11**

It is true that Rule 1003(b) provides that if it appears that there are 12 or more creditors as provided in § 303 of the Code, the court shall afford a reasonable opportunity for other creditors to join in the petition before a hearing is held thereon. The Court's view is that it has provided such other creditors will the required "reasonable opportunity." The Motion was filed on June 22, 2018. Creditors have had more than five weeks to join in the petition – a substantial period of time. The Court's proceedings are not conducted in secrecy – its dockets and records are open to public inspection. Most important of all, QDOS's Motion is a "contested matter" under Federal Rule of Bankruptcy Procedure 9014, and petitioners had almost a full panoply of discovery procedures available to them to obtain a creditor's list from QDOS. Petitioners had more than five weeks to conduct such discovery. For this reason, they cannot now complain about the absence of a creditor's list.

For these reasons, the Court grants the Motion and dismisses this involuntary chapter 11 case.

Pursuant to 11 U.S.C. § 303(i)(1), the Court awards reasonable attorney's fees and costs to QDOS. The Court declines to award other actual damages or punitive damages. On or before August 31, 2018 QDOS shall file a declaration describing and itemizing its attorney's fees and costs incurred in connection with this involuntary chapter 11 case together with a form of judgment.

DEBTOR TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

QDOS, Inc

Represented By  
Damian D Capozzola

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, August 8, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-11792 Modern VideoFilm, Inc.**

**Chapter 11**

Adv#: 8:18-01084 Modern VideoFilm, Inc. v. Barkat et al

**#4.00**

STATUS CONFERENCE Hearing RE: First Amended Complaint For Judgment:

- (1) Compelling Turnover Of Estate Property;
  - (2) For Conversion
  - (3) Avoiding Fraudulent Transfers;
  - (4) Recovering Avoided Transfers;
  - (5) Breach of Fiduciary Duty/Defalcation; And;
  - (6) Injunctive Relief
- (Complaint filed 5/16/18)  
(First Amended Complaint filed 6-5-18)

Docket 1

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO AUGUST 29, 2018 AT  
9:00 A.M. PER ANOTHER SUMMONS ISSUED 6-6-18 - (Docket No. [9])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Modern VideoFilm, Inc.

Represented By  
Garrick A Hollander

**Defendant(s):**

Moshe Barkat

Pro Se

Modern VideoFilm Holdings, LLC

Pro Se

Sidan Engineering, L.P.

Pro Se

Sivan Barkat Sherman

Pro Se

Danielle Barkat Turner

Pro Se

Deborah Barkat

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, August 8, 2018**

**Hearing Room 6C**

---

9:00 AM

**CONT... Modern VideoFilm, Inc.**

**Chapter 11**

**Plaintiff(s):**

Modern VideoFilm, Inc.

Represented By  
Garrick A Hollander

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, August 8, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01195 Official Committee Of Unsecured Creditors v. Oracle America, Inc.,

**#5.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550  
(Complaint filed 10/26/17)

FR: 3-28-18; 5-9-18

Docket 1

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - NOTICE OF  
DISMISSAL FILED 6-28-18 - (Docket No. [37])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

Oracle America, Inc., successor in

Represented By  
Jeannie Kim

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine  
Jeffrey P Nolan

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, August 8, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-12600 Shakeel Ahmed**

**Chapter 13**

**#6.00**

Hearing RE: Motion To Vacate Dismissal And Extend The Time To File  
Necessary Documents  
(Motion filed 7/26/18)  
(Set per OST Entered 8/3/18)

Docket 18

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

<b>Party Information</b>
--------------------------

**Debtor(s):**

Shakeel Ahmed

Represented By  
Bahram Madaen

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, August 8, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-11131 Danny Garza and Roxanne Garza**

**Chapter 13**

**#1.00**

CONT'D Hearing RE: Confirmation Of Chapter 13 Plan

FR: 7-11-18

Docket 3

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Danny Garza

Represented By  
Anerio V Altman

**Joint Debtor(s):**

Roxanne Garza

Represented By  
Anerio V Altman

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, August 8, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-11678 Julie D Bentley**

**Chapter 13**

**#2.00**

CONT'D Hearing RE: Confirmation Of Chapter 13 Plan

FR: 7-11-18

Docket 2

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Julie D Bentley

Represented By  
Bryn C Deb

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, August 8, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-11714 Elizabeth Martin**

**Chapter 13**

**#3.00**

CONT'D Hearing RE: Confirmation Of Chapter 13 Plan

FR: 7-11-18

Docket 13

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Elizabeth Martin

Represented By  
Amanda G Billyard

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, August 8, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-11797 Teresa Ruiz**

**Chapter 13**

**#4.00**

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 2

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Teresa Ruiz

Represented By  
Christopher J Langley

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, August 8, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-11882 Felix Castellanos**

**Chapter 13**

**#5.00**

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 11

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Felix Castellanos

Pro Se

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, August 8, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-11890 Samson E. Lakei and Sonya S. Lakei**

**Chapter 13**

**#6.00**

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 0

**\*\*\* VACATED \*\*\* REASON: ORDER and notice of dismissal for failure to file schedules, statements, and/or plan ENTERED 6-12-18 - (Docket No. [14])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Samson E. Lakei

Represented By  
James D. Hornbuckle

**Joint Debtor(s):**

Sonya S. Lakei

Represented By  
James D. Hornbuckle

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, August 8, 2018**

**Hearing Room 6C**

3:00 PM

**8:14-16083 Jann Kempton**

**Chapter 13**

**#1.00**

CONT'D Hearing RE: Trustee's Verified Motion For Order Dismissing Chapter 13 Proceeding For Failure To Make Plan Payments [11 U.S.C. 1307(c)] (Motion filed 1/2/18) (Opposition filed 1/11/18)

FR: 4-11-18; 5-9-18; 7-11-18

Docket 88

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the motion and dismiss the case.

CHAPTER 13 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Jann Kempton

Represented By  
David R Chase

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, August 8, 2018**

**Hearing Room 6C**

3:00 PM

**8:14-16083 Jann Kempton**

**Chapter 13**

**#2.00**

Hearing RE: Motion Under Local Bankruptcy Rule 3015-1 (n) And (w) To Modify Plan Or Suspend Plan Payments  
(Motion filed 6/22/18) (Set per Notice of Hearing filed 7/5/18)

Docket 110

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Deny motion to modify for the reasons stated by the Chapter 13 Trustee in Trustee's Comments on or Objection.

CHAPTER 13 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Jann Kempton

Represented By  
David R Chase

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, August 8, 2018**

**Hearing Room 6C**

3:00 PM

**8:17-14998 Vanessa Patricia Martinez**

**Chapter 13**

**#3.00**

Hearing RE: Debtor's Objection To Claim:  
(Motion filed 6/19/18)

Claim No. 7	The Bank Of New York Mellon fka The Bank Of New York, As Trustee (CWMB 2007-HYB1) c/o Bayview Loan Services, LLC	\$726,330.00
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Docket 30

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant motion, sustain objection and disallow Claim No. 7 in its entirety.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Vanessa Patricia Martinez

Represented By  
Javier H Castillo

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, August 8, 2018**

**Hearing Room 6C**

3:00 PM

**8:17-14998 Vanessa Patricia Martinez**

**Chapter 13**

**#4.00**

Hearing RE: Debtor's Objection To Claim:  
(Motion filed 6/20/18)

Claim No. 6	LVNV Funding, LLC Its Successors And Assigns As Assignee Of Vion Holdings LLC	\$3,401.37
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Docket 32

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant motion, sustain objection and disallow Claim No. 6 of LVNV Funding, LLC in its entirety.

DEBTOR TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Vanessa Patricia Martinez

Represented By  
Javier H Castillo

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, August 8, 2018**

**Hearing Room 6C**

3:00 PM

**8:15-15792 James Jinwoo Kim**

**Chapter 13**

**#5.00**

Hearing RE: Trustee's Verified Motion For Order Dismissing Chapter 13 Proceeding For Failure To Make Plan Payments [11 U.S.C. 1307(c)] (Motion filed 7/12/18) (Response filed 7/25/18) (Notice of Hearing filed 7/25/18)

Docket 179

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will inquire of the Chapter 13 Trustee whether the Debtor is now current on plan payments.

<b>Party Information</b>
--------------------------

**Debtor(s):**

James Jinwoo Kim

Represented By  
Amanda G Billyard  
Andy C Warshaw

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, August 8, 2018**

**Hearing Room 6C**

3:00 PM

**8:16-10248 Ronny Dennis Morgan**

**Chapter 13**

**#6.00**

Hearing RE: Trustee's Verified Motion For Order Dismissing Chapter 13  
Proceeding For Failure To Make Plan Payments  
[11 U.S.C. 1307(c)]  
(Motion filed 7/12/18)  
(Notice of Hearing and Opposition filed 7/25/18)

Docket 97

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - NOTICE OF  
WITHDRAWAL OF TRUSTEE'S MOTION FILED 8-2-18 - (Docket No.  
[100])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Ronny Dennis Morgan

Represented By  
Matthew D. Resnik

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, August 9, 2018**

**Hearing Room 225**

9:00 AM

**6:16-20446 BioData Medical Laboratories, Inc.**

**Chapter 11**

Adv#: 6:16-01299 BioData Medical Laboratories, Inc. v. Merchant Cash & Capital, LLC.

**#1.00**

PRE-TRIAL CONFERENCE re: Complaint by BioData Medical Laboratories, Inc. against Merchant Cash & Capital, LLC.. (Charge To Estate). Nature of Suit: (12 (Recovery of money/property - 547 preference)),(13 (Recovery of money/property - 548 fraudulent transfer)),(72 (Injunctive relief - other)),(91 (Declaratory judgment))

(Con't from 3/29/18)

Docket 1

**\*\*\* VACATED \*\*\* REASON: Cont. to 8/30/18 @ 9:00 a.m. - jc**

**Courtroom Deputy:**

- NONE LISTED -

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

BioData Medical Laboratories, Inc.

Represented By  
Robert M Yaspan

**Defendant(s):**

Merchant Cash & Capital, LLC.

Pro Se

**Plaintiff(s):**

BioData Medical Laboratories, Inc.

Represented By  
Robert M Yaspan

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, August 9, 2018**

**Hearing Room 225**

9:00 AM

**6:17-14661 WHAA LLC**

**Chapter 11**

**#2.00**

Hrg. on Chapter 11 Status Conference

(Cont. from 3/29/18)

Docket 1

**\*\*\* VACATED \*\*\* REASON: Case Dismissed on 7/16/18 - jc**

**Courtroom Deputy:**

- NONE LISTED -

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

WHAA LLC

Represented By  
M Jonathan Hayes

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, August 9, 2018**

**Hearing Room 225**

9:00 AM

**6:16-14960 HOMAYUN KABIR**

**Chapter 7**

Adv#: 6:16-01165 Hinshaw-Thomas v. KABIR

**#3.00**

PRE-TRIAL CONFERENCE re: Complaint by Janet Hinshaw-Thomas against Homayun Kabir. false pretenses, false representation, actual fraud)) (Brown, Tyler)

(Cont. from 4/26/18)

Docket 1

**\*\*\* VACATED \*\*\* REASON: Cont. to 9/20/18 @ 9:00 a.m. - jc**

**Courtroom Deputy:**

- NONE LISTED -

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

HOMAYUN KABIR

Represented By  
Mark D Edelbrock

**Defendant(s):**

HOMAYUN KABIR

Pro Se

**Plaintiff(s):**

Janet Hinshaw-Thomas

Represented By  
Tyler H Brown

**Trustee(s):**

Larry D Simons (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, August 9, 2018**

**Hearing Room 225**

9:00 AM

**6:18-11062 Khatu Kate Lagman**

**Chapter 7**

Adv#: 6:18-01122 First National Bank Of Omaha v. Lagman

**#4.00**

STATUS CONFERENCE re: Complaint by First National Bank Of Omaha against Khatu Kate Lagman. false pretenses, false representation, actual fraud))

Docket 1

**\*\*\* VACATED \*\*\* REASON: Notice of Dismissal of Adversary filed by Plaintiff on 6/25/18 - yg**

**Courtroom Deputy:**

- NONE LISTED -

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Khatu Kate Lagman

Represented By  
Diane M Singleton-Smith

**Defendant(s):**

Khatu Kate Lagman

Pro Se

**Plaintiff(s):**

First National Bank Of Omaha

Represented By  
Cory Rooney  
Cory J Rooney

**Trustee(s):**

Karl T Anderson (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, August 9, 2018**

**Hearing Room 225**

9:00 AM

**6:17-13682 Mary Ann Gilmore**

**Chapter 7**

Adv#: 6:17-01271 United States Trustee for the Central District of v. Ashcraft et al

**#5.00**

Status Conference re: Complaint for Disgoregement of Fees, Civil Penalties, Sanctions, and Declaratory, Injunctive, and other relief

Docket 0

**Courtroom Deputy:**

- NONE LISTED -

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will issue an amended scheduling order:

1. All non-expert discovery shall close on September 30, 2018.
2. All expert discovery shall close on November 30, 2018.
3. All discovery motions shall be heard before December 31, 2018.
4. All pretrial motions shall be heard before January 31, 2019.
5. Pretrial conference is set for March 14, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Mary Ann Gilmore

Represented By  
Patricia M Ashcraft

**Defendant(s):**

Patricia M Ashcraft

Represented By  
Todd L Turoci



**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, August 9, 2018**

**Hearing Room 225**

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9:00 AM

**CONT... Mary Ann Gilmore**

**Chapter 7**

The Law Offices of Gregory C.

Represented By  
Todd L Turoci

**Plaintiff(s):**

United States Trustee for the Central

Represented By  
Mohammad Tehrani  
Abram Feuerstein esq  
Neil Verbrugge

**Trustee(s):**

Karl T Anderson (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, August 9, 2018**

**Hearing Room 225**

2:30 PM

**6:18-12704 Bryan Lee Formby and Nikola Karln Formby**

**Chapter 7**

**#1.00**

Hrg. on approval of Reaffirmation Agreement Between Debtor and Alaska USA Federal Credit Union, in the amount of \$25,712.87

Re: 2013 Lexus RX 350

Docket 14

**Courtroom Deputy:**

- NONE LISTED -

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The reaffirmation agreement is **not** approved, as it is not in the best interest of the Debtor.

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Bryan Lee Formby

Represented By  
James D. Hornbuckle

**Joint Debtor(s):**

Nikola Karln Formby

Represented By  
James D. Hornbuckle

**Trustee(s):**

Todd A. Frealy (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, August 9, 2018**

**Hearing Room 225**

2:30 PM

**6:18-13054 Sandra Carolina Escobar**

**Chapter 7**

**#2.00**

Hrg. on approval of Reaffirmation Agreement filed 7/3/18 Between Debtor and American Honda Finance Corporation, in the amount of \$6,840.45

Re: 2016 Honda Civic

Docket 12

**Courtroom Deputy:**

- NONE LISTED -

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The reaffirmation agreement is **not** approved, as it is not in the best interest of the Debtor.

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Sandra Carolina Escobar

Represented By  
Carlos A Delgado Ibarcena

**Trustee(s):**

Larry D Simons (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, August 9, 2018**

**Hearing Room 225**

2:30 PM

**6:18-13334 Bruce David Cooke, Sr and Yvette Marie Cooke**

**Chapter 7**

**#3.00**

Hrg. on approval of Reaffirmation Agreement Between Debtor and SchoolsFirst FCU, in the amount of \$12,688.38

Re: 2012 Subaru Outlook

Docket 16

**Courtroom Deputy:**

- NONE LISTED -

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The reaffirmation agreement is **not** approved, as it is not in the best interest of the Debtor(s).

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Bruce David Cooke Sr	Pro Se
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**Joint Debtor(s):**

Yvette Marie Cooke	Pro Se
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**Trustee(s):**

Robert Whitmore (TR)	Pro Se
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**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, August 9, 2018**

**Hearing Room 225**

2:30 PM

**6:18-13334 Bruce David Cooke, Sr and Yvette Marie Cooke**

**Chapter 7**

**#4.00**

Hrg. on approval of Reaffirmation Agreement Between Debtor and SchoolsFirst FCU, in the amount of \$14,638.76

Re: 2014 Subaru Legacy

Docket 17

**Courtroom Deputy:**

- NONE LISTED -

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The reaffirmation agreement is **not** approved, as it is not in the best interest of the Debtor(s).

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Bruce David Cooke Sr	Pro Se
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**Joint Debtor(s):**

Yvette Marie Cooke	Pro Se
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**Trustee(s):**

Robert Whitmore (TR)	Pro Se
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**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, August 9, 2018**

**Hearing Room 225**

2:30 PM

**6:18-13790 Michelle Barela**

**Chapter 7**

**#5.00**

Hrg. on approval of Reaffirmation Agreement filed 6/29/18 between Debtor and Alaska USA Federal Credit Union, in the amount of \$17,683.81

Re: 2015 Jeep Patriot

Docket 15

**Courtroom Deputy:**

- NONE LISTED -

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The reaffirmation agreement is **not** approved, as it is not in the best interest of the Debtor(s).

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Michelle Barela

Pro Se

**Trustee(s):**

Karl T Anderson (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, August 9, 2018**

**Hearing Room 225**

2:30 PM

**6:18-13941 Timothy Ramos and Shawna Ann Ramos**

**Chapter 7**

**#6.00**

Hrg. on approval of Reaffirmation Agreement Between Debtor and Cab West, LLC, in the amount of \$3,560.14

Re: 2016 Ford Focus

Docket 14

**\*\*\* VACATED \*\*\* REASON: Cont to 9/13/18 at 2:30 p.m. - slh**

**Courtroom Deputy:**

- NONE LISTED -

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Timothy Ramos

Represented By  
Neil R Hedtke

**Joint Debtor(s):**

Shawna Ann Ramos

Represented By  
Neil R Hedtke

**Trustee(s):**

Steven M Speier (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Friday, August 10, 2018**

**Hearing Room 225**

10:00 AM

**6:18-16636 Littlefield Physical Therapy, Inc.**

**Chapter 11**

**#2.00**

Hrg. on Debtors' Emergency motion Debtor's Emergency Motion For Order  
Authorizing Payment And Honoring Of Prepetition Payroll Obligations

Docket 4

**Party Information**

**Debtor(s):**

Littlefield Physical Therapy, Inc.

Represented By  
Evan L Smith



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Friday, August 10, 2018**

**Hearing Room 6C**

10:00 AM

**8:18-11997 QDOS, Inc**

**Chapter 11**

**#1.00**

Evidentiary Hearing RE: The Following Issues:

(1) The Issue Of Whether The Involuntary Petition In This Case Was Filed In Bad Faith.

(2) Additional The Issue Will Be Whether And To What Extent The Creditors Who Are On The List Of Petitioning Creditors Should Be Held To Be Jointly And Severally Liable For Actual And Punitive Damages To QDOS In The Event The Court Determines That The Petition Was Filed In Bad Faith.

(Set per Order Entered 8-8-18)

Docket 35

**Party Information**

**Debtor(s):**

QDOS, Inc

Represented By  
Damian D Capozzola

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, August 27, 2018**

**Hearing Room 6C**

9:00 AM

**8:14-12280 Steven Allen Frey**

**Chapter 13**

**#1.00**

Motion for relief from stay [Real Property]

JPMorgan Chase Bank, National Association vs. DEBTOR  
(Motion filed 7/16/18)

**[RE: 104 Orchard, Irvine, CA 92618]**

Docket 148

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant request under section 362(d)(1).

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Steven Allen Frey

Represented By  
Christopher J Langley

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, August 27, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-10279 Douglas James Bettencourt and Pamela Jeanne Bettencourt**

**Chapter 13**

**#2.00**

Motion for relief from stay [Real Property]

U.S. Bank NA, Successor Trustee To Bank Of America, NA , Successor In Interest To LaSalle Bank NA, As Trustee, On Behalf Of The Holders Of The WaMu Mortgage Pass-Through Certificates, Series 2007-OA6, Its Assignees And/Or successors vs. DEBTORS

**[RE: 6091 Ivory Circle, Huntington Beach, CA 92647]**

Docket 32

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant under section 362(d)(1).

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Douglas James Bettencourt

Represented By  
William Huestis

**Joint Debtor(s):**

Pamela Jeanne Bettencourt

Represented By  
William Huestis

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, August 27, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-12759 Bette Mae Doremus**

**Chapter 13**

**#3.00**

CONT'D Motion for relief from stay [Real Property]

1200 North Homeowners Association vs. DEBTOR  
(Motion filed 5/14/18)

**[RE: 1200 North Flores Street, Unit 214, West Hollywood, California 90069]**

FR: 7-9-18; 8-27-18

Docket 53

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - PER STIPULATION  
AND ORDER (RE ADEQUATE PROTECTION) ENTERED 8-7-18 -  
(Docket No. [79])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Bette Mae Doremus

Represented By  
Christopher J Langley

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, August 27, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-11230 Wael Ali**

**Chapter 7**

**#4.00**

CONT'D Motion for relief from stay [Action In Non-Bankruptcy Forum]

Vaselyos Petros Kapetanios vs. DEBTOR  
(Motion filed 4/12/18)

**[RE: Case Name: Vaselyos Petros Kapetanios v. Goody's Cafe, et al.]  
[Docket Number: ADJ10338379]  
[Pending In: Department Of Worker's Compensation Board, San Diego]**

FR: 5-7-18; 6-4-18; 7-23-18

Docket 15

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will inquire whether the Worker's Compensation Board will accept liability for the underlying claim.

**Party Information**

**Debtor(s):**

Wael Ali

Represented By  
Ricardo Nicol

**Trustee(s):**

Jeffrey I Golden (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, August 27, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-11446 Peggy McWilliams Lawson and George Morris Lawson**

**Chapter 13**

**#5.00**

Motion for relief from stay [Personal Property]

Partners Federal Credit Union vs. DEBTORS  
(Motion filed 8/3/18)

**[RE: 2009 Ford Ranger - VIN No.: 1FTYR10D09PA63153]**

Docket 24

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant under section 362(d)(1).

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Peggy McWilliams Lawson

Represented By  
Douglas L Weeks

**Joint Debtor(s):**

George Morris Lawson

Represented By  
Douglas L Weeks

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, August 27, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-11446 Peggy McWilliams Lawson and George Morris Lawson**

**Chapter 13**

**#6.00**

Motion for relief from stay [Personal Property]

Partners Federal Credit Union vs. DEBTORS  
(Motion filed 8/3/18)

**[RE: 2015 Honda Accord - VIN No.: 1HGCR2F5XFA176950]**

Docket 25

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant under section 362(d)(1).

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Peggy McWilliams Lawson

Represented By  
Douglas L Weeks

**Joint Debtor(s):**

George Morris Lawson

Represented By  
Douglas L Weeks

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, August 27, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-11759 Chester C Davenport**

**Chapter 7**

**#7.00**

Motion for relief from stay [Action In Non-Bankruptcy Forum]

Basho Technologies Holdco B, LLC, Basho Technologies Holdco C, LLC, Basho Technologies Holdco E, LLC, Hunoby Enterprises, LLC and Earl P. Galleher, III vs. DEBTOR  
(Motion filed 7/20/18)

**[RE: Case Name: Basho Technologies Holdco B, LLC, et al. v. Georgetown Basho Investors, LLC, et al.]  
[Docket Number: 11802-VCL]  
[Pending In: Court Of Chancery Of The State Of Delaware]**

Docket 54

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant under section 362(d)(1).

Further grant annulment and other requestest extraordinary relief.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Chester C Davenport

Represented By  
Jing Wang

**Trustee(s):**

Karen S Naylor (TR)

Represented By  
Kathleen J McCarthy  
Thomas H Casey



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, August 27, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-11922 Julie Annette Cava**

**Chapter 7**

**#8.00**

Motion for relief from stay [Personal Property]

Toyota Motor Credit Corporation vs. DEBTOR  
(Motion filed 7/17/18)

**[RE: 2016 Toyota Camry - VIN No.: 4T1BF1FK9GU594107]**

Docket 11

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant under section 362(d)(1) and (d)(2).

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Julie Annette Cava

Represented By  
Brian J Soo-Hoo

**Trustee(s):**

Richard A Marshack (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, August 27, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-11937 Dennis Michael Justiniani**

**Chapter 13**

**#9.00**

Motion for relief from stay [Real Property]

Reverse Mortgage Solutions, Inc., A Servicer For Finance Of America Reverse, LLC vs. DEBTOR  
(Motion filed 7/24/18)

**[RE: 6572 Abbott Drive, Huntington Beach, CA 92647]**

Docket 16

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant under section 362(d)(4) only.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Dennis Michael Justiniani

Represented By  
Christopher J Langley

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, August 27, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-12224 Melissa P Sable and Jason M Sable**

**Chapter 7**

**#10.00**

Motion for relief from stay [Real Property]

U.S. Bank National Association, As Trustee For Citigroup Mortgage Loan Trust Inc., Mortgage Pass-Through Certificates, Series 2005-2 vs. DEBTORS  
(Motion filed 7/24/18)

**[RE: 455 Water Street, Celebration, Florida 34747]**

Docket 9

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant under section 362(d)(2) only.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
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**Debtor(s):**

Melissa P Sable	Pro Se
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**Joint Debtor(s):**

Jason M Sable	Pro Se
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**Trustee(s):**

Karen S Naylor (TR)	Pro Se
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**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, August 27, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-12484 Daniel Gregory**

**Chapter 7**

**#11.00**

Motion for relief from stay [Personal Property]

Toyota Motor Credit Corporation vs. DEBTOR  
(Motion filed 7/30/18)

**[RE: 2016 Toyota Highlander - VIN No.: 5TDJKRFH9GS317704]**

Docket 9

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant under section 362(d)(1) and (d)(2).

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Daniel Gregory

Represented By  
Gary Polston

**Trustee(s):**

Thomas H Casey (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, August 27, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-12822 Brenda Carol Kittle**

**Chapter 13**

**#12.00**

Hearing RE: Motion In Individual Case For Order Imposing A Stay Or Continuing The Automatic Stay As The Court Deems Appropriate (Motion filed 8/6/18)

**[RE: 729 Weelo Drive, Costa Mesa, CA 92627]**

Docket 10

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Motion granted.

DEBTOR TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
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**Debtor(s):**

Brenda Carol Kittle

Represented By  
Joseph A Weber

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, August 27, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-11759 Chester C Davenport**

**Chapter 7**

**#1.00**

Hearing RE: Motion For: (1) Order Extending Deadline For Filing A Motion To Dismiss Pursuant To 11 U.S.C. Section 707(b) For The Office Of The United States Trustee And All Creditors; (2) Order Extending Deadline For Filing An Adversary Complaint Pursuant To 11 U.S.C. Section 727, For The Office Of The United States Trustee, Chapter 7 Trustee And All Creditors; And 93) Order Extending Deadline For Filing An Adversary Complaint Pursuant To 11 U.S.C. Section 523 For All Creditors  
(Motion filed 7/20/18)

Docket 52

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court grants the motion.

UNITED STATES TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Chester C Davenport

Represented By  
Jing Wang

**Trustee(s):**

Karen S Naylor (TR)

Represented By  
Kathleen J McCarthy  
Thomas H Casey

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, August 27, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-11792 Modern VideoFilm, Inc.**

**Chapter 11**

**#2.00**

Hearing RE: Debtor's Motion For Order Disallowing Disputed Scheduled Claim Transferred To Moshe Barkat Via Docket No. 65 Pursuant To 11 U.S.C. Section 502(d)  
(Motion filed 7/25/18)

Docket 105

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Modern Videofilm, Inc.'s Request for Judicial Notice is granted.

Moshe Barkat ("Mr. Barkat") acquired a general unsecured claim (the "Claim") against debtor Modern Videofilm, Inc. ("Debtor") in the amount of \$32,240.65 by purchase from Alt Systems, Inc. on or about June 26, 2018. In Adversary Proceeding No. 8:18-ap-0184-MW (the "Adversary Proceeding"), Debtor's First Amended Complaint alleges various causes of action against Mr. Barkat for avoidance of transfers actually or constructively made by Debtor to Mr. Barkat. The First Amended Complaint generally alleges that such transfers are avoidable under 11 U.S.C. §§ 544 and 548.

In the matter now before the Court, Debtor moves the Court (the "Disallowance Motion") to disallow the Claim under the authority of 11 U.S.C. § 502(d). Mr. Barkat opposes the Disallowance Motion largely on the ground that it is premature.

11 U.S.C. § 502(d) provides as follows in relevant part:

. . . the court shall disallow any claim of any entity . . . that is a transferee of a transfer avoidable under section . . . 544, . . . 548 . . . unless such entity or transferee has paid the amount, or turned over any such property, for which such entity is liable under section 522(i), 542, 543, 550 or 553 of this title."

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, August 27, 2018**

**Hearing Room 6C**

2:00 PM

**CONT... Modern VideoFilm, Inc.**

**Chapter 11**

At this point in time, the Adversary Proceeding remains a matter in litigation, with the Court not yet having made any determination that any of the causes of action are meritorious or unmeritorious.

Debtor argues in the Disallowance Motion that the mere allegation in the Adversary Proceeding that Mr. Barkat has been the recipient of a transfer avoidable under section 544 or section 548 is sufficient for the Court to reach a finding that the Claim should be disallowed under the authority of section 502(d). Debtor's fallback position is that even if a mere allegation of these matters is insufficient to carry the day under section 502(d), a *prima facie* showing that Mr. Barkat has received a transfer avoidable under section 544 or 548 would certainly suffice, and that Debtor has already made such a showing.

An important case cited by Debtor is *Committee of Unsecured Creditors v. Commodity Credit Corp. (In re K.F. Dairies, Inc.)*, 143 B.R. 734 (B.A.P. 9th Cir. 1992) where the United States Bankruptcy Appellate Panel of the Ninth Circuit (the "BAP") held that even a preference action barred by the statute of limitations could serve as a predicate for disallowing a claim under section 502(d). On first impression, it might seem as if this case carries the day for Debtor—after all, if a time-barred preference action suffices to disallow a claim under section 502(d), why wouldn't a mere allegation of a fraudulent transfer action that is not time-barred also suffice?

Closer inspection, however, shows a disconnect in this logic. *K.F. Dairies* makes it clear that the time-bar of the preference action in that case is irrelevant because "statutory limitations periods generally have no application to offsetting counterclaims and other matters of defense, as opposed to actions seeking affirmative relief . . ." 143 B.R. at 736. Every indication in the case is that all the elements of a preference-based cause of action were clearly present, with the only uncertainty being the effect of a time-bar. On remand from the BAP, the creditors' committee who had objected to Commodity Credit Corporation's claim likely still would have to show all the elements of a preference (minus the statute of limitations).

This conclusion is buttressed by the opinion of the United States Court of Appeals for



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, August 27, 2018**

**Hearing Room 6C**

2:00 PM

**CONT... Modern VideoFilm, Inc.**

**Chapter 11**

the Ninth Circuit (the "Ninth Circuit") in *El Paso v. America West Airlines, Inc. (In re America West Airlines, Inc.)*, 217 F.3d 1161 (9th Cir. 2000). In that case, the debtor airline objected to the City of El Paso's claim under section 502(d). The debtor contended that El Paso held a tax lien that was avoidable under 11 U.S.C. § 545 (statutory lien not enforceable against a bona fide purchaser), thus laying the groundwork for disallowance under section 502(d). The bankruptcy court agreed with the debtor, and the district court affirmed.

The Ninth Circuit's analysis begins with the Ninth Circuit raising the question of whether El Paso's lien was truly avoidable under section 545:

In order for the City's claim to be disallowed under § 502(d), the initial question is whether the City is a transferee of a transfer avoidable under § 545. (underscoring added by this Court)

The Ninth Circuit then launched into a full-blown analysis of whether El Paso's claim was in fact avoidable under section 545, discussing Texas tax lien law, citing a Texas statute and citing a Fifth Circuit case having a bearing on the topic. All this analysis and discussion would have been wholly unnecessary if the Ninth Circuit believed, as Debtor contends, that a mere allegation or a mere *prima facie* showing of an avoidable transfer is sufficient to trigger the application of section 502(d). The clear implication is that a showing that a transfer is avoidable must be made before a claim can be disallowed under section 502(d).

This interpretation is supported by certain statements made by the court in *In re Moore*, 2005 WL 2416826 (D. Or., Sept. 30, 2005). In that case, the district court cited *McLean Indus., Inc.*, 196 B.R. 670, 676-77 (S.D.N.Y. 1196) for the proposition that "the fact that the bankruptcy court could not order affirmative relief because avoidance claim was time-barred did not impact the court's power to determine that a transfer was avoidable and grant partial relief under § 502(d)" (underscoring added by this Court). Thus, even though the avoidance claim was time-barred, the bankruptcy court still had to determine that the underlying transfer was avoidable before it could reach the conclusion that the subject claim could be disallowed under

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, August 27, 2018**

**Hearing Room 6C**

2:00 PM

**CONT... Modern VideoFilm, Inc.**

**Chapter 11**

section 502(d) – and the bankruptcy court had the power to do so.

Neither the Ninth Circuit nor the BAP cases cited above refer to a *prima facie* showing rule, and the Court is reluctant to adopt such a rule here or to find that Debtor has made such a showing. Although the Court agrees that an actual judgment in the Adversary Proceeding in favor of Debtor is not necessarily required before the Claim can be disallowed under section 502(d), suffice it to say that Debtor has not here made a sufficient showing that Mr. Barkat received a transfer avoidable under section 544 or 548 such as to warrant disallowance of the Claim.

The Court denies the Motion without prejudice.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
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**Debtor(s):**

Modern VideoFilm, Inc.

Represented By  
Garrick A Hollander  
Andrew B Levin  
Peter W Lianides

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, August 27, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-11826 Celso Ponce Ortiz**

**Chapter 7**

**#3.00**

Hearing RE: Motion Of United States Trustee To Determine Whether Compensation Paid To Counsel Was Excessive Under 11 U.S.C. Section 329 And F.R.B.P. 2017 And To Order Counsel To File A 2016(b) Statement (Motion filed 7/18/18)

Docket 14

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - ORDER APPROVING STIPULATION TO RESOLVE MOTION ENTERED 7-26-18 - (Docket No. [19])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Celso Ponce Ortiz

Represented By  
Ashishkumar Patel

**Trustee(s):**

Thomas H Casey (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, August 28, 2018**

**Hearing Room 225**

9:00 AM

**6:17-17512 Douglas Craig Woodard**

**Chapter 7**

**#1.00**

McCarthy & Holthus, LLP - movant's attorney

Motion for Relief from Stay

Finance of America Reverse LLC vs. Debtor  
(Motion filed 10/18/2017)

RE: 225 Birchwood Drive, Lake Arrowhead, CA 92352

Docket 12

**\*\*\* VACATED \*\*\* REASON: Cont. to 11/27/18 @ 9:00 a.m. - jc**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
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**Debtor(s):**

Douglas Craig Woodard

Pro Se

**Trustee(s):**

Karl T Anderson (TR)

Represented By  
Leonard M Shulman  
Melissa Davis Lowe

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, August 28, 2018**

**Hearing Room 225**

9:00 AM

**6:18-10094 Deontay Daymont Potter and Joy Shaun Potter**

**Chapter 11**

**#2.00**

Prenovost, Normandin, Bergh & Dawe - movant attorney

Motion for Relief from Stay

Gateway One Lending & Finance vs. DEBTORS  
(Motion filed 8/7/18)

Re: 2013 Chevrolet Camaro

Docket 124

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Grant the motion under section 362(d)(1).

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Deontay Daymont Potter

Represented By  
M. Jonathan Hayes

**Joint Debtor(s):**

Joy Shaun Potter

Represented By  
M. Jonathan Hayes

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, August 28, 2018**

**Hearing Room 225**

9:00 AM

**6:18-13874 Kelly Williams**

**Chapter 7**

**#3.00**

Tiffany & Bosco P.A. - movant attorney

Motion for Relief from Stay

U.S. Bank NA vs. DEBTOR  
(Motion filed 6/13/18)

Re: 13952 Clydesdale Run Lane, Victorville, CA 92394

Cont. from 7/10/18)

Docket 8

**\*\*\* VACATED \*\*\* REASON: Motion Withdrawn on 8/27/18 - jc**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
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**Debtor(s):**

Kelly Williams

Pro Se

**Movant(s):**

U.S. Bank NA, successor trustee to

Represented By  
Robert P Zahradka

**Trustee(s):**

Steven M Speier (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, August 28, 2018**

**Hearing Room 225**

9:00 AM

**6:18-14030 Robert T. Leach and Rosa S. Leach**

**Chapter 7**

**#4.00**

Aldridge Pite, LLP - movant attorney

Motion for Relief from Stay

JPMorgan chase Bank National Association  
(Motion filed 7/24/18)

Re: 9485 Poppy Field Court, Rancho Cucamonga, California 91730

**(Tele. appr. Alexander Lee, rep. movant JPMorgan Chase Bank)**

Docket 15

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the motion under section 362(d)(1).

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
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**Debtor(s):**

Robert T. Leach

Represented By  
Keith Q Nguyen

**Joint Debtor(s):**

Rosa S. Leach

Represented By  
Keith Q Nguyen

**Trustee(s):**

Arturo Cisneros (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, August 28, 2018**

**Hearing Room 225**

9:00 AM

**6:18-14165 Alvaro Mendoza and Kenia Y. Mendoza**

**Chapter 7**

**#5.00**

Cooksey, Toolen, Gage, Duffy & Woog - movant attorney

Motion for Relief from Stay

Wells Fargo Bank vs. DEBTORS, Lynda Bui, trustee  
(Motion filed 7/20/18)

Re: 2014 Volkswagen Jetta, VIN 3VW2K7AJXEM225031

Docket 13

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Grant the motion under section 362(d)(1), (d)(2).

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Alvaro Mendoza

Represented By  
James D. Hornbuckle

**Joint Debtor(s):**

Kenia Y. Mendoza

Represented By  
James D. Hornbuckle

**Trustee(s):**

Lynda T. Bui (TR)

Pro Se



**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, August 28, 2018**

**Hearing Room 225**

9:00 AM

**6:18-14316 Debra Marie Sandgren**

**Chapter 7**

**#6.00**

Allen Law Office, Inc. - movant attorney

Motion for Relief from Stay

BMW Bank of North America vs DEBTOR  
(Motion filed 8/1/18)

RE: 2014 BMW 3 Series Sedan 4D 320i VIN WBA3B1C54EP680565

Docket 11

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Grant the motion under section 362(d)(1), (d)(2).

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Debra Marie Sandgren

Represented By  
Benjamin R Heston

**Trustee(s):**

Robert Whitmore (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, August 28, 2018**

**Hearing Room 225**

9:00 AM

**6:18-14960 Jorge Esparza Lopez and Rosa G Esparza**

**Chapter 7**

**#7.00**

Law Offices of Bruce P. Needleman - movant attorney

Motion for Relief from Stay

Kinecta Federal Credit Union vs. DEBTORS  
(Motion filed 7/27/18)

Re: 2018 Chevrolet Colorado VIN: 1GCGSDEN2J1176466

Docket 14

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Grant the motion under section 362(d)(1), (d)(2).

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Jorge Esparza Lopez

Represented By  
Dan Perry

**Joint Debtor(s):**

Rosa G Esparza

Represented By  
Dan Perry

**Trustee(s):**

Karl T Anderson (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, August 28, 2018**

**Hearing Room 225**

9:00 AM

**6:18-15206 Andres S. Bustos**

**Chapter 7**

**#8.00**

Cooksey, Toolen, Gage, Duffy & Woog - movant attorney

Motion for Relief from Stay

Santander Consumer USA Inc. vs. DEBTOR, Howard B. Grobstein, trustee  
(Motion filed 7/24/18)

Re: 2016 Chrysler 200, VIN 1C3CCCAB1GN150688

Docket 8

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Grant the motion under section 362(d)(1), (d)(2).

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Andres S. Bustos

Represented By  
James D. Hornbuckle

**Trustee(s):**

Howard B Grobstein (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, August 28, 2018**

**Hearing Room 225**

9:00 AM

**6:18-15591 Dinorah Nance and Gregory Nance**

**Chapter 7**

**#9.00**

Cooksey, Toolen, Gage, Duffy & Woog - movant attorney

Motion for Relief from Stay

Hyundai Lease Titling Trust vs. DEBTORS  
(Motion filed 7/18/18)

Re: 2015 Hyundai Sonata, VIN: 5NPE34AF9FH111195

Docket 17

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Grant the motion under section 362(d)(1), (d)(2).

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Dinorah Nance

Represented By  
Arash Shirdel

**Joint Debtor(s):**

Gregory Nance

Represented By  
Arash Shirdel

**Trustee(s):**

Arturo Cisneros (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, August 28, 2018**

**Hearing Room 225**

9:00 AM

**6:18-15796 Stephanie L Cervin**

**Chapter 7**

**#10.00**

Law Offices of Vincent V. Frounjian, P.C. - movant attorney

Motion for Relief from Stay

Mechanics Bank, a California Banking Corp., vs DEBTOR  
(Motion filed 8/1/18)

Re: 2013 Honda Pilot VIN 5FNYP3H50DB026785

Docket 8

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Grant the motion under section 362(d)(1), (d)(2).

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Stephanie L Cervin

Pro Se

**Trustee(s):**

Steven M Speier (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, August 28, 2018**

**Hearing Room 225**

9:00 AM

**6:18-15894 Kamari Lashon Williams**

**Chapter 7**

**#11.00**

Vanlochem & Associates LLP - movant attorney

Motion for Relief from Stay

Townsgate Capital Corporation vs. DEBTOR  
(Motion filed 7/24/18)

Re: 2016 NISSAN ALTIMA, VIN # 1N4AL3AP9GC189531

Docket 8

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Grant the motion under section 362(d)(1), (d)(2).

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Kamari Lashon Williams

Represented By  
Nicholas M Wajda

**Trustee(s):**

Robert Whitmore (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, August 28, 2018**

**Hearing Room 225**

9:00 AM

**6:18-16078 Frederick Lawrence Graves**

**Chapter 7**

**#12.00**

Barry Lee O'Connor - movant attorney

Motion for Relief from Stay

Bartoli Investments, L.P. vs. DEBTOR  
(Motion filed 8/3/18)

Re: 23820 Ironwood Avenue Space 32 Moreno Valley, CA 9255

Docket 9

**\*\*\* VACATED \*\*\* REASON: Case Dismissed on 8/7/18 - jc**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
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**Debtor(s):**

Frederick Lawrence Graves

Pro Se

**Trustee(s):**

Howard B Grobstein (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, August 28, 2018**

**Hearing Room 225**

9:00 AM

**6:18-16375 Allissa Randolph**

**Chapter 7**

**#13.00**

Law Offices of William E. Windham - movant attorney

Motion for Relief from Stay

Providence Vista Gardens Hemet Apartments, LLC vs. DEBTOR  
(Motion filed 8/2/18)

RE: Real Property 555 E. Fruitvale, Hemet #1002

Docket 8

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the motion under section 362(d)(1), (d)(2).

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Allissa Randolph

Pro Se

**Trustee(s):**

Howard B Grobstein (TR)

Pro Se



**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, August 28, 2018**

**Hearing Room 225**

9:00 AM

**6:18-16499 VJ Avocado Ranch Properties LLC**

**Chapter 11**

**#14.00**

Law Office of Julian Bach - movant attorney

Motion for Relief from Stay

Summit Capital LLC vs. DEBTOR  
(Motion filed 8/2/18)

RE: 12340 Telephone Avenue, Chino, California 91710

Docket 7

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the motion under section 362(d)(1), (d)(4). Deny as to termination of co-debtor stay (this is not a chapter 13 case).

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
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**Debtor(s):**

VJ Avocado Ranch Properties LLC

Represented By  
L. Walker Van Antwerp III

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, August 28, 2018**

**Hearing Room 225**

2:00 PM

**6:09-14254 Fleetwood Enterprises, Inc.**

**Chapter 11**

**#1.00**

Hrg. on Liquidating Trustee's Motion filed 7/31/18 for Entry of an Order Further Extending Term of the Fleetwood Liquidating Trust Through and Including June 30, 2020

**(Tele. appr. Brutzkus Gubner, rep. Trustee, Sltm Trst LLC)**

Docket 4813

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Granted.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
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**Debtor(s):**

Fleetwood Enterprises, Inc.

Represented By  
Craig Millet  
Solmaz Kraus  
Anne A Uyeda  
William C Bollard  
James P Menton JR  
Richard K Hines

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, August 28, 2018**

**Hearing Room 225**

2:00 PM

**6:09-14254 Fleetwood Enterprises, Inc.**

**Chapter 11**

**#2.00**

Hrg. on Liquidating Trustee's Motion filed 7/31/18 for Entry of an Order Further Extending (a) Administrative Claims Objection Deadline, and (2) Claims Objection Deadline, to December 31, 2019

**(Tele. appr. Brutzkus Gubner, rep. Trustee, Sltm Trst LLC)**

Docket 4814

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Granted.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Fleetwood Enterprises, Inc.

Represented By  
Craig Millet  
Solmaz Kraus  
Anne A Uyeda  
William C Bollard  
James P Menton JR  
Richard K Hines

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, August 28, 2018**

**Hearing Room 225**

2:00 PM

**6:17-15479 Monica B. Rios**

**Chapter 7**

**#3.00**

Hrg. on Chapter 7 Trustee's Motion filed 7/25/18 Disallowing Claim No.1 - Cavalry SPVI, LLC as Assignee of Citibank; Claim No.2 - Cavalry SPV I, LLC as Assignee of Citibank; Claim No.5 - Cach, LLC Its Successors and Assigns as Assignee of FIA Card Services, N.A.

**(Notice of Withdrawal of Trustee's Claim No. 1 and Claim No. 2 filed on 8/24/18)**

Docket 64

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant the motion, sustain claim objections, and disallow Claims Nos. 1, 2, and 5 in their entirety.

CHAPTER 7 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Monica B. Rios

Represented By  
W. Derek May

**Trustee(s):**

Charles W Daff (TR)

Represented By  
Lynda T Bui  
Rika Kido

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, August 28, 2018**

**Hearing Room 225**

2:00 PM

**6:17-17651 Jeffrey Roy Southwick and Angela Marie Southwick**

**Chapter 7**

**#4.00**

Hrg. on Chapter 7 Trustee's Motion filed 8/3/18 for order approving turnover of records by Debtors

EH\_\_\_\_\_

**(Tele. appr. Trustee, Lynda Bui)**

Docket 38

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Granted.

CHAPTER 7 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Jeffrey Roy Southwick

Represented By  
Stephen H Darrow

**Joint Debtor(s):**

Angela Marie Southwick

Represented By  
Stephen H Darrow

**Trustee(s):**

Lynda T. Bui (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, August 28, 2018**

**Hearing Room 225**

2:00 PM

**6:17-19513 Terry Lee Fleming, Sr**

**Chapter 11**

**#5.00**

Hrg. on Application filed 7/17/18 of Debtor and Debtor-in-Possession to Employ Luxenberg and Associates, CPA Inc. as Financial Advisor and Accountant Nunc Pro Tunc

**(Tele. appr. Martin Eliopulos, rep. Havasu Lakeshore Investments)**

Docket 150

**\*\*\* VACATED \*\*\* REASON: Continued to 9/18/18 @ 2:00 p.m. - jc**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Terry Lee Fleming Sr

Represented By  
James E Till

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, August 29, 2018**

**Hearing Room 6C**

9:00 AM

**8:16-15208 Michael Younessi**

**Chapter 11**

Adv#: 8:17-01051 Diamond Enterprises, LTD., LP v. Younessi

**#1.00**

CONT'D Hearing RE: Defendant's Motion For Summary Judgment Or In The Alternative Summary Adjudication  
(Motion filed 5/8/18)

**[Tele. appr. Ryan O' Dea, repr. Def. Richard Marshack]**

FR: 6-27-18

Docket 78

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The Court will continue the hearing on defendant's motion for summary judgment because this matter could potentially become moot if the Court were to revoke the confirmation order as prayed for in Diamond Enterprises v. Younessi, Adversary Proceeding No. 8:18-ap-01150-MW.

Accordingly, the Court continues the hearing on the motion for summary judgment to November 14, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Michael Younessi

Represented By  
Michael Jones  
Sara Tidd

**Defendant(s):**

Michael Younessi

Represented By

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, August 29, 2018**

**Hearing Room 6C**

---

9:00 AM

CONT...

**Michael Younessi**

Roger Frederickson

**Chapter 11**

**Plaintiff(s):**

Diamond Enterprises, LTD., LP

Represented By  
M Douglas Flahaut



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, August 29, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-14478 Dennis Edward Lake**

**Chapter 7**

Adv#: 8:18-01099 Lake v. Federal Trade Commission

**#2.00**

STATUS CONFERENCE Hearing RE: Complaint  
(Complaint filed 6/6/18)

Docket 1

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO OCTOBER 24, 2018 AT  
9:00 A.M. PER STIPULATION AND ORDER ENTERED 8-20-18 - (Docket  
No. [8])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Dennis Edward Lake

Represented By  
D Justin Harelik

**Defendant(s):**

Federal Trade Commission

Pro Se

**Plaintiff(s):**

Dennis Edward Lake

Pro Se

**Trustee(s):**

Jeffrey I Golden (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, August 29, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-14478 Dennis Edward Lake**

**Chapter 7**

Adv#: 8:18-01099 Lake v. Federal Trade Commission

**#3.00**

Hearing RE: Motion For Stay Of Adversary Proceeding  
(Set per Order Entered 7-25-18)

Docket 1

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO OCTOBER 24, 2018 AT  
9:00 A.M. PER STIPULATION AND ORDER ENTERED 8-20-18 - (Docket  
No. [8])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Dennis Edward Lake

Represented By  
D Justin Harelik

**Defendant(s):**

Federal Trade Commission

Pro Se

**Plaintiff(s):**

Dennis Edward Lake

Pro Se

**Trustee(s):**

Jeffrey I Golden (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, August 29, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-10203 Phillip Barry Greer**

**Chapter 7**

Adv#: 8:18-01075 Street v. Greer et al

**#4.00**

CONT'D STATUS CONFERENCE Hearing RE: First Amended Complaint For:  
(1) Determination Of Non-Dischargeability Of Debt;  
(2) Determination Of Non-Dischargeability Of Debt;  
(3) Determination Of Non-Dischargeability Of Debt;  
(4) Declaratory Relief RE: Determination Of Validity, Priority Or Extent Of  
Interest In Real Property and Personal Property  
(Complaint filed 4/26/18) (First Amended Complaint filed 5/30/18)  
(Another Summons Issued 5/31/18)

FR: 7-25-18

Docket 8

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The Court will continue this matter to October 24, 2018 at 9:00 a.m. to permit settlement negotiations to go forward.

COURT TO PREPARE ORDER.

<b>Party Information</b>
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**Debtor(s):**

Phillip Barry Greer	Pro Se
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**Defendant(s):**

Phillip Barry Greer	Pro Se
Arlene C. Greer	Pro Se

**Plaintiff(s):**

Chriss W. Street	Represented By
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**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, August 29, 2018**

**Hearing Room 6C**

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9:00 AM

**CONT... Phillip Barry Greer**

Timothy C Aires

**Chapter 7**

**Trustee(s):**

Richard A Marshack (TR)

Represented By  
James C Bastian Jr

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, August 29, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-11792 Modern VideoFilm, Inc.**

**Chapter 11**

Adv#: 8:18-01084 Modern VideoFilm, Inc. v. Barkat et al

**#5.00**

CONT'D STATUS CONFERENCE Hearing RE: First Amended Complaint For Judgment:

- (1) Compelling Turnover Of Estate Property;
  - (2) For Conversion
  - (3) Avoiding Fraudulent Transfers;
  - (4) Recovering Avoided Transfers;
  - (5) Breach of Fiduciary Duty/Defalcation; And;
  - (6) Injunctive Relief
- (Complaint filed 5/16/18)  
(First Amended Complaint filed 6-5-18)  
(Another Summons issued 6/6/18)

FR: 8-8-18

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will issue a scheduling order:

1. All non-expert discovery shall close on February 28, 2019.
2. Expert reports shall be exchanged, and non-expert discovery motions heard, on or before March 31, 2019.
3. Expert discovery shall close on April 30, 2019.
4. Expert discovery motions shall be heard on or before May 31, 2019.
5. The Court will set a further status conference in this case for June 19, 2019 at 9:00 a.m.

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, August 29, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... Modern VideoFilm, Inc.**

**Chapter 11**

In view of the parties' failure to check boxes at page 4(F), the Court will deem the parties to have consented to this Court's final determination of this case under the rule of Wellness International v. Sharif.

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Modern VideoFilm, Inc.

Represented By  
Garrick A Hollander

**Defendant(s):**

Moshe Barkat

Pro Se

Modern VideoFilm Holdings, LLC

Pro Se

Sidan Engineering, L.P.

Pro Se

Sivan Barkat Sherman

Pro Se

Danielle Barkat Turner

Pro Se

Deborah Barkat

Pro Se

**Plaintiff(s):**

Modern VideoFilm, Inc.

Represented By  
Garrick A Hollander

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, August 30, 2018**

**Hearing Room 225**

9:00 AM

**6:16-12645 Frank Bagheritarie**

**Chapter 7**

Adv#: 6:17-01192 Zagros Horizons USA, Inc. v. Bagheritarie

**#1.00**

STATUS CONFERENCE Re: Complaint for: 1. Declaratory relief 2. Preliminary injunction 3. Avoidance and recovery of actual fraudulent transfers (11 U.S.C. §§ 548(1)(A) and 550) 4. Avoidance and recovery of actual fraudulent transfers (CCP §3439) 5. Avoidance and recovery of constructive fraudulent transfer (11 U.S.C. §§5549(a)(1)(B) and 550)

(Cont. from 5/3/18)

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will inquire into whether the parties have agreed upon a primary mediator and an alternate mediator and filed a mediation stipulation and lodged an order thereon.

**Party Information**

**Debtor(s):**

Frank Bagheritarie

Represented By  
Neil R Hedtke

**Defendant(s):**

Frank Bagheritarie

Represented By  
Varand Gourjian

**Plaintiff(s):**

Zagros Horizons USA, Inc.

Represented By  
Dina Farhat  
Paymon Bidari

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, August 30, 2018**

**Hearing Room 225**

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9:00 AM

**CONT... Frank Bagheritarie**

**Chapter 7**

**Trustee(s):**

John P Pringle (TR)

Represented By  
Wesley H Avery



**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, August 30, 2018**

**Hearing Room 225**

9:00 AM

**6:16-12645 Frank Bagheritarie**

**Chapter 7**

Adv#: 6:17-01192 Zagros Horizons USA, Inc. v. Bagheritarie

**#2.00**

Hrg on Defendant's Motion to Dismiss Adversary Proceeding

(Cont. from 5/3/18)

Docket 7

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

No tentative ruling.

**Party Information**

**Debtor(s):**

Frank Bagheritarie

Represented By  
Neil R Hedtke

**Defendant(s):**

Frank Bagheritarie

Represented By  
Varand Gourjian

**Movant(s):**

Frank Bagheritarie

Represented By  
Varand Gourjian

**Plaintiff(s):**

Zagros Horizons USA, Inc.

Represented By  
Dina Farhat  
Paymon Bidari

**Trustee(s):**

John P Pringle (TR)

Represented By  
Wesley H Avery

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, August 30, 2018**

**Hearing Room 225**

9:00 AM

**CONT... Frank Bagheritarie**

**Chapter 7**

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, August 30, 2018**

**Hearing Room 225**

9:00 AM

**6:16-12645 Frank Bagheritarie**

**Chapter 7**

Adv#: 6:17-01192 Zagros Horizons USA, Inc. v. Bagheritarie

**#3.00**

Hrg on Mohamed Bagheri's, Party in Interest re Motion For Joinder As Additional Plaintiff under F.R.B.P. 7019 and 7020

(Cont. from 5/31/18)

Docket 29

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

No tentative ruling.

**Party Information**

**Debtor(s):**

Frank Bagheritarie

Represented By  
Neil R Hedtke

**Defendant(s):**

Frank Bagheritarie

Represented By  
Varand Gourjian

**Plaintiff(s):**

Zagros Horizons USA, Inc.

Represented By  
Dina Farhat  
Paymon Bidari

**Trustee(s):**

John P Pringle (TR)

Represented By  
Wesley H Avery

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, August 30, 2018**

**Hearing Room 225**

9:00 AM

**6:16-12645 Frank Bagheritarie**

**Chapter 7**

Adv#: 6:17-01192 Zagros Horizons USA, Inc. v. Bagheritarie

**#4.00**

Hrg. on Plaintiff's Motion filed 8/2;18 to Compel the Deposition of Frank Bagheritarie and Production of Documents and Request for Sanctions

Docket 46

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

No tentative ruling.

**Party Information**

**Debtor(s):**

Frank Bagheritarie

Represented By  
Neil R Hedtke

**Defendant(s):**

Frank Bagheritarie

Represented By  
Varand Gourjian

**Plaintiff(s):**

Zagros Horizons USA, Inc.

Represented By  
Dina Farhat  
Paymon Bidari

**Trustee(s):**

John P Pringle (TR)

Represented By  
Wesley H Avery

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, August 30, 2018**

**Hearing Room 225**

9:00 AM

**6:16-18347 Anthony Lorenzo Marcelo**  
Adv#: 6:17-01088 Anderson v. Marcelo

**Chapter 7**

**#5.00**

STATUS CONFERENCE RE: 1) Avoidance of Intentional Fraudulent Transfers and Recovery of Same [11 U.S.C. §§ 544, 548, 550, 551; Cal. Civ. Code §§ 3439.04, 3439.07, 3439.08]; 2) Avoidance of Constructive Fraudulent Transfers and Recovery of Same [11 U.S.C. §§ 544, 548, 550, 551; Cal. Civ. Code §§ 3439.04, 3439.05, 3439.07, 3439.08, 3439.09]; 3) Disallowance of Claims [11 U.S.C. §502(d)]; 4) Unjust Enrichment [11 U.S.C. § 105]; 5) Declaratory Relief [11 U.S.C. §§ 541, 544, 548; FRBP 7001(9)]; and 6) Turnover of Property of the Estate [11 U.S.C. § 542]

(Cont. from 6/14/18)

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will inquire into the status of finalizing settlement documents.

<b>Party Information</b>
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**Debtor(s):**

Anthony Lorenzo Marcelo

Represented By  
Daniel King

**Defendant(s):**

Relito C. Marcelo

Represented By  
Daniel King

**Plaintiff(s):**

Karl T. Anderson

Represented By  
Brandon J Iskander

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, August 30, 2018**

**Hearing Room 225**

---

9:00 AM

**CONT... Anthony Lorenzo Marcelo**

**Chapter 7**

**Trustee(s):**

Karl T Anderson (TR)

Represented By  
Leonard M Shulman  
Elyza P Eshaghi

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, August 30, 2018**

**Hearing Room 225**

9:00 AM

**6:16-20446 BioData Medical Laboratories, Inc.**

**Chapter 11**

Adv#: 6:16-01299 BioData Medical Laboratories, Inc. v. Merchant Cash & Capital, LLC.

**#6.00**

PRE-TRIAL CONFERENCE re: Complaint by BioData Medical Laboratories, Inc. against Merchant Cash & Capital, LLC.. (Charge To Estate). Nature of Suit: (12 (Recovery of money/property - 547 preference)),(13 (Recovery of money/property - 548 fraudulent transfer)),(72 (Injunctive relief - other)),(91 (Declaratory judgment))

(Con't from 8/9/18)

Docket 1

**\*\*\* VACATED \*\*\* REASON: Cont. to 10/18/18 @ 9:00 a.m. - jc**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

BioData Medical Laboratories, Inc.

Represented By  
Robert M Yaspan

**Defendant(s):**

Merchant Cash & Capital, LLC.

Pro Se

**Plaintiff(s):**

BioData Medical Laboratories, Inc.

Represented By  
Robert M Yaspan

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, August 30, 2018**

**Hearing Room 225**

9:00 AM

**6:17-20442 Timothy David Murphy**

**Chapter 7**

Adv#: 6:18-01071      Murphy v. Murphy et al

**#7.00** STATUS CONFERENCE on Complaint filed 3-20-18 to deny discharge under 11 U.S.C Section 727(a)(4)(A)  
Answer fld. 4-30-18 - L/O Timothy D. Murphy  
Answer fld. 5-10-18 - L/O Larry Webb

**From: 6-21-18**

Docket 1

**\*\*\* VACATED \*\*\* REASON: Cont. to 9/13/18 @ 9:00 a.m. - jc**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Timothy David Murphy

Pro Se

**Defendant(s):**

Timothy David Murphy

Represented By  
Timothy D Murphy

**Plaintiff(s):**

Mark M. Murphy

Represented By  
Larry D Webb

**Trustee(s):**

Lynda T. Bui (TR)

Represented By  
Michelle A Marchisotto



**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, August 30, 2018**

**Hearing Room 225**

9:00 AM

**6:18-16636 Littlefield Physical Therapy, Inc.**

**Chapter 11**

**#8.00**

Hrg. on Debtors' Emergency motion Debtor's Emergency Motion For Order  
Authorizing Payment And Honoring Of Prepetition Payroll Obligations

(Cont. from 8/10/18)

Docket 4

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will grant the motion.

DEBTOR TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Littlefield Physical Therapy, Inc.

Represented By  
Evan L Smith

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, August 30, 2018**

**Hearing Room 225**

2:00 PM

**6:17-17312 Flem Earl McMillan and Lydia Ventura McMillan**

**Chapter 11**

**#1.00**

Hrg. on Chapter 11 Plan

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will inquire into: (1) the amount of money in Debtors' retirement accounts (to prove up their ability to pay \$80,237.44 (plus accrued interest) to the IRS on the plan effective date); and (2) estimated additional federal and California 2018 income taxes as a result of these retirement account withdrawals (including possible early withdrawal penalties) and effect on the projected post-confirmation financials.

The IRS argues that the plan provision that extinguishes the IRS lien upon full payment of the IRS's secured claim is contrary to law. The Court has not encountered this argument before.

11 U.S.C. section 1123(a)(5)(E) provides as follows: "Notwithstanding any otherwise applicable nonbankruptcy law, a plan shall --- . . . (5) provide adequate means for the plan's implementation such as --- . . . (E) satisfaction or modification of any lien . . . ."

The Court notes that the lien provisions of the Internal Revenue Code likely constitute "otherwise applicable nonbankruptcy law."

Further, and more important, 11 U.S.C. section 1123(b)(5) provides in relevant part as follows: "Subject to subsection (a) of this section, a plan may --- . . . (5) modify the rights of holders of secured claims, other than a claim secured only by a security interest in real property that is the debtor's principal residence . . . ."

In this regard, the Court notes that the IRS secured claim is secured by all of the Debtors' nonexempt property and therefore is not "a claim secured only by a security interest in real property that is the debtor's principal residence."

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, August 30, 2018**

**Hearing Room 225**

2:00 PM

**CONT... Flem Earl McMillan and Lydia Ventura McMillan Chapter 11**

For these reasons, it would seem that the plan provision in question is consistent with applicable law. However, this is certainly a complicated area of bankruptcy and tax law, and if the IRS has contrary authority, the Court would be pleased to review and consider it. The IRS has leave of the Court to file a supplemental brief before the hearing date or may raise its arguments and case and statutory authorities at the hearing.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Flem Earl McMillan

Represented By  
Todd L Turoci  
Todd L Turoci

**Joint Debtor(s):**

Lydia Ventura McMillan

Represented By  
Todd L Turoci  
Todd L Turoci

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, August 30, 2018**

**Hearing Room 225**

2:00 PM

**6:17-17312 Flem Earl McMillan and Lydia Ventura McMillan**

**Chapter 11**

**#2.00**

Hrg. on chapter 11 Status Conference

(Cont. from 6/14/18)

Docket 0

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will inquire into Debtors' compliance with U.S. Trustee guidelines and requirements.

Next Status Conference: December 13, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Flem Earl McMillan

Represented By  
Todd L Turoci  
Todd L Turoci

**Joint Debtor(s):**

Lydia Ventura McMillan

Represented By  
Todd L Turoci  
Todd L Turoci

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, September 4, 2018**

**Hearing Room 225**

9:00 AM

**6:18-14030 Robert T. Leach and Rosa S. Leach**

**Chapter 7**

**#1.00**

RAS Crane LLC - movant attorney

Motion for Relief from Stay

U.S. Bank National Association vs. DEBTORS  
(Motion filed 8/8/18)

Re: 9485 Poppyfield Court, Rancho Cucamonga, California 91730

Docket 17

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will grant the motion under section 362(d)(1) and (d)(2). The Court will deny the motion as to the termination co-debtor stay; this is not a Chapter 13 case.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Robert T. Leach

Represented By  
Keith Q Nguyen

**Joint Debtor(s):**

Rosa S. Leach

Represented By  
Keith Q Nguyen

**Trustee(s):**

Arturo Cisneros (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, September 4, 2018**

**Hearing Room 225**

2:00 PM

**6:18-11493 Ossil V. Macavinta**

**Chapter 7**

**#1.00**

Hrg. on Trustee's Motion filed 8/2/18 to Allow Claim No. 10 of Deseret First Credit Union as Fully Secured, Not Entitled to a Dividend

Docket 26

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will grant the motion and allow Claim No. 10 as a secured claim only, not entitled to any distribution from the estate.

CHAPTER 7 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Ossil V. Macavinta

Represented By  
Christopher Hewitt

**Trustee(s):**

John P Pringle (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, September 5, 2018**

**Hearing Room 6C**

9:00 AM

**8:14-14604 Felix Martinez**

**Chapter 13**

Adv#: 8:17-01161 Martinez v. CV Investment Partners et al

**#1.00**

CONT'D PRE-TRIAL CONFERENCE RE: Debtor's Complaint For:

1. Declaratory Relief Pursuant To 11 U.S.C. Section 544(a)(3);
2. Judgment Declaring Abstract Void And Unperfected;
3. Expungement Of Lis Pendens;
4. Declaratory Relief That Judgment Is Void And/Or Equitable Relief From The Judgment  
(Complaint filed 10/24/17)  
(PTC set at S/C held 2/14/18)

FR: 1-17-18; 2-14-18

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will approve the proposed Joint Pretrial Stipulation and will order as follows:

1. All direct testimony at trial shall be presented by declaration. Each declarant must be present at trial for cross-examination. If a declarant fails to attend trial and submit to cross-examination, the declaration of such declarant shall be stricken.
2. Plaintiff's trial brief and the declarations of Plaintiff's witnesses shall be filed on or before September 30, 2018.
3. Defendants' trial brief and the declarations of Defendants' witnesses shall be filed on or before October 25, 2018.
4. All exhibits to be used at trial shall be filed on or before October 25, 2018.

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, September 5, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... Felix Martinez**

**Chapter 13**

5. Trial is set for October 30, 2018 at 9:00 a.m., with recess at noon, and will resume at 1:30 p.m. and continue until 4:30 p.m.

6. Each of Plaintiff and Defendants shall have three hours to present their respective cases.

The Court will also inquire whether the parties wish to reconsider their decision not to mediate this case.

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Felix Martinez

Represented By  
Joseph A Weber  
Fritz J Firman

**Defendant(s):**

CV Investment Partners

Pro Se

Michael Cargile

Pro Se

**Plaintiff(s):**

Felix Martinez

Represented By  
Fritz J Firman

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, September 5, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-13556 John Olaf Halvorson**

**Chapter 7**

Adv#: 8:15-01391 Baek et al v. Halvorson et al

**#2.00**

CONT'D STATUS CONFERENCE Hearing  
(Set per Order Staying Memorandum Decision And Order After Bifurcated Trial  
On Unclean Hands Entered on 2/20/18)

FR: 2-28-18; 4-25-18

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The status conference will go forward.

Next status conference: to be determined.

The Court will continue the stay of the February 14, 2018 Memorandum of Decision through a date to be determined.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

John Olaf Halvorson

Represented By  
Marc C Forsythe  
Charity J Miller

**Defendant(s):**

John O. Halvorson

Represented By  
Marc C Forsythe  
Charity J Miller

Dan L. Halvorson

Represented By  
Guillermo Cabrera

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, September 5, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... John Olaf Halvorson**

**Chapter 7**

Christopher Celentino  
Peter W Bowie  
Reem J Bello  
Marc C Forsythe  
Steven J. Katzman  
Kyle Kveton  
Charity J Miller

Jerry Ann Randall

Represented By  
Guillermo Cabrera  
Christopher Celentino  
Peter W Bowie  
Reem J Bello  
Marc C Forsythe  
Steven J. Katzman  
Kyle Kveton  
Charity J Miller

PCC Fund I, LLC

Pro Se

Granite Bay Partners II, LLC

Pro Se

JH RE Holdings, LLC

Pro Se

Commercial Income Advisors, Inc.

Pro Se

**Plaintiff(s):**

Richard Baek

Represented By  
Reem J Bello  
Ali Matin  
Steven J. Katzman  
Kyle Kveton

Pacific Commercial Group, LLC

Represented By  
Reem J Bello  
Kyle Kveton  
Steven J. Katzman  
Ali Matin

Baek 153, LLP

Represented By

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, September 5, 2018**

**Hearing Room 6C**

---

9:00 AM

**CONT... John Olaf Halvorson**

**Chapter 7**

Reem J Bello  
Kyle Kveton  
Steven J. Katzman  
Ali Matin

Weneta M. Kosmala

Pro Se

**Trustee(s):**

Weneta M Kosmala (TR)

Represented By  
Reem J Bello  
Faye C Rasch  
Jeffrey I Golden

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, September 5, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-13556 John Olaf Halvorson**

**Chapter 7**

Adv#: 8:15-01454 Baek v. Halvorson et al

**#3.00**

CONT'D STATUS CONFERENCE Hearing  
(Set per Order Staying Memorandum Decision And Order After Bifurcated Trial  
On Unclean Hands Entered on 2/20/18)

FR: 2-28-18; 4-25-18

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The status conference will go forward.

Next status conference: to be determined.

The Court will continue the stay of the February 14, 2018 Memorandum of Decision through a date to be determined.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

John Olaf Halvorson

Represented By  
Marc C Forsythe  
Charity J Miller

**Defendant(s):**

John Olaf Halvorson

Represented By  
Charity J Miller  
Marc C Forsythe

Weneta M.A. Kosmala

Represented By  
Reem J Bello

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, September 5, 2018**

**Hearing Room 6C**

---

9:00 AM

**CONT... John Olaf Halvorson**

**Chapter 7**

**Plaintiff(s):**

Grace Baek

Represented By  
Ali Matin  
Steven J. Katzman  
Kyle Kveton

**Trustee(s):**

Weneta M Kosmala (TR)

Represented By  
Reem J Bello  
Faye C Rasch  
Jeffrey I Golden

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, September 5, 2018**

**Hearing Room 6C**

9:00 AM

**8:16-10849 Casey John Simon**

**Chapter 7**

Adv#: 8:16-01187 Gordy v. Simon et al

**#4.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint To Deny And Object To The Debtors' Discharge Pursuant To 11 U.S.C. Section 727 (Complaint filed 8/12/16)

FR: 11-9-16; 3-8-17; 5-31-17; 12-13-17; 2-28-18; 5-30-18

Docket 1

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO JANUARY 9, 2019 AT 9:00 A.M. PER ORDER ON STIPULATION ENTERED 9-4-18 - (Docket No. [96])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Casey John Simon

Represented By  
Kelly Zinser

**Defendant(s):**

Casey John Simon

Represented By  
Kelly Zinser

Korrine Ellen Simon

Represented By  
Kelly Zinser

**Joint Debtor(s):**

Korrine Ellen Simon

Represented By  
Kelly Zinser

**Plaintiff(s):**

Paul Thomas Gordy

Represented By  
Gary Leibowitz

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, September 5, 2018**

**Hearing Room 6C**

---

9:00 AM

**CONT... Casey John Simon**

**Chapter 7**

**Trustee(s):**

Karen S Naylor (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

Thursday, September 6, 2018

Hearing Room 225

9:00 AM

**6:16-13150 Paul Gregory Katona**

**Chapter 7**

Adv#: 6:17-01221 United States Trustee for the Central District of v. Katona et al

**#1.00**

PRE-TRIALCONFERENCE re: Complaint by United States Trustee for the Central District of California, Region 16 against Paul Gregory Katona, Gail Marie Katona. (Fee Not Required). with adversary cover sheet Nature of Suit: (41 (Objection / revocation of discharge - 727(c),(d),(e)))

Docket 1

**\*\*\* VACATED \*\*\* REASON: Cont. to 9/13/18 @ 9:00 a.m. - jc**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Paul Gregory Katona

Represented By  
Douglas A Plazak

**Defendant(s):**

Paul Gregory Katona

Represented By  
Douglas A Plazak

Gail Marie Katona

Represented By  
Douglas A Plazak

**Joint Debtor(s):**

Gail Marie Katona

Represented By  
Douglas A Plazak

**Plaintiff(s):**

United States Trustee for the Central

Represented By  
Everett L Green

**Trustee(s):**

John P Pringle (TR)

Represented By  
Lynda T Bui



**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, September 6, 2018**

**Hearing Room 225**

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9:00 AM

**CONT...**

**Paul Gregory Katona**

Rika Kido  
Brianna L Frazier

**Chapter 7**

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

Thursday, September 6, 2018

Hearing Room 225

9:00 AM

6:17-16779 Carlitos Vargas

Chapter 7

Adv#: 6:17-01243 Vargas v. United States Department Of Education et al

#2.00

Pre-TrialConference re Complaint by Michelle Vargas against United States Department Of Education, Navient Corporation, Navient Credit Finance Corporation, Navient Solutions, Inc., Education Credit Management Corporation. (Fee Not Required). Complaint to Determine Dischargeability of Student Loans - 11 U.S.C. Section 523(a)(8); Borrower's Defenses Against Repayment - 20 U.S.C. Section 1087e(h); 34 C.F.R. 685.206(c): 1) Fraud, Misrepresentation, Concealment, and False Promises; 2) Fraud, Forgery, and Undue Influence 3) Violation of California Business and Professions Code Sections 17200 et seq; 4) Violation of California Business and Professions Code Sections 17500 et seq; and 5) Discharge of Debt Obtained by Students Whose Eligibility for Federal Student Aid was Falsely Certified by the School - 20 U.S.C. Section 1087; 34 C.F.R. 685.215 Nature of Suit: (63 (Dischargeability - 523(a)(8), student loan)),(02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy)

Docket 1

\*\*\* VACATED \*\*\* REASON: Cont. to 9/13/18 @ 9:00 a.m. - jc

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Carlitos Vargas

Represented By  
Todd L Turoci

**Defendant(s):**

United States Department Of

Represented By  
Elan S Levey

Navient Corporation

Represented By  
Robert S Lampl

Navient Credit Finance Corporation

Represented By  
Robert S Lampl

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, September 6, 2018**

**Hearing Room 225**

9:00 AM

**CONT... Carlitos Vargas**

**Chapter 7**

Navient Solutions, Inc.

Represented By  
Robert S Lampl

Education Credit Management

Pro Se

**Joint Debtor(s):**

Michelle Vargas

Represented By  
Todd L Turoci

**Plaintiff(s):**

Michelle Vargas

Represented By  
Todd L Turoci

**Trustee(s):**

Todd A. Frealy (TR)

Pro Se

United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar

Monday, September 10, 2018

Hearing Room 6C

9:00 AM

8:16-13819 Joan Ellen Yates

Chapter 13

#1.00

Motion for relief from stay [REAL PROPERTY]

Wells Fargo Bank, N.A. vs. Debtor  
(Motion filed 8/14/18)

**[RE: 119 Montana Del Lago Dr, Rancho Santa Margarita, California 92688]**

Docket 48

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO OCTOBER 15, 2018 AT  
9:00 A.M. PER ORDER GRANTING STIPULATION TO CONTINUE  
HEARING ENTERED 9-7-18 - (Docket No. [52])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Joan Ellen Yates

Represented By  
Allan S Williams

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, September 10, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-13011 Gregorio Reyes**

**Chapter 13**

**#2.00**

Hearing RE: Motion In Individual Case For Order Imposing A Stay Or Continuing The Automatic Stay As The Court Deems Appropriate (Motion filed 8/20/18)

**[RE: 1836 E. Almond, Anaheim, CA 92805]**

Docket 10

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will grant the motion.

DEBTOR TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Gregorio Reyes

Represented By  
Jaime A Cuevas

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, September 10, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-11759 Chester C Davenport**

**Chapter 7**

**#3.00**

CONT'D Motion for relief from stay [Real Property]

Mechanics Bank vs. DEBTOR  
(Motion filed 5/17/18)

**[RE: 2000 E. Oceanfront, Newport Beach, CA 92661]**

FR: 6-11-18; 7-9-18

Docket 7

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The movant has met its burden of proving the debtor's lack of equity in the subject property. The motion is granted under 11 U.S.C. § 362(d)(2) only. The 14-day stay provided by Rule 4001(a)(3) is waived.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
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**Debtor(s):**

Chester C Davenport

Pro Se

**Trustee(s):**

Karen S Naylor (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, September 10, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-11997 QDOS, Inc**

**Chapter 11**

**#4.00**

CONT'D Evidentiary Hearing RE: The Following Issues:

(1) The Issue Of Whether The Involuntary Petition In This Case Was Filed In Bad Faith.

(2) Additional The Issue Will Be Whether And To What Extent The Creditors Who Are On The List Of Petitioning Creditors Should Be Held To Be Jointly And Severally Liable For Actual And Punitive Damages To QDOS In The Event The Court Determines That The Petition Was Filed In Bad Faith.

(Set per Order Entered 8-8-18)

FR: 8-10-18

Docket 35

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

No tentative ruling.

**Party Information**

**Debtor(s):**

QDOS, Inc

Represented By  
Damian D Capozzola

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, September 10, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-12164 Ryan Mathew Reese and Anne Kristine Reese**

**Chapter 7**

**#5.00 Motion for relief from stay [PERSONAL PROPERTY]**

Toyota Motor Credit Corporation vs. Debtor  
(Motion filed 8/15/18)

**[RE: 2016 Toyota Tundra - VIN: 5TFDY5F13GX561639]**

Docket 14

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

No tentative ruling.

**Party Information**

**Debtor(s):**

Ryan Mathew Reese

Represented By  
Joseph M Tosti

**Joint Debtor(s):**

Anne Kristine Reese

Represented By  
Joseph M Tosti

**Trustee(s):**

Jeffrey I Golden (TR)

Pro Se



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, September 10, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-12600 Shakeel Ahmed**

**Chapter 13**

**#6.00**

Motion for relief from automatic stay [UNLAWFUL DETAINER]

Farmers Insurance Group Federal Credit Union vs. Debtor  
(Motion filed 8/15/18)

**[RE: Residential - 3807 San Pablo Drive, Fullerton, CA 92835-1236]**

Docket 36

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will grant the motion under 11 U.S.C. § 362(d)(1). The 14-day stay provided by Rule 4001(a)(3) is waived.

**Party Information**

**Debtor(s):**

Shakeel Ahmed

Represented By  
Bahram Madaen

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, September 10, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-12624 Jerry Louis Miller**

**Chapter 7**

**#7.00**

Motion for relief from stay [Personal Property]

Santander Consumer USA Inc. vs. DEBTOR  
(Motion filed 8/7/18)

**[RE: 2009 Nissan Versa - VIN: 3N1BC13E79L365839]**

Docket 9

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will grant the motion under 11 U.S.C. § 362(d)(1) and (d)(2). The 14-day stay provided by Rule 4001(a)(3) is waived.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Jerry Louis Miller

Represented By  
Brian J Soo-Hoo

**Trustee(s):**

Richard A Marshack (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, September 10, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-13996 Jay Mandel Fontenot**

**Chapter 13**

**#8.00**

CONT'D Motion for relief from stay [Real Property]

Seterus, Inc., As The Authorized Subservicer For Federal National Mortgage Association ("Fannie Mae"), Creditor, C/O Seterus, Inc. vs. DEBTOR  
(Motion filed 6/29/18)

**[RE: 15816 Candlelight Drive, Whittier Area, California 90604]**

FR: 7-23-18

Docket 38

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - SETTLED BY  
STIPULATION ORDER ENTERED 8-20-18 - (Docket No. [50])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Jay Mandel Fontenot

Represented By  
Krystina T Tran

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, September 10, 2018**

**Hearing Room 6C**

2:00 PM

**8:13-12438 Khoi Tran and Nancy T. Do**

**Chapter 11**

**#1.00**

Hearing RE: Combined Motion To Reopen Individual Debtors' Chapter 11 Case, Where Debtors Reserved The Right To Reopen Upon Completion Of Plan Payments  
(Motion filed 8/8/18)

Docket 142

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will grant the motion, reopen the case, and grant a discharge.

DEBTOR TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Khoi Tran

Represented By  
Mufthiha Sabaratnam

**Joint Debtor(s):**

Nancy T. Do

Represented By  
Mufthiha Sabaratnam

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, September 10, 2018**

**Hearing Room 6C**

2:00 PM

**8:16-12250 Albert Torres, Jr. and Katherine Lea Torres**

**Chapter 7**

**#2.00**

Evidentiary Hearing RE: Order To Show Cause Why Michael Roennau Should Not Be Held In Contempt Of The Discharge Injunction  
(Set per Order Entered 6/20/17)  
(S/C set at hearing held 9/11/17)  
(Evidentiary hearing set at S/C held 3/5/18)

FR: 8-28-17, 12-18-17; 3-5-18

Docket 0

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO NOVEMBER 7, 2018  
AT 9:00 A.M., PER ORDER ENTERED 8-31-18, [Docket. No. [64]]**

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

<b>Party Information</b>
--------------------------

**Debtor(s):**

Albert Torres Jr.

Represented By  
Michael Jones  
Sara Tidd

**Joint Debtor(s):**

Katherine Lea Torres

Represented By  
Michael Jones  
Sara Tidd

**Trustee(s):**

Thomas H Casey (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, September 10, 2018**

**Hearing Room**

**6C**

2:00 PM

**8:17-13921 Blythe May Brosal**

**Chapter 7**

**#3.00**

Hearing RE: Motion For Disallowance Of Debtor's Claim Of Exemption Of Annuity Under California Civil Code Procedure Section 703.140(b)(10)(E) (Motion filed 8/9/18)

Docket 37

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court grants the motion and disallows in its entirety the claim of exemption for the annuity. California Code of Civil Procedure § 703.140(b)(10)(E) provides an exemption for "[a] payment under a[n] . . . annuity or similar plan or contract on account of illness, disability, death, age, or length of service . . ." Here, the ANIC Annuity expressly provides that "[t]he annuity value can be withdrawn at any time, but may be subject to early withdrawal penalties during the first 10 years." Thus, ability to obtain payment with respect to the annuity is not in any way linked to the annuity holder's illness, disability, death, age or length of service. The absence of linkage in this manner results in the ANIC annuity failing to qualify for exemption.

Debtor's reliance on *In re Williams*, Case No. 1:15-bk-11232-MT (Bankr. C.D. Cal., Aug. 19, 2016) is misplaced. In the *Williams* case, benefits were payable to the debtor by reason of the death of debtor's father (who was entitled to benefits under a CalPers pension). Thus, the statutory requirement of a payment "on account of illness, disability, death, age or length of service" was satisfied. That requirement is not satisfied here because Debtor Brosal could obtain payments with respect to the annuity for any reason or no reason at all.

The Court notes in passing that the trustee's apparent argument that the ANIC annuity fails to qualify for the exemption because it is not a qualified account under the Internal Revenue Code is an erroneous interpretation of California Code of Civil Procedure § 703.140(b)(10) (E). This statute denies an exemption with respect to a plan established by an insider of the debtor who employed the debtor, created a deferred compensation plan providing for payments to the debtor on account of age or service where such plan was not a qualified plan under the Internal Revenue Plan. Such a plan is generally called a "top hat" plan. The ANIC

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, September 10, 2018**

**Hearing Room 6C**

2:00 PM

**CONT... Blythe May Brosal**

**Chapter 7**

annuity, although not exempt for the reasons stated above, certainly is not a "top hat" plan – Ms. Brosal is not an employee of ANIC, nor was the ANIC annuity set up by her employer and nor are payments under the ANIC annuity based upon her age or length of service.

TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Blythe May Brosal

Represented By  
Michael E Plotkin

**Trustee(s):**

Weneta M Kosmala (TR)

Represented By  
Erin P Moriarty

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, September 11, 2018**

**Hearing Room 225**

9:00 AM

**6:16-20446 BioData Medical Laboratories, Inc.**

**Chapter 7**

Adv#: 6:18-01119      Todd A. Frealy, Chapter 7 Trustee of the Bankruptc v. Uomoto et al

**#1.00**

STATUS CONFERENCE re: Complaint by Todd A. Frealy, Chapter 7 Trustee of the Bankruptcy Estate of BioData Medical Laboratories, Inc. against Akemi Uomoto, Henry Wallach. (Charge To Estate \$350). (Attachments: # 1 Adversary Cover Sheet) Nature of Suit: (14 (Recovery of money/property - other))

(Cont. from 8/2/18)

Docket      1

\*\*\* VACATED \*\*\*      **REASON: Cont. to 9/20/18 @ 9:00 a.m. - jc**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

BioData Medical Laboratories, Inc.

Represented By  
Robert M Yaspan  
Joseph N Darweesh

**Defendant(s):**

Henry Wallach

Pro Se

Akemi Uomoto

Pro Se

**Plaintiff(s):**

Todd A. Frealy, Chapter 7 Trustee of

Represented By  
Kurt Ramlo  
Juliet Y Oh  
Eve H Karasik  
Todd A Frealy

**Trustee(s):**

Todd A. Frealy (TR)

Represented By  
Eve H Karasik



**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, September 11, 2018**

**Hearing Room 225**

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9:00 AM

**CONT...**

**BioData Medical Laboratories, Inc.**

Jeffrey S Kwong  
Juliet Y Oh  
Carmela Pagay

**Chapter 7**

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, September 11, 2018**

**Hearing Room 225**

9:00 AM

**6:18-16236 David E. Jones and Marjorie J. Jones**

**Chapter 7**

**#2.00**

Sheryl Ith - movant/attorney

Motion for Relief from Stay

AMERICREDIT FINANCIAL SERVICES, INC VS. DEBTORS; TODD A FREALY  
(Motion filed 8/15/18)

Re: 2016 Chevrolet Malibu

Docket 14

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The Court will grant the motion under 11 U.S.C. § 362(d)(1) and (d)(2).

The 14-day stay provided by Rule 4001(a)(3) is waived.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

David E. Jones

Represented By  
Patricia M Ashcraft

**Joint Debtor(s):**

Marjorie J. Jones

Represented By  
Patricia M Ashcraft

**Trustee(s):**

Todd A. Frealy (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

Tuesday, September 11, 2018

Hearing Room 225

2:00 PM

**6:17-16209 Victor Vazquez and Rosa Vazquez**

**Chapter 7**

**#1.00**

Hrg on Trustee's final report and account; application for final fees and expenses

Docket 0

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

In a case under chapter 7 or 11, the court may allow reasonable compensation under § 330 to the trustee for the trustee's services, payable after the trustee renders such services, not to exceed 25% on the first \$5,000 or less, 10% on any amount in excess of \$5,000 but not in excess of \$50,000, 5% on any amount in excess of \$50,000 but not in excess of \$1,000,000, and reasonable compensation not to exceed 3% of such moneys in excess of \$1,000,000, upon all moneys disbursed or turned over in the case by the trustee to parties in interest, excluding the debtor, but including holders of secured claims. 11 U.S.C. § 326(a).

The Court finds that the Trustee's requested compensation meets the requirements of 11 U.S.C. § 326(a) and represents reasonable compensation for actual, necessary services rendered in the administration of this estate.

The compensation is approved as to the Trustee, with fees in the amount of \$637.75 and expenses in the amount of \$53.88.

CHAPTER 7 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Victor Vazquez

Represented By  
Scott D McDonald

**Joint Debtor(s):**

Rosa Vazquez

Represented By  
Scott D McDonald

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, September 11, 2018**

**Hearing Room 225**

---

2:00 PM

**CONT... Victor Vazquez and Rosa Vazquez**

**Chapter 7**

**Trustee(s):**

Karl T Anderson (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

Tuesday, September 11, 2018

Hearing Room 225

2:00 PM

6:17-18692 Steven Dowding

Chapter 7

#2.00

Hrg. on trustee's final report; applications for compensation

Docket 0

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

In a case under chapter 7 or 11, the court may allow reasonable compensation under § 330 to the trustee for the trustee's services, payable after the trustee renders such services, not to exceed 25% on the first \$5,000 or less, 10% on any amount in excess of \$5,000 but not in excess of \$50,000, 5% on any amount in excess of \$50,000 but not in excess of \$1,000,000, and reasonable compensation not to exceed 3% of such moneys in excess of \$1,000,000, upon all moneys disbursed or turned over in the case by the trustee to parties in interest, excluding the debtor, but including holders of secured claims. 11 U.S.C. § 326(a).

The Court finds that the Trustee's requested compensation meets the requirements of 11 U.S.C. § 326(a) and represents reasonable compensation for actual, necessary services rendered in the administration of this estate.

The compensation is approved as to the Trustee, with fees in the amount of \$1,451.08 and expenses in the amount of \$25.52.

CHAPTER 7 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Steven Dowding

Represented By  
Paul Y Lee

**Trustee(s):**

Lynda T. Bui (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, September 12, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-14089 Mohdsameer Aljanedi Dental Corporation**

**Chapter 11**

**#1.00**

CONT'D STATUS CONFERENCE Hearing RE: (1) Status of Chapter 11 Case;  
And (2) Requiring Report On Status Of Chapter 11 Case  
(Petition filed 10/15/17)

FR: 12-20-17; 3-7-18; 5-30-18

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will inquire into the Debtor's compliance with U.S. Trustee guidelines and requirements.

Next Status Conference: October 28, 2018 at 9:00 a.m. (in connection with disclosure statement hearing)

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Mohdsameer Aljanedi Dental

Represented By  
Michael R Totaro

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, September 12, 2018

Hearing Room 6C

9:00 AM

**8:15-11639 Geoffrey Floyd Wilson and Dawn Lauren Wilson**

**Chapter 11**

**#2.00**

CONT'D STATUS CONFERENCE Hearing RE: (1) Status of Chapter 11 Case;  
And (2) Requiring Report On Status Of Chapter 11 Case  
(Petition filed 4/1/15)

FR: 6-17-15; 9-2-15; 12-2-15; 3-16-16; 4-25-16; 8-3-16; 8-24-16; 11-9-16;  
2-15-17; 5-31-17; 9-13-17; 10-4-17; 12-6-17; 3-28-18

Docket 1

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - ORDER GRANTING  
REORGANIZED DEBTOR'S MOTION TO ADMINISTRATIVELY  
CLOSE INDIVIDUAL CHAPTER 11 CASE ENTERED 5-31-18 - (Docket  
No. [239])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Geoffrey Floyd Wilson

Represented By  
Michael Jones  
Laily Boutaleb  
Sara Tidd

**Joint Debtor(s):**

Dawn Lauren Wilson

Represented By  
Michael Jones  
Laily Boutaleb  
Sara Tidd

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, September 12, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-10018 Derek Lee Collins**

**Chapter 7**

Adv#: 8:18-01117 Kermode v. Collins

**#3.00**

STATUS CONFERENCE Hearing RE: Complaint For Non-Dischargeability Of Debt Pursuant To 11 U.S.C. Section 523(a)  
(Complaint filed 6/25/18)

Docket 1

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO NOVEMBER 19, 2018  
AT 2:00 P.M., PER STIPULATION ORDER ENTERED 8-20-18 - (Docket  
No. [6])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Derek Lee Collins Pro Se

**Defendant(s):**

Derek Lee Collins Pro Se

**Plaintiff(s):**

Deborah J. Geary Kermode Represented By  
Ryan D ODea

**Trustee(s):**

Weneta M Kosmala (TR) Represented By  
Erin P Moriarty



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, September 12, 2018**

**Hearing Room 6C**

10:00 AM

**8:18-11800 Lisa Seow**

**Chapter 7**

**#1.00**

Hearing RE: Reaffirmation Agreement Between Debtor And JPMorgan Chase Bank, N.A.  
(Motion filed 8/1/18)

**[RE: 2014 Honda Civic - Amount: \$3,445.73]**

Docket 13

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will inquire into the Debtor's ability to make the required loan payments in the event the Court approves the Reaffirmation Agreement.

**Party Information**

**Debtor(s):**

Lisa Seow

Pro Se

**Trustee(s):**

Thomas H Casey (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, September 12, 2018**

**Hearing Room 6C**

10:00 AM

**8:18-11824 Malik Arif Awan and Yasmeen Arif Awan**

**Chapter 7**

**#2.00**

Hearing RE: Pro se Reaffirmation Agreement Between Debtor And Nissan Motor Acceptance Corporation  
(Motion filed 7/24/18)

**[RE: 2015 Nissan NV200 - Amount: \$15,636.63]  
[VIN No.: 3N6CM0KN9FK730563]**

Docket 18

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will disapprove the Agreement as being not in Debtors' best interest.

**COURT TO PREPARE ORDER.**

<b>Party Information</b>
--------------------------

**Debtor(s):**

Malik Arif Awan

Represented By  
Mike Sethi

**Joint Debtor(s):**

Yasmeen Arif Awan

Represented By  
Mike Sethi

**Trustee(s):**

Thomas H Casey (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, September 12, 2018**

**Hearing Room 6C**

10:00 AM

**8:18-12221 Daniel Abonce Moreno**

**Chapter 7**

**#3.00**

Hearing RE: Pro se Reaffirmation Agreement Between Debtor And Nissan Motor Acceptance Corporation  
(Motion filed 7/17/18)

**[RE: 2016 Nissan Frontier 2 - Amount: \$29,547.93]  
[VIN No.: 1N6AD0ER4GN792258]**

Docket 8

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will disapprove the Agreement as being not in Debtor's best interest.

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Daniel Abonce Moreno	Pro Se
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**Trustee(s):**

Karen S Naylor (TR)	Pro Se
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**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, September 12, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-10624 Roy Raymond Pijloo and Suzanne Tera Lambert**

**Chapter 13**

**#1.00**

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 0

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Roy Raymond Pijloo

Represented By  
Sunita N Sood

**Joint Debtor(s):**

Suzanne Tera Lambert

Represented By  
Sunita N Sood

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, September 12, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-11446 Peggy McWilliams Lawson and George Morris Lawson**

**Chapter 13**

**#2.00**

CONT'D Hearing RE: Confirmation Of Chapter 13 Plan

FR: 7-11-18

Docket 13

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Peggy McWilliams Lawson

Represented By  
Douglas L Weeks

**Joint Debtor(s):**

George Morris Lawson

Represented By  
Douglas L Weeks

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, September 12, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-11621 Christine K Roberts**

**Chapter 13**

**#3.00**

CONT'D Hearing RE: Confirmation Of Chapter 13 Plan

FR: 7-11-18

Docket 0

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Christine K Roberts

Represented By  
Bruce D White

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, September 12, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-11797 Teresa Ruiz**

**Chapter 13**

**#4.00**

CONT'D Hearing RE: Confirmation Of Chapter 13 Plan

FR: 8-8-18

Docket 2

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Teresa Ruiz

Represented By  
Christopher J Langley

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, September 12, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-11937 Dennis Michael Justiniani**

**Chapter 13**

**#5.00**

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 2

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Dennis Michael Justiniani

Represented By  
Christopher J Langley

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, September 12, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-11945 Barbara Fiona Lipari**

**Chapter 13**

**#6.00**

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 0

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Barbara Fiona Lipari

Represented By  
Christopher J Langley

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, September 12, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-11963 Javier Talamantes**

**Chapter 13**

**#7.00**

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 13

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Javier Talamantes

Pro Se

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, September 12, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-11979 Jose Mella Ramin, Jr. and Marivic Aparato Ramin**

**Chapter 13**

**#8.00**

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 2

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Jose Mella Ramin Jr.

Represented By  
John Asuncion

**Joint Debtor(s):**

Marivic Aparato Ramin

Represented By  
John Asuncion

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, September 12, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-12038 John J Bruno**

**Chapter 13**

**#9.00**

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 13

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

John J Bruno

Represented By  
Daniel King

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, September 12, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-12099 Thomas W. Aguilar and Diane E. Aguilar**

**Chapter 13**

**#10.00**

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 0

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Thomas W. Aguilar

Represented By  
Joseph A Weber

**Joint Debtor(s):**

Diane E. Aguilar

Represented By  
Joseph A Weber

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, September 12, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-12104 William Anthony Wilson and Rebecca Lisette Koval**

**Chapter 13**

**#11.00**

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 2

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

William Anthony Wilson

Represented By  
Anthony B Vigil

**Joint Debtor(s):**

Rebecca Lisette Koval

Represented By  
Anthony B Vigil

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, September 12, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-12262 Fidencio Avilez**

**Chapter 13**

**#12.00**

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 2

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Fidencio Avilez

Represented By  
Rebecca Tomilowitz

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, September 12, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-12287 Lorenzo R Manrique and Carmen Manrique**

**Chapter 13**

**#13.00**

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 14

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Lorenzo R Manrique

Represented By  
Scott Kosner

**Joint Debtor(s):**

Carmen Manrique

Represented By  
Scott Kosner

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, September 12, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-12185 Timothy Michael Crawley**

**Chapter 13**

**#14.00**

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 0

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - Order and Notice of  
Dismissal for Failure to File Schedules, Statements, and/or Plan ENTERED 7  
-3-18 - (Docket No. [9])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Timothy Michael Crawley

Pro Se

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, September 12, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-12243 Marsha Loraine Lewis**

**Chapter 13**

**#15.00**

Hearing: Confirmation Of Chapter 13 Plan

Docket 0

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - ORDER and notice of  
dismissal for failure to appear at 341(a) meeting ENTERED 7-12-18 -  
(Docket No. [10])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Marsha Loraine Lewis

Pro Se

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, September 12, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-12117 David Nam Nguyen Huynh**

**Chapter 13**

**#16.00**

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 0

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - Order and Notice of  
Dismissal for Failure to File Schedules, Statements, and/or Plan ENTERED 7  
-2-18 - [Docket No. [9]]**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

David Nam Nguyen Huynh

Pro Se

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, September 12, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-12141 Judy Van Nguyen-Dinh**

**Chapter 13**

**#17.00**

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 0

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - Order and Notice of  
Dismissal for Failure to File Schedules, Statements, and/or Plan ENTERED 7  
-2-18 - (Docket No. [8])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Judy Van Nguyen-Dinh

Pro Se

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, September 12, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-12291 Agustin Barrera**

**Chapter 13**

**#18.00**

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 0

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - ORDER and notice of dismissal for failure to appear at 341(a) meeting ENTERED 7-13-18 (Docket No. [7])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Agustin Barrera

Pro Se

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, September 12, 2018**

**Hearing Room 6C**

2:00 PM

**8:16-14396 Madhulika Baid**

**Chapter 11**

**#19.00**

CONT'D Hearing RE: First Amended Disclosure Statement Describing The Proposed First Amended Chapter 11 Plan Of Reorganization (D.S. filed 4/29/18) (First Amended D.S. filed 5/9/18) (Revised D.S. due by 7-31-18)

FR: 6-11-18

Docket 106

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will inquire into the reasons why no disclosure statement was filed by the July 31, 2018 deadline.

Next Status Conference: to be determined.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Madhulika Baid

Represented By  
Michael R Totaro

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, September 12, 2018**

**Hearing Room 6C**

2:00 PM

**8:16-14396 Madhulika Baid**

**Chapter 11**

**#20.00**

CONT'D STATUS CONFERENCE Hearing RE: (1) Status Of Chapter 11 Case;  
And (2) Requiring Report On Status Of Chapter 11 Case  
(Chapter 13 Petition filed on 10/25/16)  
(Case Converted to Chapter 11 on 11/28/16))

FR: 5-3-17; 8-2-17; 11-1-17; 11-15-17; 2-28-18; 5-9-18; 6-11-18

Docket 0

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will inquire into the reasons why no disclosure statement was filed by the July 31, 2018 deadline.

Next Status Conference: to be determined.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Madhulika Baid

Represented By  
Michael R Totaro

United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar

Wednesday, September 12, 2018

Hearing Room 6C

3:00 PM

8:13-13794 Timothy Guy Sawyer

Chapter 13

#1.00

CONT'D Hearing RE: Trustee's Verified Motion For Order Dismissing Chapter 13 Proceeding For Failure To Complete The Plan Within Its Terms [11 U.S.C. 1307(c)]  
(Motion filed 5/1/18) (Opposition filed 6/8/18)  
(Set per Notice of Hearing filed 7/11/18)

Docket 67

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR; NOTICE OF WITHDRAWAL OF TRUSTEE'S MOTION FOR ORDER DISMISSING CHAPTER 13 (11 U.S.C. -1307(C)) FILED 8/30/18 (Docket No. [71])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Timothy Guy Sawyer

Represented By  
Dennis Connelly

**Trustee(s):**

Amrane (SA) Cohen (TR)

Represented By  
Amrane (SA) Cohen (TR)



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, September 12, 2018

Hearing Room 6C

3:00 PM

**8:13-16250 Michael A Gibson and Karen K Gibson**

**Chapter 13**

**#2.00**

Hearing RE: Trustee's Verified Motion For Order Dismissing Chapter 13  
Proceeding For Failure To Make Plan Payments  
[11 U.S.C. 1307(c)]  
(Motion filed 8/7/18) (Notice of Hrg. and Opposition filed 8/17/18)

Docket 154

**\*\*\* VACATED \*\*\* REASON: Motion withdrawn 8/20/18 (ECF 157).**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Michael A Gibson

Represented By  
Caroline S Kim

**Joint Debtor(s):**

Karen K Gibson

Represented By  
Caroline S Kim

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, September 12, 2018**

**Hearing Room 6C**

3:00 PM

**8:14-10547 Jose Luna and Amparo Luna**

**Chapter 13**

**#3.00**

Hearing RE: Debtor's Motion For Authority To Refinance Real Property Under  
LBR 3015-1(p)  
(Motion filed 7/31/18)  
(Trustee's comments filed 8/9/18)

Docket 41

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will grant the motion and dismiss the case.

CHAPTER 13 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Jose Luna

Represented By  
Rebecca Tomilowitz  
Herschel R Hoyt

**Joint Debtor(s):**

Amparo Luna

Represented By  
Rebecca Tomilowitz

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, September 12, 2018

Hearing Room 6C

3:00 PM

8:15-12648 Jesus Melendez

Chapter 13

#4.00

CONT'D Hearing RE: Trustee's Verified Motion To Dismiss Case Due To Material Default Of A Plan Provision (Motion filed 1/25/18)

FR: 3-7-18; 4-11-18; 5-9-18; 7-11-18

Docket 45

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will inquire whether the motion to dismiss is now moot in view of the Court's conditional grant of Debtor's motion to modify.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Jesus Melendez

Represented By  
Rebecca Tomilowitz

**Movant(s):**

Amrane (SA) Cohen (TR)

Pro Se

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, September 12, 2018**

**Hearing Room 6C**

3:00 PM

**8:16-10641 Julie Deann Grooms**

**Chapter 13**

**#5.00**

Hearing RE: Trustee's Verified Motion For Order Dismissing Chapter 13 Proceeding For Failure To Make Plan Payments [11 U.S.C. 1307(c)] (Motion filed 8/7/18) (Opposition and Notice of Hearing filed 8/20/18)

Docket 84

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will grant the motion and dismiss the case.

CHAPTER 13 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Julie Deann Grooms

Represented By  
Rabin J Pournazarian

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, September 12, 2018

Hearing Room 6C

3:00 PM

8:16-15247 April Marie Tory

Chapter 13

#6.00

Hearing RE: Motion For Permission To Retain 2016 Federal Tax Refund  
(Motion filed 7/24/18)  
(Set per Trustee's Comments on or Objection filed 7/30/18)  
(Notice of Hearing filed 7/30/18)

Docket 38

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - NOTICE OF  
VOLUNTARY DISMISSAL OR WITHDRAWAL OF MOTION FILED 9-5-  
18 - (Docket No. [45])**

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will deny the motion without prejudice for the reasons stated in the Chapter 13 Trustee's objection to the motion: (1) failure to seek modification of the plan; and (2) failure to provide decalations and proof of current income.

CHAPTER 13 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

April Marie Tory

Represented By  
Sunita N Sood

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, September 12, 2018**

**Hearing Room 6C**

3:00 PM

**8:17-12729 Jenny Quiroz Lopez**

**Chapter 13**

**#7.00**

Hearing RE: Trustee's Verified Motion For Order Dismissing Chapter 13 Proceeding For Failure To Make Plan Payments [11 U.S.C. 1307(c)] (Motion filed 7/12/18) (Opposition filed 7/31/18) (Notice of Hearing filed 7/31/18)

Docket 36

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will grant the motion and dismiss the case. Debtor's opposition fails to show that the plan would be current even if Proof of Claim #1 were disallowed in its entirety, and all payments made by the holder thereof were disgorged.

CHAPTER 13 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Jenny Quiroz Lopez

Represented By  
William G Cort

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, September 12, 2018**

**Hearing Room 6C**

3:00 PM

**8:17-13025 Abraham Hamideh and Randa Hamida**

**Chapter 13**

**#8.00**

Hearing RE: Objection To Proof Of Claim:  
(Motion filed 7/23/18)

Claim No. 15-1	Surinder Singh Multani and Mohinder Preet S. Multani	\$107,333.64
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Docket 48

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

No tentative ruling.

**Party Information**

**Debtor(s):**

Abraham Hamideh

Represented By  
Joseph M Hoats  
Christopher P Walker

**Joint Debtor(s):**

Randa Hamida

Represented By  
Joseph M Hoats  
Christopher P Walker

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, September 12, 2018

Hearing Room 6C

3:00 PM

8:18-12464 Scott Duvendack and Pamela Duvendack

Chapter 13

#9.00

Hearing RE: Motion Of United States Trustee To Determine Whether Compensation Paid To Counsel Was Excessive Under 11 U.S.C. Section 329 And F.R.B.P. 2017 And To Order Counsel To File A 2106(b) Statement (Motion filed 8/8/17)

Docket 20

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - ORDER APPROVING STIPULATION TO RESOLVE MOTION ENTERED 9-11-18 - (Docket No. [31])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Scott Duvendack

Represented By  
Hayk Grigoryan

**Joint Debtor(s):**

Pamela Duvendack

Represented By  
Hayk Grigoryan

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, September 12, 2018

Hearing Room 6C

3:00 PM

8:18-12460 Jose Enrique Quintero Rodelo

Chapter 13

#10.00

Hearing RE: Motion By United States Trustee To Determine Whether Compensation Paid To Counsel Was Excessive Under 11 U.S.C. Section 329 And F.R.B.P. 2017 (Motion filed 7/31/18)

Docket 19

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - STIPULATION  
ORDERED ENTERED 8-20-18 - (Docket No. [25])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Jose Enrique Quintero Rodelo

Represented By  
Nicholas M Wajda

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, September 12, 2018**

**Hearing Room 6C**

3:00 PM

**8:18-12600 Shakeel Ahmed**

**Chapter 13**

**#11.00**

Hearing RE: Motion To Vacate Dismissal And Extend The Time To File  
Necessary Documents  
(Motion filed 7/26/18)

Docket 18

**\*\*\* VACATED \*\*\* REASON: ADVANCED TO AUGUST 8, 2018 AT 9:00  
A.M. PER ORDER SHORTENING TIME ENTERED 8-3-18 - (Docket No.  
[27])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Shakeel Ahmed

Represented By  
Bahram Madaen

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, September 12, 2018**

**Hearing Room 6C**

3:00 PM

**8:15-15385 Lucina Macedo**

**Chapter 13**

**#12.00**

Hearing RE: Trustee's Verified Motion For Order Dismissing Chapter 13  
Proceeding For Failure To Make Plan Payments  
[11 U.S.C. 1307(c)]  
(Motion filed 8/7/18) (Set Per Notice And Opposition filed 8/31/18)

Docket 56

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will grant the motion and dismiss the case.

**CHAPTER 13 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.**

**Party Information**

**Debtor(s):**

Lucina Macedo

Represented By  
Luis G Torres

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

Thursday, September 13, 2018

Hearing Room 225

9:00 AM

**6:15-14464 AVT, Inc.**

**Chapter 7**

Adv#: 6:17-01159 Daff v. American Express

**#1.00**

PRE-TRIAL CONFERENCE re: Complaint by Charles W Daff against American Express. (Charge To Estate). Chapter 7 Trustees Complaint For: 1. Avoidance Of Preferential Transfers Pursuant To 11 U.S.C. §§ 547 And 550; 2. Avoidance Of Post-Petition Transfers Pursuant To 11 U.S.C. § 549; And 3. Recovery Of Avoided Transfers Pursuant To 11 U.S.C. § 550 Nature of Suit: (12 (Recovery of money/property - 547 preference)),(14 (Recovery of money/property - other))

Docket 1

\*\*\* VACATED \*\*\* REASON: Cont. to 10/18/18 @ 9:00 a.m. - jc

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

AVT, Inc.

Pro Se

**Defendant(s):**

American Express

Represented By  
Robert S Lampl

**Plaintiff(s):**

Charles W Daff

Represented By  
Cathrine M Castaldi

**Trustee(s):**

Charles W Daff (TR)

Represented By  
Cathrine M Castaldi

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, September 13, 2018**

**Hearing Room 225**

9:00 AM

**6:16-13150 Paul Gregory Katona**

**Chapter 7**

Adv#: 6:17-01221 United States Trustee for the Central District of v. Katona et al

**#2.00**

PRE-TRIALCONFERENCE re: Complaint by United States Trustee for the Central District of California, Region 16 against Paul Gregory Katona, Gail Marie Katona. (Fee Not Required). with adversary cover sheet Nature of Suit: (41 (Objection / revocation of discharge - 727(c),(d),(e)))

(Cont. from 9/6/18)

Docket 1

\*\*\* VACATED \*\*\* REASON: Cont. to 11/15/18 @ 9:00 a.m. - jc

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Paul Gregory Katona

Represented By  
Douglas A Plazak

**Defendant(s):**

Paul Gregory Katona

Represented By  
Douglas A Plazak

Gail Marie Katona

Represented By  
Douglas A Plazak

**Joint Debtor(s):**

Gail Marie Katona

Represented By  
Douglas A Plazak

**Plaintiff(s):**

United States Trustee for the Central

Represented By  
Everett L Green

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, September 13, 2018**

**Hearing Room 225**

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9:00 AM

**CONT... Paul Gregory Katona**

**Chapter 7**

**Trustee(s):**

John P Pringle (TR)

Represented By

Lynda T Bui

Rika Kido

Brianna L Frazier

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, September 13, 2018**

**Hearing Room 225**

9:00 AM

**6:17-15310 Robert Kenneth Phelps and Sharon Lee Phelps**

**Chapter 11**

**#3.00**

Hrg. on Chapter 11 Status Conference

(Cont. from 5/10/18)

Docket 1

**\*\*\* VACATED \*\*\* REASON: Case Converted to chapter 7 on 8/31/18 - jc**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Robert Kenneth Phelps

Represented By  
Todd L Turoci

**Joint Debtor(s):**

Sharon Lee Phelps

Represented By  
Todd L Turoci

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

Thursday, September 13, 2018

Hearing Room 225

9:00 AM

**6:17-16779 Carlitos Vargas**

**Chapter 7**

Adv#: 6:17-01243 Vargas v. United States Department Of Education et al

**#4.00**

Pre-TrialConference re Complaint by Michelle Vargas against United States Department Of Education, Navient Corporation, Navient Credit Finance Corporation, Navient Solutions, Inc., Education Credit Management Corporation. (Fee Not Required). Complaint to Determine Dischargeability of Student Loans - 11 U.S.C. Section 523(a)(8); Borrower's Defenses Against Repayment - 20 U.S.C. Section 1087e(h); 34 C.F.R. 685.206(c): 1) Fraud, Misrepresentation, Concealment, and False Promises; 2) Fraud, Forgery, and Undue Influence 3) Violation of California Business and Professions Code Sections 17200 et seq; 4) Violation of California Business and Professions Code Sections 17500 et seq; and 5) Discharge of Debt Obtained by Students Whose Eligibility for Federal Student Aid was Falsely Certified by the School - 20 U.S.C. Section 1087; 34 C.F.R. 685.215 Nature of Suit: (63 (Dischargeability - 523(a)(8), student loan)),(02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy)

(Cont. from 9/6/18)

Docket 1

**\*\*\* VACATED \*\*\* REASON: Cont. to 10/25/18 @ 9:00 a.m. - jc**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Carlitos Vargas

Represented By  
Todd L Turoci

**Defendant(s):**

United States Department Of

Represented By  
Elan S Levey

Navient Corporation

Represented By  
Robert S Lampl



**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, September 13, 2018**

**Hearing Room 225**

9:00 AM

**CONT... Carlitos Vargas Chapter 7**

Navient Credit Finance Corporation      Represented By  
Robert S Lampl

Navient Solutions, Inc.      Represented By  
Robert S Lampl

Education Credit Management      Pro Se

**Joint Debtor(s):**

Michelle Vargas      Represented By  
Todd L Turoci

**Plaintiff(s):**

Michelle Vargas      Represented By  
Todd L Turoci

**Trustee(s):**

Todd A. Frealy (TR)      Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

Thursday, September 13, 2018

Hearing Room 225

9:00 AM

6:17-16779 Carlitos Vargas

Chapter 7

Adv#: 6:17-01243 Vargas v. United States Department Of Education et al

#5.00

Hrg. on Defendant United States Department of Education Motion filed 8/2/18  
Motion for Summary Judgment or Partial Summary Adjudication

Docket 29

\*\*\* VACATED \*\*\* REASON: Cont. to 11/15/18 @ 9:00 a.m. - jc

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Carlitos Vargas

Represented By  
Todd L Turoci

**Defendant(s):**

United States Department Of

Represented By  
Elan S Levey

Navient Corporation

Represented By  
Robert S Lampl

Navient Credit Finance Corporation

Represented By  
Robert S Lampl

Navient Solutions, Inc.

Represented By  
Robert S Lampl

Education Credit Management

Represented By  
Scott A Schiff

**Joint Debtor(s):**

Michelle Vargas

Represented By  
Todd L Turoci

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, September 13, 2018**

**Hearing Room 225**

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9:00 AM

**CONT... Carlitos Vargas**

**Chapter 7**

**Plaintiff(s):**

Michelle Vargas

Represented By  
Todd L Turoci

**Trustee(s):**

Todd A. Frealy (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, September 13, 2018**

**Hearing Room 225**

9:00 AM

**6:17-20091 Nanette Denise Marchand**

**Chapter 7**

Adv#: 6:18-01059      Banhart v. Marchand

**#6.00**

Hrg. on STATUS CONFERENCE re: Complaint for Denial of Discharge 11  
U.S.C. §727

(Cont. from 6/14/18)

Docket      1

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The Court will continue the status conference to December 13, 2018 at 9:00 a.m. to coordinate with the hearing on the motion to dismiss.

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Nanette Denise Marchand

Represented By  
David M Flader

**Defendant(s):**

Nanette Denise Marchand

Represented By  
Baruch C Cohen

**Plaintiff(s):**

Robert Banhart

Represented By  
Kyle P Kelley

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, September 13, 2018**

**Hearing Room 225**

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9:00 AM

**CONT... Nanette Denise Marchand**

**Chapter 7**

**Trustee(s):**

John P Pringle (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, September 13, 2018**

**Hearing Room 225**

9:00 AM

**6:17-20442 Timothy David Murphy**  
Adv#: 6:18-01071 Murphy v. Murphy et al

**Chapter 7**

**#7.00**

STATUS CONFERENCE re: Complaint to deny discharge under  
11 U.S.C. Section 727(a)(4)(A)

Docket 31

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will issue the following scheduling order:

All discovery shall close on December 31, 2018.

All discovery motions shall be heard by January 31, 2019.

All pretrial motions (except motions in limine) shall be heard by February 28, 2019.

Pretrial conference is set for March 14, 2019 at 9:00 a.m.

COURT TO PREPARE ORDER.

<b>Party Information</b>
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**Debtor(s):**

Timothy David Murphy	Pro Se
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**Defendant(s):**

Timothy David Murphy	Represented By Timothy D Murphy
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**Plaintiff(s):**

Mark M. Murphy	Represented By Larry D Webb
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**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, September 13, 2018**

**Hearing Room 225**

---

9:00 AM

**CONT... Timothy David Murphy**

**Chapter 7**

**Trustee(s):**

Lynda T. Bui (TR)

Represented By  
Michelle A Marchisotto

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, September 13, 2018**

**Hearing Room 225**

2:00 PM

**6:16-15248 Murray Altman**

**Chapter 11**

**#1.00**

Hrg. on Chapter 11 Status Conference

(Cont. from 6/7/18)

Docket 0

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will inquire into compliance with United States Trustee guidelines and requirements.

Next status conference: January 10, 2019 at 9:00 a.m.

The Court will continue the hearing on the U.S. Trustee's motion to dismiss to December 11, 2018 at 2:00 p.m. to allow the plan process to go forward.

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Murray Altman

Represented By  
Andrew S Bisom



**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, September 13, 2018**

**Hearing Room 225**

2:00 PM

**6:17-15310 Robert Kenneth Phelps and Sharon Lee Phelps**

**Chapter 11**

**#2.00**

Hrg. on Confirmation of Chapter 11 Plan

Docket 1

**\*\*\* VACATED \*\*\* REASON: Case Converted to chapter 7 on 8/31/18 - jc**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Robert Kenneth Phelps

Represented By  
Todd L Turoci

**Joint Debtor(s):**

Sharon Lee Phelps

Represented By  
Todd L Turoci

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, September 13, 2018**

**Hearing Room 225**

2:30 PM

**6:18-13941 Timothy Ramos and Shawna Ann Ramos**

**Chapter 7**

**#1.00**

Hrg. on approval of Reaffirmation Agreement Between Debtor and Cab West, LLC, in the amount of \$3,560.14

Re: 2016 Ford Focus

(cont from 8/9/18)

Docket 14

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will approve the agreement if the vehicle is insured. Debtors believe they can make the payments and are comfortable with a reaffirmation.

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Timothy Ramos

Represented By  
Neil R Hedtke

**Joint Debtor(s):**

Shawna Ann Ramos

Represented By  
Neil R Hedtke

**Trustee(s):**

Steven M Speier (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

Thursday, September 13, 2018

Hearing Room 225

2:30 PM

6:18-13978 Jose Ramirez, Jr and Monica Martinez Ramirez

Chapter 7

#2.00

Hrg. on approval of Reaffirmation Agreement Between Debtor and Nissan Motor Acceptance Corporation, in the amount of \$ 20, 804.99

Re: 2016 Nissan Sentra

Docket 13

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will disapprove the agreement as not in Debtors' best interest.

COURT TO PREPARE ORDER.

<b>Party Information</b>
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**Debtor(s):**

Jose Ramirez Jr	Pro Se
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**Joint Debtor(s):**

Monica Martinez Ramirez	Pro Se
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**Trustee(s):**

Larry D Simons (TR)	Pro Se
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**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

Thursday, September 13, 2018

Hearing Room 225

2:30 PM

**6:18-15950 Christopher Paul Wilkins**

**Chapter 7**

**#3.00**

Hrg. on approval of Reaffirmation Agreement filed 8/24/18 Between Debtor and Tustin Community Bank, in the amount of \$9,173.56

Re: 2012 Ford Flex

Docket 9

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will disapprove the agreement as not in the Debtor's best interest.

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Christopher Paul Wilkins

Represented By  
Daniel King

**Trustee(s):**

John P Pringle (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

Thursday, September 13, 2018

Hearing Room 225

2:30 PM

6:18-16144 Joseph Simmons James and Stephanie Lynn Simmons

Chapter 7

#4.00

Hrg. on approval of Reaffirmation Agreement filed 8/20/18 Between Debtor and Navy Federal Credit Union, in the amount of \$49,083.26

Re: 2012 Dodge Ram

Docket 11

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will disapprove the agreement as not in the Debtors' best interest.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Joseph Simmons James

Represented By  
Jeffrey J Hagen

**Joint Debtor(s):**

Stephanie Lynn Simmons

Represented By  
Jeffrey J Hagen

**Trustee(s):**

Charles W Daff (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

Thursday, September 13, 2018

Hearing Room 225

2:30 PM

**6:18-16144 Joseph Simmons James and Stephanie Lynn Simmons**

**Chapter 7**

**#5.00**

Hrg. on approval of Reaffirmation Agreement Between Debtor and Navy Federal Credit Union

Re: 2014 Ford Fusion

Docket 11

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will disapprove the agreement as not in the Debtors' best interest.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Joseph Simmons James

Represented By  
Jeffrey J Hagen

**Joint Debtor(s):**

Stephanie Lynn Simmons

Represented By  
Jeffrey J Hagen

**Trustee(s):**

Charles W Daff (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, September 17, 2018**

**Hearing Room 6C**

9:00 AM

**8:14-16010 Sylvia Denise Thomas**

**Chapter 13**

**#1.00**

Motion for relief from stay [REAL PROPERTY]

U.S. Bank, National Association, As Trustee For The EMC Mortgage Loan Trust 2002-B, Mortgage Pass-Through Certificates Series 2002-B, its assignees and/or successor vs. Debtor  
(Motion filed 8/23/18)

**[RE: 3170 Walingford Drive, Grand Prairie, TX 75052].**

Docket 49

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will grant the motion under 11 U.S.C. § 362(d)(1).

The Court will not waive the 14-day stay.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Sylvia Denise Thomas

Represented By  
D Justin Harelik

**Movant(s):**

U.S. Bank, National Association, as

Represented By  
Kristin A Zilberstein  
Nancy L Lee

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, September 17, 2018**

**Hearing Room 6C**

---

9:00 AM

**CONT... Sylvia Denise Thomas**

**Chapter 13**

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, September 17, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-12662 Reuben C Cano**

**Chapter 7**

**#2.00**

Motion for relief from stay with [PERSONAL PROPERTY]

Logix Federal Credit Union vs. Debtor  
(Motion filed 8/23/18)

**[RE: 2006 Land Rover LR3 SE Sport Utility 4D, VIN # SALAE25406A354755]**

Docket 18

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The Court will grant the motion under 11 U.S.C. § 362(d)(1) and (d)(2). The 14-day stay is waived.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Reuben C Cano

Pro Se

**Movant(s):**

Logix Federal Credit Union

Represented By  
Erin M McCartney

**Trustee(s):**

Jeffrey I Golden (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, September 17, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-12164 Ryan Mathew Reese and Anne Kristine Reese**

**Chapter 7**

**#3.00**

CONT'D Motion for relief from stay [Personal Property]

Toyota Motor Credit Corporation vs. DEBTOR  
(Motion filed 8/15/18)  
(Amended Motion filed 9/7/18)

**[RE: 2016 Toyota Tundra - VIN: 5TFDY5F13GX561639]**

FR: 9-10-18

Docket 14

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

No tentative ruling.

**Party Information**

**Debtor(s):**

Ryan Mathew Reese

Represented By  
Joseph M Tosti

**Joint Debtor(s):**

Anne Kristine Reese

Represented By  
Joseph M Tosti

**Trustee(s):**

Jeffrey I Golden (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, September 17, 2018**

**Hearing Room 6C**

2:00 PM

**8:11-18693 Private Asset Group, Inc**

**Chapter 7**

**#1.00**

Hearing RE: Motion For Order Disallowing Claim Pursuant To 11 U.S.C. Section 502

Claim No. 66-1 Wells Fargo Bank, N.A.,

Docket 809

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR PER ORDER  
APPROVING STIPULATION IWTH WELLS FARGO BANK, N.A.  
WITHDRAWING CLAIM 66-1 ENTERED 9/13/18 (Docket No. [818])**

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will grant the motion and disallow Claim 66-1 of Wells Fargo in its entirety. 11 U.S.C. § 502(e)(1)(B).

CHAPTER 7 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Private Asset Group, Inc

Represented By  
Matthew E Faler

**Trustee(s):**

Peter J Mastan (TR)

Represented By  
Thomas H Casey  
Steve Burnell  
Lei Lei Wang Ekvall  
Autumn D Spaeth ESQ  
Kyra E Andrassy

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, September 17, 2018**

**Hearing Room 6C**

2:00 PM

**8:14-15938 Advanced Biomedical, Inc.**

**Chapter 11**

**#2.00**

Hearing RE: Motion For Order Disallowing Claim Pursuant To 11 U.S.C.  
Section 502:

Claim No. 7-1	CAN Capital Asset Servicing, Inc., f/k/a New Logic Business Bank	\$154,637.35
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Docket 588

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
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**Debtor(s):**

Advanced Biomedical, Inc.

Represented By  
Asa W Markel  
Robert S Marticello  
Philip E Strok  
Kyra E Andrassy

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, September 17, 2018**

**Hearing Room 6C**

2:00 PM

**8:16-11202 QF Liquidation Inc.**

**Chapter 11**

**#3.00**

Hearing RE: Motion To Dismiss Debtor's Chapter 11 Case Under 11 U.S.C. 112(b) Due To Debtor Committed Various Prepetition Bad Acts, Concealment Of The "True Market Value" Of The Debtor's Assets, Non-Disclosure Of Income, And Numerous "Bad Faith" Violations  
(Motion filed 7/26/18)

Docket 572

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Movants have failed to establish "cause" for dismissal or conversion under 11 U.S.C. § 1112(b) for the reasons argued by Debtor, Douglas and the Committee, and for the reason that evidence in support of the motion, namely, the Declaration of Donna Maxwell, lacks credibility regarding allegations of the fair market value of Debtor's assets.

DEBTOR TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

QF Liquidation Inc.

Represented By  
Marshall J Hogan  
Victor A Vilaplana

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, September 17, 2018**

**Hearing Room 6C**

2:00 PM

**8:16-11202 QF Liquidation Inc.**

**Chapter 11**

**#4.00**

Hearing RE: Motion Of Relief From The 363 Sale Order Under Rule 60(b)(2)(3)

Docket 577

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will deny the motion with prejudice. Movant's argument under Rule 60(b) is untimely. Movant's argument under Rule 60(d) is not supported by the weight of the evidence. Douglas is a good faith purchaser and entitled to the protections afforded by 11 U.S.C. § 363(m).

DEBTOR TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

QF Liquidation Inc.

Represented By  
Marshall J Hogan  
Victor A Vilaplana

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, September 17, 2018**

**Hearing Room 6C**

2:00 PM

**8:17-11897 Josefina Cendejas**

**Chapter 11**

**#5.00**

Hearing RE: Motion By United States Trustee To Dismiss Case Pursuant To 11 U.S.C. Section 1112(b); And, Request For Judgment For Quarterly Fees Due And Payable To The U.S. Trustee At The Time Of The Hearing (Motion filed 8/2/18)

Docket 93

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will grant the motion and dismiss the case.

UNITED STATES TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Josefina Cendejas

Represented By  
Andrew S Bisom

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, September 17, 2018**

**Hearing Room 6C**

2:00 PM

**8:17-11898 Gina Estrella**

**Chapter 11**

**#6.00**

Hearing RE: Motion By United States Trustee To Dismiss Case Pursuant To 11 U.S.C. Section 1112(b); And, Request For Judgment For Quarterly Fees Due And Payable To The U.S. Trustee At The Time Of The Hearing (Motion filed 8/2/18)

Docket 94

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will grant the motion and dismiss the case.

UNITED STATES TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Gina Estrella

Represented By  
Andrew S Bisom



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, September 17, 2018**

**Hearing Room 6C**

2:00 PM

**8:17-14396 Styles For Less, Inc., a California corporation**

**Chapter 11**

**#7.00**

Hearing RE: Motion By United States Trustee To Dismiss Case Or Convert Case To One Under Chapter 7 Pursuant To 11 U.S.C.Section 1112(b); And, Request For Judgment For Quarterly Fees Due And Payable To The U.S. Trustee At The Time Of The Hearing  
(Motion filed 8/6/18)

Docket 484

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR; PER ORDER RE U.S. TRUSTEE'S MOTION (1) TO DISMISS OR CONVERT AND (2) FOR JUDGMENT FOR QUARTERLY FEES ENTERED 9/12/18 (Docket No. [497])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Styles For Less, Inc., a California

Represented By

Marc J Winthrop

Andrew B Levin

Garrick A Hollander

Marvin Maurice Oliver

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, September 17, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-10203 Phillip Barry Greer**

**Chapter 7**

**#8.00**

Hearing RE: Motion For Order On Objection By Claimant Chriss W. Street To Purported Transfer Of Claim Other Than For Security Filed July 30, 2018 By ATII Legacy LLC (Claim No. 2)  
(Set per Notice of Motion filed 8/9/18)  
(Transfer of Claim filed 7/30/18)

Docket 37

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will sustain the objection in part and overrule it in part. The Court will confirm that Chriss Street has title to the Street proof of claim and that ATII Legacy has a security interest in such proof of claim.

CHRISS STREET TO LODGE ORDER ON LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Phillip Barry Greer

Pro Se

**Trustee(s):**

Richard A Marshack (TR)

Represented By  
James C Bastian Jr  
Ryan D ODea

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, September 17, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-11759 Chester Davenport**

**Chapter 7**

**#9.00**

Hearing RE: Motion to Continue Hearing On The: (1) Order to Show Cause Why Debtor Should Not Be Held in Civil Contempt For Violating the Court's Order Dated July 25, 2018; and (2) Chapter 7 Trustee's Motion for Order Requiring Turnover of the Debtor's Books, Records, Statements and Other Financial Documents  
(Motion filed 9/12/18)

Docket 132

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Chester Davenport

Represented By  
Michael Jay Berger

**Trustee(s):**

Karen S Naylor (TR)

Represented By  
Kathleen J McCarthy  
Thomas H Casey

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, September 17, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-11759 Chester C Davenport**

**Chapter 7**

**#10.00**

Hearing RE: Chapter 7 Trustee's Motion For Order Requiring Turnover Of The Debtor's Books, Records, Statements And Other Financial Documents (Motion filed 8/23/18)

Docket 96

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Chester C Davenport

Represented By  
Jing Wang

**Trustee(s):**

Karen S Naylor (TR)

Represented By  
Kathleen J McCarthy  
Thomas H Casey

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, September 17, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-11759 Chester C Davenport**

**Chapter 7**

**#11.00**

Hearing RE: Chapter 7 Trustee's Motion For Order Requiring The Debtor To Show Cause Why The Debtor Should Not Be Held In Civil Contempt For Violating The Court's Ordre Dated July 25, 2018 And Sanctions Issued Against The Debtor  
(Motion filed 8/15/18) (Set by Order entered 8/27/18)

Docket 83

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Chester C Davenport

Represented By  
Jing Wang

**Trustee(s):**

Karen S Naylor (TR)

Represented By  
Kathleen J McCarthy  
Thomas H Casey

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, September 17, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-11759 Chester C Davenport and JPMorgan Chase Bank, N.A.**

**Chapter 7**

**#12.00**

Hearing RE: Motion For A Protective Order by Creditor JPMorgan Chase Bank, N.A. In Response To The Trustee's Motion For A Rule 2004 Examination And Production Of Documents Thereon (Motion filed 8/27/18)

Docket 104

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will grant the motion in part and deny it in part.

As urged by JPM in its reply, the Court will grant that portion of the motion that, with respect to "communications," seeks to limit the Trustee's request for production of documents to all written communications between the Debtor and Chase. This is without prejudice to the Trustee's seeking additional production of documents from Chase if, after reviewing the current document production, the Trustee believes that one or more communications from one Chase employee to another Chase employee is relevant.

For the avoidance of doubt, Chase must produce (and the protective order does not apply to) (1) requested production with respect to the "Maryland House Deed" itemized as a, b, e, f, g, i, and j in the Trustee's Opposition, (2) requested production with respect to the "Newport Property Deed" itemized as k, l, o, p, q, s and t in the Trustee's Opposition and (3) requested production with respect to the "Edgartown Deeds" itemized as u, v, w, x, aa, bb, cc, ee and ff in the Trustee's Opposition. For the further avoidance of doubt, (a) the Court considers the terms "documents" and "communications" to be mutually exclusive, and (b) if a "communication" between one Chase employee and another – or any other "communication" – is contained within a "loan file" physically or electronically maintained by Chase, such "communication" must be produced.

The motion is denied as to tax returns of the debtor in Chase's possession and third party information, provided however that Chase may insert appropriate and reasonable redactions to protect third party private information.

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, September 17, 2018**

**Hearing Room 6C**

2:00 PM

**CONT... Chester C Davenport and JPMorgan Chase Bank, N.A.**

**Chapter 7**

TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Chester C Davenport

Represented By  
Jing Wang

**Trustee(s):**

Karen S Naylor (TR)

Represented By  
Kathleen J McCarthy  
Thomas H Casey

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, September 18, 2018**

**Hearing Room 225**

9:00 AM

**6:18-16275 Emily D Ramirez**

**Chapter 7**

**#1.00**

Cooksey, Toolen, Gage, Duffy & Woog - movant attorney

Motion for Relief from Stay

Santander Consumer USA Inc. vs. DEBTOR, Todd Frealy, trustee  
(Motion filed 8/22/18)

Re: 2014 Subaru Impreza, VIN: JF1GJAC66EH026246

Docket 7

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The Court will grant the motion under 11 U.S.C. § 362(d)(1) and (d)(2).

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Emily D Ramirez

Represented By  
Paul Y Lee

**Trustee(s):**

Todd A. Frealy (TR)

Pro Se



**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

Tuesday, September 18, 2018

Hearing Room 225

9:00 AM

**6:18-16405 Miguel A Moreno Guerra and Leticia H Moreno**

**Chapter 7**

**#2.00**

Cooksey, Toolen, Gage, Duffy & Woog - movant attorney

Motion for Relief from Stay

Santander Consumer USA Inc. vs. DEBTORS, Howard Grobstein, trustee

RE: 2013 Honda Insight, VIN: JHMZE2H59DS003265

Docket 12

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The Court will grant the motion under 11 U.S.C. § 362(d)(1) and (d)(2).

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Miguel A Moreno Guerra

Represented By  
M Wayne Tucker

**Joint Debtor(s):**

Leticia H Moreno

Represented By  
M Wayne Tucker

**Trustee(s):**

Howard B Grobstein (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, September 18, 2018**

**Hearing Room 225**

9:00 AM

**6:18-16984 Robert Evan Dolling**

**Chapter 7**

**#3.00**

Law Offices of William E. Windham - movant attorney

Motion for Relief from Stay

Richard Funaro vs. DEBTOR  
(Motion filed 8/30/18)

Re: Real property 314 E Stevens Rd Palm Springs 92262

Docket 15

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will grant the motion under 11 U.S.C. § 362(d)(1) and (d)(2).

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Robert Evan Dolling

Represented By  
H. Christopher Heritage

**Trustee(s):**

Larry D Simons (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

Tuesday, September 18, 2018

Hearing Room 225

2:00 PM

**6:17-17410 Gary Patrick Moore and Kathryn Anne Moore**

**Chapter 7**

**#1.00**

Hrg. on Trustee's final report and account; applications for final fees and expenses

Docket 36

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

In a case under chapter 7 or 11, the court may allow reasonable compensation under § 330 to the trustee for the trustee's services, payable after the trustee renders such services, not to exceed 25% on the first \$5,000 or less, 10% on any amount in excess of \$5,000 but not in excess of \$50,000, 5% on any amount in excess of \$50,000 but not in excess of \$1,000,000, and reasonable compensation not to exceed 3% of such moneys in excess of \$1,000,000, upon all moneys disbursed or turned over in the case by the trustee to parties in interest, excluding the debtor, but including holders of secured claims. 11 U.S.C. § 326(a).

The Court finds that the Trustee's requested compensation meets the requirements of 11 U.S.C. § 326(a) and represents reasonable compensation for actual, necessary services rendered in the administration of this estate.

The compensation is approved as to the Trustee, with fees in the amount of \$935.50 and expenses in the amount of \$204.04.

CHAPTER 7 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Gary Patrick Moore

Represented By  
Jenny L Doling  
Summer M Shaw

**Joint Debtor(s):**

Kathryn Anne Moore

Represented By

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, September 18, 2018**

**Hearing Room 225**

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2:00 PM

**CONT...**

**Gary Patrick Moore and Kathryn Anne Moore**

**Chapter 7**

Jenny L Doling

Summer M Shaw

**Trustee(s):**

Todd A. Frealy (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, September 18, 2018**

**Hearing Room 225**

2:00 PM

**6:17-18040 Steven Michael Hodgden and Christina Hodgden**

**Chapter 7**

**#2.00**

Hrg. on Trustee's final report and account; applications for final fees and expenses

Docket 64

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

In a case under chapter 7 or 11, the court may allow reasonable compensation under § 330 to the trustee for the trustee's services, payable after the trustee renders such services, not to exceed 25% on the first \$5,000 or less, 10% on any amount in excess of \$5,000 but not in excess of \$50,000, 5% on any amount in excess of \$50,000 but not in excess of \$1,000,000, and reasonable compensation not to exceed 3% of such moneys in excess of \$1,000,000, upon all moneys disbursed or turned over in the case by the trustee to parties in interest, excluding the debtor, but including holders of secured claims. 11 U.S.C. § 326(a).

The Court finds that the Trustee's requested compensation meets the requirements of 11 U.S.C. § 326(a) and represents reasonable compensation for actual, necessary services rendered in the administration of this estate.

The compensation is approved as to the Trustee, with fees in the amount of \$3,550.00 and expenses in the amount of \$73.55.

The compensation is approved as to Roquemore, Pringle & Moore, with fees in the amount of \$7,310.00 and expenses in the amount of \$257.53.

The compensation is approved as to Donald T. Fife, with fees in the amount of \$2,772.00 and expenses in the amount of \$376.10.

**CHAPTER 7 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.**

**Party Information**

**Debtor(s):**

Steven Michael Hodgden

Represented By  
Misty A Perry Isaacson

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, September 18, 2018**

**Hearing Room 225**

---

2:00 PM

**CONT... Steven Michael Hodgden and Christina Hodgden**

**Chapter 7**

**Joint Debtor(s):**

Christina Hodgden

Represented By  
Misty A Perry Isaacson

**Trustee(s):**

Todd A. Frealy (TR)

Represented By  
Michelle A Marchisotto

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, September 18, 2018**

**Hearing Room 225**

2:00 PM

**6:17-19513 Terry Lee Fleming, Sr**

**Chapter 11**

**#3.00**

Hrg. on Application filed 7/17/18 of Debtor and Debtor-in-Possession to Employ Luxenberg and Associates, CPA Inc. as Financial Advisor and Accountant Nunc Pro Tunc

(Cont. from 8/28/18)

**(Tele. appr. Martin Eliopoulos, rep, Havasu)**

Docket 150

**\*\*\* VACATED \*\*\* REASON: Notice of voluntary dismissal of motion filed 9/11/18 - slh**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Terry Lee Fleming Sr

Represented By  
James E Till

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, September 18, 2018**

**Hearing Room 225**

2:00 PM

**6:18-10116 Guilibaldo Montenegro and Alexis McMurtry**

**Chapter 7**

**#4.00**

Hrg. on trustee's final report; applications for compensation

Docket 0

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

In a case under chapter 7 or 11, the court may allow reasonable compensation under § 330 to the trustee for the trustee's services, payable after the trustee renders such services, not to exceed 25% on the first \$5,000 or less, 10% on any amount in excess of \$5,000 but not in excess of \$50,000, 5% on any amount in excess of \$50,000 but not in excess of \$1,000,000, and reasonable compensation not to exceed 3% of such moneys in excess of \$1,000,000, upon all moneys disbursed or turned over in the case by the trustee to parties in interest, excluding the debtor, but including holders of secured claims. 11 U.S.C. § 326(a).

The Court finds that the Trustee's requested compensation meets the requirements of 11 U.S.C. § 326(a) and represents reasonable compensation for actual, necessary services rendered in the administration of this estate.

The compensation is approved as to the Trustee, with fees in the amount of \$600.75 and expenses in the amount of \$68.36.

CHAPTER 7 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Guilibaldo Montenegro

Represented By  
Todd L Turoci

**Joint Debtor(s):**

Alexis McMurtry

Represented By  
Todd L Turoci



**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, September 18, 2018**

**Hearing Room 225**

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2:00 PM

**CONT... Guilibaldo Montenegro and Alexis McMurtry**

**Chapter 7**

**Trustee(s):**

Karl T Anderson (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, September 18, 2018**

**Hearing Room 225**

2:00 PM

**6:18-11664 Yankee Clipper Distribution of California, Inc.**

**Chapter 11**

**#5.00**

Hrg. on Debtor's Motion filed 8/20/18 to Dismiss Chapter 11 Case

Docket 70

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will grant the motion and dismiss the Chapter 11 case.

DEBTOR TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Yankee Clipper Distribution of

Represented By  
Michael Jay Berger  
Everett L Green

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, September 18, 2018**

**Hearing Room 225**

2:00 PM

**6:18-14088 Julio Melchor Menendez**

**Chapter 7**

**#6.00**

Hrg. on Debtor's Motion filed 8/23/18 to Dismiss chapter 7 case

Docket 18

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court grants the Chapter 7 Trustee's request for judicial notice.

The debtor does not have an absolute right to dismiss a chapter 7 case. In re Bartee, 317 B.R. 362 (B.A.P. 9th Cir. 2004). A chapter 7 debtor seeking dismissal has the burden of proof to show that dismissal will not prejudice the debtor's creditors. Id. Here, debtor has failed to meet that burden.

The Court denies the motion with prejudice.

CHAPTER 7 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
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**Debtor(s):**

Julio Melchor Menendez

Pro Se

**Trustee(s):**

Karl T Anderson (TR)

Represented By  
Robert A Hessling

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, September 19, 2018**

**Hearing Room 6C**

9:00 AM

**8:16-14257 Shannon Marie Magness**

**Chapter 7**

Adv#: 8:17-01076      The William G. Joiner Trust Dated 2/6/02 v. Magness et al

**#1.00**

Hearing RE: Motion For Default Judgment  
(Motion filed 8/16/18)

Docket      40

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court grants Plaintiff's request for judicial notice.

The Court grants the motion and will enter default judgment in the amount of \$364,424.11 and determine that such judgment is excepted from discharge pursuant to 11 U.S.C. § 523(a)(2)(A) and (a)(6). Post-judgment interest shall be at the federal judgment rate.

The Court will strike the Defendant's Opposition to the Plaintiff's Motion for Default Judgment, Docket No. 47, filed September 17, 2018 (the "Opposition"). The Court's Local Bankruptcy Rules require an opposition to a motion to be filed and served no later than 14 days before the date designated for the hearing. LBR 9013-1(f)(1). If an opposition is filed, the movant has the right to file a reply not later than 7 days before the hearing date. LBR 9013-1(g).

Here, the Opposition was filed two days before the hearing, in gross violation of LBR 9013-1(f)(1). If the Court were to permit this to stand, it would violate not only LBR 9013-1(f)(1) but also the due process rights of Movant to file a reply. For these reasons, the Court strikes the Opposition.

**PLAINTIFF TO LODGE ORDER AND JUDGMENT VIA LOU WITHIN 7 DAYS.**

**Party Information**

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, September 19, 2018**

**Hearing Room      6C**

9:00 AM

**CONT...      Shannon Marie Magness**

**Chapter 7**

**Debtor(s):**

Shannon Marie Magness      Pro Se

**Defendant(s):**

Shannon Marie Magness      Pro Se

Kelly Scott Johnson      Pro Se

**Joint Debtor(s):**

Kelly Scott Johnson      Pro Se

**Plaintiff(s):**

The William G. Joiner Trust Dated      Represented By  
Penelope Parmes

**Trustee(s):**

Richard A Marshack (TR)      Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, September 19, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-10203 Phillip Barry Greer**

**Chapter 7**

Adv#: 8:18-01075 Street v. Greer et al

**#2.00**

Hearing RE: Motion To Dismiss Complaint  
[FRCP 12(b)(6)]  
(Motion filed 7/30/18)

Docket 27

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The complaint alleges that plaintiff Chriss Street ("Plaintiff") obtained a state court judgment in 2018 against debtor Phillip B. Greer (Mr. Greer") and that an abstract of such judgment was duly recorded. Plaintiff contends in the complaint that the resulting judgment lien encumbers Mr. Greer's interest in real property whose address is 19 Bridgeport Road, Newport Beach CA 92657 (the "Property").

The parties appear to agree that the title to the Property is held in the name of Arlene Greer aka Arlene Biden, Mr. Greer's spouse ("Mrs. Greer").

The complaint alleges that the Property is Mr. Greer's community property and seeks a determination by this Court that state court judgment thereby encumbers the Property (notwithstanding that title is in the name of Mrs. Greer) and also that Mr. and Mrs. Greer hold title to the Real Property under a resulting trust in favor of Plaintiff. Finally, the complaint asks the Court to quiet title to the Real Property, confirming that the Property is subject to the state court judgment lien.

In support of these allegations, the Complaint alleges that Mr. Greer used community property income to pay down earlier liens against the Property, thereby giving the marital community an interest in the Property.

The motion to dismiss argues that Plaintiff presents no evidence that community funds were used to pay down a lien against the Property and that therefore the

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, September 19, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... Phillip Barry Greer**

**Chapter 7**

complaint should be dismissed. However, evidence need not be submitted in a complaint to enable it to withstand a motion to dismiss. The relevant standard is whether the complaint fails to state a claim upon which relief can be granted. The complaint's allegations in this regard are specific enough to place defendants on notice as to Plaintiff's theory of the case.

The motion to dismiss is denied.

<b>Party Information</b>
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**Debtor(s):**

Phillip Barry Greer	Pro Se
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**Defendant(s):**

Phillip Barry Greer	Pro Se
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Arlene C. Greer	Represented By Phillip Greer
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Richard A. Marshack	Represented By Ryan D ODea
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**Plaintiff(s):**

Chriss W. Street	Represented By Timothy C Aires
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**Trustee(s):**

Richard A Marshack (TR)	Represented By James C Bastian Jr Ryan D ODea
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**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, September 19, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-10779 Anthony Jerome Maxey**

**Chapter 7**

Adv#: 8:18-01140 LQ Management LLC et al v. Maxey et al

**#3.00**

STATUS CONFERENCE Hearing RE: Complaint For Fraud, Imposition Of Stay; Property Injunction  
(Notice of Removal filed 7/17/18)  
(Order for Status Conference Entered 7/18/18)

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will inquire whether Plaintiff intends to file a motion to remand this case to state court.

<b>Party Information</b>
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**Debtor(s):**

Anthony Jerome Maxey	Pro Se
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**Defendant(s):**

Anthony Maxey	Pro Se
Kimberly Turner	Pro Se

**Plaintiff(s):**

LQ Management LLC	Represented By Artin Avetisove
LeClairRyan LLP	Represented By Artin Avetisove

**Trustee(s):**

Karen S Naylor (TR)	Pro Se
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**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, September 19, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-10905 Michael William Devine**  
Adv#: 8:18-01121 Getson et al v. Devine

**Chapter 7**

**#4.00**

STATUS CONFERENCE Hearing RE: Complaint To Determine The Dischargeability Of Debt Pursuant To 11 U.S.C. Section 523(a)(2)(a) Complaint filed 6/29/18)

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will issue the following scheduling order:

1. Discovery shall close December 31, 2018.
2. All discovery motions shall be heard before January 31, 2019.
3. All pretrial motions (except motions in limine) shall be heard before February 28, 2019.
4. The Court sets a further status conference for March 13, 2019 at 9:00 a.m.

COURT TO PREPARE ORDER.

<b>Party Information</b>
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**Debtor(s):**

Michael William Devine

Represented By  
Christopher J Langley

**Defendant(s):**

Michael William Devine

Pro Se

**Plaintiff(s):**

Lisa Getson

Represented By  
Mitchell B Hannah

Todd Lansinger

Represented By

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, September 19, 2018**

**Hearing Room 6C**

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9:00 AM

**CONT... Michael William Devine**

Mitchell B Hannah

**Chapter 7**

**Trustee(s):**

Richard A Marshack (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, September 19, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-11997 QDOS, Inc**

**Chapter 11**

**#5.00**

CONT'D STATUS CONFERENCE Hearing RE: Chapter 11 Involuntary Petition  
(Petition filed 5/31/18)

FR: 6-25-18; 8-1-18

Docket 1

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Continue to October 24, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

QDOS, Inc

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, September 19, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-12667 WCR Development Company LLC**

**Chapter 11**

**#6.00**

STATUS CONFERENCE Hearing RE: (1) Status of Chapter 11 Case; And (2) Requiring Report On Status Of Chapter 11 Case (Petition filed 7/20/18)

Docket 0

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will inquire into compliance with U.S. Trustee guidelines and requirements.

Next Status Conference: January 9, 2019 at 9:00 a.m.

COURT TO PREPARE ORDER.

<b>Party Information</b>
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**Debtor(s):**

WCR Development Company LLC

Represented By  
Robert P Goe

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, September 19, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01169 Official Committee Of Unsecured Creditors v. CLR Marketing Partners

**#7.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550  
(Complaint filed 10/26/17)

FR: 2-28-18; 4-4-18; 6-6-18

Docket 1

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR; NOTICE OF  
DISMISSAL WITH PREJUDICE FILED 8/27/18 (Docket No. [21])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

CLR Marketing Partners

Pro Se

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine  
Jeffrey P Nolan

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, September 19, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01183      Official Committee Of Unsecured Creditors v. Bottomley & Associates, LLC

**#8.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550  
(Complaint filed 10/26/17)

FR: 3-28-18; 6-6-18

Docket 1

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - NOTICE OF  
DISMISSAL WITH PREJUDICE FILED 8-7-18 - (Docket No. [12])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

Bottomley & Associates, LLC

Pro Se

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine  
Jeffrey P Nolan

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, September 19, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01190 Official Committee Of Unsecured Creditors v. Happiest Minds Technologies

**#9.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550  
(Complaint filed 10/26/17)

FR: 3-28-18; 6-6-18

Docket 1

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - ORDER APPROVING  
STIPULATION OF DISMISSAL WITH PREJUDICE ENTERED 7-13-18 -  
(Docket No. [15])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

Happiest Minds Technologies

Represented By  
Shu-Lin Tung

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, September 19, 2018**

**Hearing Room 6C**

9:00 AM

**CONT...**

**Freedom Communications, Inc.**

Jeffrey P Nolan

**Chapter 11**



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, September 19, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01208 Official Committee Of Unsecured Creditors v. Aramark Uniform & Career

**#10.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550  
(Complaint filed 10/26/17)

FR: 4-4-18; 6-6-18

Docket 1

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - NOTICE OF  
DISMISSAL WITH PREJUDICE FILED 7-9-18 - (Docket No. [21])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

Aramark Uniform & Career Apparel,

Pro Se

Aramark Entertainment LLC

Pro Se

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine  
Jeffrey P Nolan

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, September 19, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... Freedom Communications, Inc.**

**Chapter 11**

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, September 19, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-10559 Michael J Ervin**

**Chapter 7**

Adv#: 8:17-01144 Itria Ventures, LLC v. Ervin

**#11.00**

Hearing RE: Motion To Compel Defendant's Responses To Discovery And For Attorney Fees  
(Motion filed 8/31/18)

Docket 29

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Based upon Defendant's failure to produce documents due within 14 days from May 21, 2018 -- and, most importantly, the substantial delay from early to late August when production finally occurred -- the Court will award sanctions of \$1,012 as prayed for in the Reply. The Court interprets the Reply as conceding that the responses to the discovery, although quite late, are nevertheless adequate.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Michael J Ervin

Represented By  
Mark D Klein

**Defendant(s):**

Michael J Ervin

Represented By  
Anerio V Altman

**Plaintiff(s):**

Itria Ventures, LLC

Represented By  
Michael F Chekian

**Trustee(s):**

Karen S Naylor (TR)

Represented By

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, September 19, 2018**

**Hearing Room 6C**

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9:00 AM

**CONT...**

**Michael J Ervin**

Burd & Naylor  
William M Burd

**Chapter 7**

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, September 19, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-10559 Michael J Ervin**

**Chapter 7**

Adv#: 8:17-01144 Itria Ventures, LLC v. Ervin

**#12.00**

Hearing RE: Motion for Leave To File First Amended Complaint Objecting To Dischargeability of Debt (Motion filed 8/27/18)

Docket 25

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The motion fore leave to file a first amended complaint is based upon newly-discovered evidence relating to allegedly falsified information concerning receivables. Rule 15(a)(2) states that the "court should freely give leave when justice so requires." The motion is granted.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Michael J Ervin

Represented By  
Mark D Klein

**Defendant(s):**

Michael J Ervin

Represented By  
Anerio V Altman

**Plaintiff(s):**

Itria Ventures, LLC

Represented By  
Michael F Chekian

**Trustee(s):**

Karen S Naylor (TR)

Represented By  
Burd & Naylor

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, September 19, 2018**

**Hearing Room 6C**

9:00 AM

**CONT...**

**Michael J Ervin**

William M Burd

**Chapter 7**

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, September 19, 2018**

**Hearing Room 6C**

9:00 AM

**8:16-15208 Michael Younessi**

**Chapter 11**

Adv#: 8:18-01150 Diamond Enterprises, Ltd, LP v. Younessi

**#13.00**

Hearing RE: Motion to Dismiss Adversary Proceeding Pursuant to Rule 12(b)(6) for failure to State a Claim Upon Which Relief Can Be Granted (Motion filed 8/23/18)

Docket 4

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO NOVEMBER 14, 2018  
AT 9:00 A.M. PER ORDER CONTINUING HEARING ENTERED 9-10-18 -  
(Docket No. [9])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Michael Younessi

Represented By  
Michael Jones  
Sara Tidd

**Defendant(s):**

Michael Younessi

Represented By  
Michael Jones

**Plaintiff(s):**

Diamond Enterprises, Ltd, LP

Represented By  
M Douglas Flahaut

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, September 19, 2018

Hearing Room 6C

9:00 AM

8:17-14931 William Michael Wormmeester

Chapter 7

Adv#: 8:18-01164 City of Irvine v. Wormmeester et al

#14.00

Hearing RE: Motion To Dismiss Pursuant To Rule 12(B)(6) For Failure To State A Claim  
(Motion filed 8/27/18)

Docket 5

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR; NOTICE OF  
VOLUNTARY DISMISSAL OF AN ADVERSARY PROCEEDING THAT  
DOES NOT INVOLVE CLAIMS UNDER 11 U.S.C. SECTION 727 [FRBP  
7041-(a)] FILED 9/11/18 (Docket No. [8])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

William Michael Wormmeester

Represented By  
Michael Jones

**Defendant(s):**

William Michael Wormmeester

Represented By  
Michael Jones

Marisha Nicole Austin

Represented By  
Michael Jones

**Joint Debtor(s):**

Molly Valerie Anne Kimball

Represented By  
Michael Jones

**Plaintiff(s):**

City of Irvine

Pro Se

**Trustee(s):**

Thomas H Casey (TR)

Pro Se



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, September 19, 2018**

**Hearing Room 6C**

9:00 AM

**CONT...**

**William Michael Wormmeester**

**Chapter 7**

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, September 20, 2018**

**Hearing Room 225**

9:00 AM

**6:16-14960 HOMAYUN KABIR**

**Chapter 7**

Adv#: 6:16-01165 Hinshaw-Thomas v. KABIR

**#1.00**

PRE-TRIAL CONFERENCE re: Complaint by Janet Hinshaw-Thomas against Homayun Kabir. false pretenses, false representation, actual fraud)) (Brown, Tyler)

(Cont. from 8/9/18)

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will approve the proposed Amended Joint Pretrial Conference Stipulation and set this matter over for trial in the Los Angeles Division by the Honorable Gregg W. Zive on December 4-5, 2018. Each party shall file a trial brief, list of witnesses, and all trial exhibits on or before October 26, 2018.

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

HOMAYUN KABIR

Represented By  
Mark D Edelbrock

**Defendant(s):**

HOMAYUN KABIR

Pro Se

**Plaintiff(s):**

Janet Hinshaw-Thomas

Represented By  
Tyler H Brown

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, September 20, 2018**

**Hearing Room 225**

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9:00 AM

**CONT... HOMAYUN KABIR**

**Chapter 7**

**Trustee(s):**

Larry D Simons (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

Thursday, September 20, 2018

Hearing Room 225

9:00 AM

**6:16-20446 BioData Medical Laboratories, Inc.**

**Chapter 7**

Adv#: 6:18-01119      Todd A. Frealy, Chapter 7 Trustee of the Bankruptc v. Uomoto et al

**#2.00**

STATUS CONFERENCE re: Complaint by Todd A. Frealy, Chapter 7 Trustee of the Bankruptcy Estate of BioData Medical Laboratories, Inc. against Akemi Uomoto, Henry Wallach. (Charge To Estate \$350). (Attachments: # 1 Adversary Cover Sheet) Nature of Suit: (14 (Recovery of money/property - other))

Docket      0

**\*\*\* VACATED \*\*\* REASON: Status Conference to be held on 10/18/18 @  
9:00 a.m. - jc**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

BioData Medical Laboratories, Inc.

Represented By  
Robert M Yaspan  
Joseph N Darweesh

**Defendant(s):**

Akemi Uomoto

Represented By  
Zev Shechtman

Henry Wallach

Represented By  
Zev Shechtman

**Plaintiff(s):**

Todd A. Frealy, Chapter 7 Trustee of

Represented By  
Kurt Ramlo  
Juliet Y Oh  
Eve H Karasik  
Todd A Frealy

**Trustee(s):**

Todd A. Frealy (TR)

Represented By

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, September 20, 2018**

**Hearing Room 225**

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9:00 AM

**CONT...**

**BioData Medical Laboratories, Inc.**

**Chapter 7**

Eve H Karasik  
Jeffrey S Kwong  
Juliet Y Oh  
Carmela Pagay

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, September 20, 2018**

**Hearing Room 225**

9:00 AM

**6:18-16499 VJ Avocado Ranch Properties LLC**

**Chapter 11**

**#3.00**

Hrg. on Chapter 11 Status Conference

Docket 0

**\*\*\* VACATED \*\*\* REASON: Case Dismissed 9/10/18 - jc**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

VJ Avocado Ranch Properties LLC

Represented By

L. Walker Van Antwerp III

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Wednesday, October 10, 2018**

**Hearing Room 225**

9:00 AM

**6:15-21881 Issa Ibrahim Awad**

**Chapter 7**

Adv#: 6:16-01247 Western Union Financial Services, Inc. v. Awad

**#1.00**

TRIAL re: Complaint by Western Union Financial Services, Inc. against Issa Ibrahim Awad. fraud as fiduciary, embezzlement, larceny)),(68 (Dischargeability - 523(a)(6), willful and malicious injury)),(62 (Dischargeability - 523(a)(2), false pretenses, false representation, actual fraud))

**[Trial to be held in Santa Ana Division, 411 W. Fourth St, Ctrm 6C]**

(Cont. from 8/21/2018)

Docket 1

**Party Information**

**Debtor(s):**

Issa Ibrahim Awad

Represented By  
Chris Scarcella

**Defendant(s):**

Issa Ibrahim Awad

Represented By  
James Husen

**Plaintiff(s):**

Western Union Financial Services,

Represented By  
Ross A Spector

**Trustee(s):**

Karl T Anderson (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, October 15, 2018**

**Hearing Room 6C**

9:00 AM

**8:14-11682 Angel Juarez and Maria Juana Juarez**

**Chapter 13**

**#1.00**

Motion for relief from stay [Real Property]

Wilmington Savings Fund Society, FSB, D/B/A Christiana Trust, Not Individually  
But As Trustee For Pretium Mortgage Acquisition Trust vs. DEBTORS  
(Motion filed 9/6/18)

**[RE: 115 North Jackson Street, Santa Ana, California 92703]**

Docket 79

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will grant the motion under 11 U.S.C. § 362(d)(1). The 14-day stay provided by Rule 4001(a)(3) is waived.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Angel Juarez

Represented By  
Sunita N Sood

**Joint Debtor(s):**

Maria Juana Juarez

Represented By  
Sunita N Sood

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, October 15, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15244 Gary Scott and Denise Johnson-Scott**

**Chapter 13**

**#2.00**

CONT'D Motion for relief from stay [Real Property]

U.S. Bank, N.A., Successor Trustee To LaSalle Bank National Association, On Behalf Of The Holders Of Bear Stearns Asset Backed Securities I Trust 2006-HE2, Asset-Backed Certificates Series 2006-HE2 - vs. DEBTOR  
(Motion filed 10/16/17)

**[RE: 3891 Claremont Street, Irvine, CA 92614]**

FR: 11-13-17; 12-4-17; 1-8-18; 3-12-18; 3-19-18; 7-2-18

Docket 95

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will inquire into the status of loan workout negotiations.

Unless this matter is resolved by the date of the hearing, the Court will continue the hearing to April 8, 2019 at 9:00 a.m.

**Party Information**

**Debtor(s):**

Gary Scott

Represented By  
Michael A Younge

**Joint Debtor(s):**

Denise Johnson-Scott

Represented By  
Michael A Younge

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, October 15, 2018**

**Hearing Room 6C**

9:00 AM

**8:16-13608 Artemio Uriostegui Sagal and Elidia Garcia Sagal**

**Chapter 13**

**#3.00**

Motion for relief from stay [Real Property]

JPMorgan Chase Bank, National Association vs. DEBTOR  
(Motion filed 8/31/18)

**[RE: 1240 E Banyan Avenue, Anaheim CA 92805 ]**

Docket 44

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will grant the motion under 11 U.S.C. § 362(d)(1). The 14-day stay provided by Rule 4001(a)(3) is waived.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Artemio Uriostegui Sagal

Represented By  
Luis G Torres

**Joint Debtor(s):**

Elidia Garcia Sagal

Represented By  
Luis G Torres

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, October 15, 2018**

**Hearing Room 6C**

9:00 AM

**8:16-13819 Joan Ellen Yates**

**Chapter 13**

**#4.00**

CONT'D Motion for relief from stay [REAL PROPERTY]

Wells Fargo Bank, N.A. vs. Debtor  
(Motion filed 8/14/18)

**[RE: 119 Montana Del Lago Dr, Rancho Santa Margarita, California 92688]**

FR: 9-10-18

Docket 48

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - SETTLED BY  
STIPULATION - ADEQUATE PROTECTION AGREEMENT - ORDER  
ENTERED 10-12-18 - (Docket No. [62])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Joan Ellen Yates

Represented By  
Allan S Williams

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, October 15, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-12279 Brian Edward McDonald**

**Chapter 13**

**#5.00**

Motion for relief from stay [Real Property]

Deutsche Bank National Trust Company, As Trustee For The Benefit Of The Harborview 2004-8 Trust Fund vs. DEBTOR  
(Motion filed 9/7/18)

**[RE: 21492 Countryside Drive, Lake Forest, CA 92630]**

Docket 39

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will grant the motion under 11 U.S.C. § 362(d)(1). The 14-day stay provided by Rule 4001(a)(3) is waived.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Brian Edward McDonald

Represented By  
Charles J Brash

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, October 15, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-13950 Nilanj Dinesh Pandya and Kavita Pandya**

**Chapter 7**

**#6.00**

Motion for relief from stay [Personal Property]

JPMorgan Chase Bank, N.A. vs. DEBTORS  
(Motion filed 9/4/18)

**[RE: 2016 Chevrolet Suburban - VIN No.: 1GNSCHKC3GR328371]**

Docket 60

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The Court will grant the motion under 11 U.S.C. § 362(d)(1) and (d)(2). The 14-day stay provided by Rule 4001(a)(3) is waived.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Nilanj Dinesh Pandya

Represented By  
Michael Jones  
Sara Tidd

**Joint Debtor(s):**

Kavita Pandya

Represented By  
Michael Jones  
Sara Tidd

**Trustee(s):**

Thomas H Casey (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, October 15, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-11714 Elizabeth Martin**

**Chapter 13**

**#7.00**

Motion for relief from stay [REAL PROPERTY]

Citizens Bank NA f/k/a RBS Citizens NA, And Its Successors And/Or Assignees  
v. DEBTOR  
(Motion filed 8/29/18)

**[RE: 16 Blanco, Foothill Ranch, CA 92610]**

Docket 31

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - PER ORDER RE:  
SETTLED - ADEQUATE PROTECTION AGREEMENT ENTERED 10-9-  
18 - [38])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Elizabeth Martin

Represented By  
Amanda G Billyard

**Movant(s):**

Citizens Bank NA f/k/a RBS

Represented By  
Christina J O

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, October 15, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-12153 Luis E Sanchez**

**Chapter 7**

**#8.00**

Motion for relief from stay REAL PROPERTY

Wilmington Savings Fund Society, FSB, As Trustee Of Stanwich Mortgage Loan Trust  
(Motion filed 9/14/18) (Amended Motion filed 10/1/18)

**[RE: 718 W. Roberta Avenue, Fullerton, California 92832]**

Docket 26

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will grant the motion under 11 U.S.C. § 362(d)(1). The 14-day stay provided by Rule 4001(a)(3) is waived.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Luis E Sanchez

Represented By  
David R Chase

**Trustee(s):**

Richard A Marshack (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, October 15, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-13008 Ricardo Gabriel De La Riva**

**Chapter 7**

**#9.00**

Motion for relief from stay [Personal Property]

U.S. Bank National Association vs. DEBTOR  
(Motion filed 9/21/18)

**[RE: 2015 Mazda CX-9 - VIN No.: JM3TB2CV8F0449694]**

Docket 32

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The Court will grant the motion under 11 U.S.C. § 362(d)(1) and (d)(2). The 14-day stay provided by Rule 4001(a)(3) is waived.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Ricardo Gabriel De La Riva

Represented By  
Khushwant Sean Singh

**Trustee(s):**

Thomas H Casey (TR)

Pro Se



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, October 15, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-13031 Martin Ramos Ramirez and Julissa Ramos**

**Chapter 7**

**#10.00**

Motion for relief from stay [Personal Property]

Partners Federal Credit Union vs. DEBTORS  
(Motion filed 9/17/18)

**[RE: 2014 Ford Mustang - VIN No.: 1ZVBP8CF4E5259357]**

Docket 7

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The Court will grant the motion under 11 U.S.C. § 362(d)(2) only. The 14-day stay provided by Rule 4001(a)(3) is waived.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Martin Ramos Ramirez

Represented By  
Marlin Branstetter

**Joint Debtor(s):**

Julissa Ramos

Represented By  
Marlin Branstetter

**Trustee(s):**

Thomas H Casey (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, October 15, 2018**

**Hearing Room 6C**

9:00 AM

**8:14-16010 Sylvia Denise Thomas**

**Chapter 13**

**#11.00**

CONT'D Motion for relief from stay [REAL PROPERTY]

U.S. Bank, National Association, As Trustee For The EMC Mortgage Loan Trust  
2002-B, Mortgage Pass-Through Certificates Series 2002-B, its assignees  
and/or successor vs. Debtor  
(Motion filed 8/23/18)

**[RE: 3170 Walingford Drive, Grand Prairie, TX 75052]**

FR: 9-17-18

Docket 49

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - SETTLED BY  
STIPULATION FOR ADEQUATE PROTECTION AND ORDERS  
ENTERED 9-18-18 - (Docket Nos. [54] and [55])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Sylvia Denise Thomas

Represented By  
D Justin Harelik

**Movant(s):**

U.S. Bank, National Association, as

Represented By  
Kristin A Zilberstein  
Nancy L Lee

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, October 15, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... Sylvia Denise Thomas**

**Chapter 13**

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, October 15, 2018**

**Hearing Room 6C**

2:00 PM

**8:11-18693 Private Asset Group, Inc**

**Chapter 7**

**#1.00**

Hearing RE: Omnibus Motion For Order Disallowing Or Subordinating Claims  
(Motion filed 9/13/18)

Claim No. 99 Patricia Halonen \$188,000.00

Claim No. 100 Patricia Halonen \$188,000.00

Claim No. 101 Linda Pollick \$80,000.00

Docket 814

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will grant the motion. Claim No. 99 is disallowed in its entirety as a duplicate claim. Claims 100 and 101 are subordinated pursuant to 11 U.S.C. § 726(a) (3).

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Private Asset Group, Inc

Represented By  
Matthew E Faler

**Trustee(s):**

Peter J Mastan (TR)

Represented By  
Thomas H Casey  
Steve Burnell  
Lei Lei Wang Ekvall  
Autumn D Spaeth ESQ  
Kyra E Andrassy

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, October 15, 2018**

**Hearing Room 6C**

2:00 PM

**8:16-14396 Madhulika Baid**

**Chapter 11**

**#2.00**

Hearing RE: Motion Of Debtor To Voluntarily Dismiss Chapter 11 Proceeding Pursuant To 11 U.S.C. Section 1112(b) And F.R.B.P. Sections 1017 And 9014 (Motion filed 9/10/18)

Docket 136

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will grant the motion in part and dismiss the case with a 180-day bar to re-filing. All U.S. Trustee fees must have been paid in full by the date of the hearing.

DEBTOR TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Madhulika Baid

Represented By  
Michael R Totaro

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, October 15, 2018**

**Hearing Room 6C**

2:00 PM

**8:16-14461 Blue Light Capital Corp**

**Chapter 11**

**#3.00**

Hearing RE: Motion To Dismiss Chapter 11 Case Filed By Debtor  
(Motion filed 9/5/18)

Docket 146

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will dismiss the case contingent upon all fees due and owing to the U.S.  
Trustee being paid in full.

DEBTOR TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Blue Light Capital Corp

Represented By  
Alan M Lurya

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, October 15, 2018**

**Hearing Room 6C**

2:00 PM

**8:15-13556 John Olaf Halvorson**

**Chapter 7**

Adv#: 8:15-01391 Baek et al v. Halvorson et al

**#4.00**

Hearing RE: Motion (1) For Stay Relief To The Extent Necessary And (2) To Vacate All Orders And Dismiss Action PUrsuant To FRCP 12(b)(1) For Lack Of Subject Matter Jursidiction  
(Motion filed 8/31/18)

Docket 298

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO DECEMBER 12, 2018  
AT 9:00 A.M. PER ORDER CONTINUING HEARING DATES ENTERED  
9-6-18 - (Docket No. [302])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

John Olaf Halvorson

Represented By  
Marc C Forsythe  
Charity J Manee

**Defendant(s):**

JH RE Holdings, LLC

Pro Se

Granite Bay Partners II, LLC

Pro Se

PCC Fund I, LLC

Pro Se

Jerry Ann Randall

Represented By  
Guillermo Cabrera  
Christopher Celentino  
Peter W Bowie  
Reem J Bello  
Marc C Forsythe  
Steven J. Katzman  
Kyle Kveton  
Charity J Manee

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, October 15, 2018**

**Hearing Room 6C**

2:00 PM

**CONT... John Olaf Halvorson**

**Chapter 7**

Dan L. Halvorson

Represented By  
Guillermo Cabrera  
Christopher Celentino  
Peter W Bowie  
Reem J Bello  
Marc C Forsythe  
Steven J. Katzman  
Kyle Kveton  
Charity J Manee

John O. Halvorson

Represented By  
Marc C Forsythe  
Charity J Manee

Commercial Income Advisors, Inc.

Pro Se

**Plaintiff(s):**

Richard Baek

Represented By  
Reem J Bello  
Ali Matin  
Steven J. Katzman  
Kyle Kveton

Weneta M. Kosmala

Pro Se

Pacific Commercial Group, LLC

Represented By  
Reem J Bello  
Kyle Kveton  
Steven J. Katzman  
Ali Matin

Baek 153, LLP

Represented By  
Reem J Bello  
Kyle Kveton  
Steven J. Katzman  
Ali Matin



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, October 15, 2018**

**Hearing Room 6C**

---

2:00 PM

**CONT... John Olaf Halvorson**

**Chapter 7**

**Trustee(s):**

Weneta M Kosmala (TR)

Represented By  
Reem J Bello  
Faye C Rasch  
Jeffrey I Golden

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, October 16, 2018**

**Hearing Room 225**

9:00 AM

**6:18-13454 John Thomas Hargrove and Rosalina Hargrove**

**Chapter 7**

**#1.00**

Cooksey, Toolen, Gage, Duffy & Woog - movant attorney

Motion for Relief from Stay

Santander Consumer USA Inc. vs. DEBTOR, Lynda Bui, trustee  
(Motion filed 9/10/18)

Re: 2016 Chevrolet Impala, VIN 2G1115S35G9139927

**(Tele. appr Sheryl lth, rep. creditor, Santander)**

Docket 33

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The Court will grant the motion under 11 U.S.C. § 362(d)(1) and (d)(2). The 14-day stay provided by Rule 4001(a)(3) is waived.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

John Thomas Hargrove

Represented By  
Susan Jill Wolf

**Joint Debtor(s):**

Rosalina Hargrove

Represented By  
Susan Jill Wolf

**Trustee(s):**

Lynda T. Bui (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, October 16, 2018**

**Hearing Room 225**

9:00 AM

**6:18-15348 Michael Anthony Pacheco and Kaitlin Mackenzie Pacheco**

**Chapter 7**

**#2.00**

Jeffrey A. Clark & Associates, APLC - movant attorney

Motion for Relief from Stay

Mountain America Credit Union vs. DEBTORS  
(Motion filed 9/10/18)

Re: 2016 Chevrolet Silverado 2500

**(Tele. appr. Sara Spaeth, rep. creditor, Mountain America Credit Union)**

Docket 18

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The Court will grant the motion under 11 U.S.C. § 362(d)(1). The 14-day stay provided by Rule 4001(a)(3) is waived.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Michael Anthony Pacheco

Represented By  
Nicholas M Wajda

**Joint Debtor(s):**

Kaitlin Mackenzie Pacheco

Represented By  
Nicholas M Wajda

**Trustee(s):**

Lynda T. Bui (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, October 16, 2018**

**Hearing Room 225**

9:00 AM

**6:18-15682 Carlos Chamul and Claudia Chamul**

**Chapter 7**

**#3.00**

Allen Law Office, Inc. - movant attorney

Motion for Relief from Stay

BMW Bank of North America vs. DEBTORS  
(Motion filed 9/18/18)

Re: 2013 BMW 328i Coupe SULEV 2013 BMW 328i Coupe SULEV

Docket 14

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The Court will grant the motion under 11 U.S.C. § 362(d)(1) and (d)(2). The 14-day stay provided by Rule 4001(a)(3) is waived.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Carlos Chamul

Represented By  
Brian J Soo-Hoo

**Joint Debtor(s):**

Claudia Chamul

Represented By  
Brian J Soo-Hoo

**Trustee(s):**

Arturo Cisneros (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, October 16, 2018**

**Hearing Room 225**

9:00 AM

**6:18-15815 David L. Manker and Laurie W. Manker**

**Chapter 7**

**#4.00**

Cooksey, Toolen, Gage, Duffy & Woog - movant attorney

Motion for Relief from Stay

Wells Fargo Bank vs. DEBTORS, Karl T. Anderson, trustee  
(Motion filed 9/21/18)

Re: 2010 Nissan Murano-V6, VIN JN8AZ1MW2AW134669

**(Tele. appr. Sheryl Ith, rep. creditor, Wells Fargo)**

Docket 14

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The Court will grant the motion under 11 U.S.C. § 362(d)(1) and (d)(2). The 14-day stay provided by Rule 4001(a)(3) is waived.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

David L. Manker

Represented By  
Patricia M Ashcraft

**Joint Debtor(s):**

Laurie W. Manker

Represented By  
Patricia M Ashcraft

**Trustee(s):**

Karl T Anderson (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, October 16, 2018**

**Hearing Room 225**

9:00 AM

**6:18-16152 Dona Rose Douglas**

**Chapter 7**

**#5.00**

The Law Office of Jason C. Tatman - movant attorney

Motion for Relief from Stay

E\*Trade Bank vs. DEBTOR  
(Motion filed 9/14/18)

RE: 10235 Northridge Avenue, Rancho Cucamonga, CA 91737

**(Tele. appr. James Tatman, rep. Creditor E\*Trade Bank)**

Docket 9

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will deny the motion without prejudice. Debtor has a large equity cushion and has overall equity in the property.

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Dona Rose Douglas

Represented By  
Neil R Hedtke

**Trustee(s):**

Robert Whitmore (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, October 16, 2018**

**Hearing Room 225**

9:00 AM

**6:18-16814 Robert Ronald Barba and Lorraine Lynn Barba**

**Chapter 7**

**#6.00**

Wright, Finlay & Zak, LLP - movant attorney

Motion for Relief from Stay

21st Mortgage Corporation vs. DEBTORS  
(Motion filed 8/31/18)

Re: 1974 Skyline "Cameron" (56'x24') Mobilehome Serial No. S5236X/U Decal  
LAG1974 .

**(Tele. appr Mark Blackman, rep. creditor, 21st Mortgage Corporation)**

Docket 8

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The Court will grant the motion under 11 U.S.C. § 362(d)(1) and (d)(2). The 14-day stay provided by Rule 4001(a)(3) is waived.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Robert Ronald Barba

Represented By  
Alon Darvish

**Joint Debtor(s):**

Lorraine Lynn Barba

Represented By  
Alon Darvish

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, October 16, 2018**

**Hearing Room 225**

---

9:00 AM

**CONT... Robert Ronald Barba and Lorraine Lynn Barba**

**Chapter 7**

**Trustee(s):**

Robert Whitmore (TR)

Pro Se



**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, October 16, 2018**

**Hearing Room 225**

9:00 AM

**6:18-17304 Hector Bustamante**

**Chapter 7**

**#7.00**

Cooksey, Toolen, Gage, Duffy & Woog, movant attorney

Motion for Relief from Stay

TD Auto Finance LLC vs. Debtor and Charles Daff, Trustee  
(Motion filed 9/6/18)

Re: 2016 Chevrolet Tahoe, VIN 1GN5CAKC0GR232320

**(Tele. appr. Sheryl Ith, rep. creditor, TD Auto Finance)**

Docket 9

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The Court will grant the motion under 11 U.S.C. § 362(d)(1) and (d)(2). The 14-day stay provided by Rule 4001(a)(3) is waived.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Hector Bustamante

Represented By  
William S Tilton

**Trustee(s):**

Charles W Daff (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, October 16, 2018**

**Hearing Room 225**

9:00 AM

**6:18-17313 Marc Daniel Dominguez and Angelina Rose Dominguez**

**Chapter 7**

**#8.00**

Kimball, Tirey St. John LLP - movant attorney

Motion for Relief from Stay

2014-3 IH Borrower L.P. vs. DEBTORS  
(Motion filed 9/12/18)

Re: 2435 Deanna Dr., San Bernardino, CA 92407

Docket 12

**\*\*\* VACATED \*\*\* REASON: CASE DISMISSED 9/14/18**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Marc Daniel Dominguez

Represented By  
Gordon L Dayton

**Joint Debtor(s):**

Angelina Rose Dominguez

Represented By  
Gordon L Dayton

**Trustee(s):**

Larry D Simons (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, October 16, 2018**

**Hearing Room 225**

9:00 AM

**6:18-17413 Albert Carbajal**

**Chapter 7**

**#9.00**

Cooksey, Toolen, Gage, Duffy & Woog - movant attorney

Motion for Relief from Stay

TD Auto Finance LLC vs. DEBTOR, Howard Grobstein, trustee  
(Motion filed 9/10/18)

Re: 2016 Dodge Ram 2500, VIN 3C6UR5NJ8GG121085

**(Tele. appr. Sheryl Ith, rep. creditor TD Auto Finance)**

Docket 7

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The Court will grant the motion under 11 U.S.C. § 362(d)(1) and (d)(2). The 14-day stay provided by Rule 4001(a)(3) is waived.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Albert Carbajal

Represented By  
Julie J Villalobos

**Trustee(s):**

Howard B Grobstein (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, October 16, 2018**

**Hearing Room 225**

9:00 AM

**6:18-17581 Mark Alvarez and Judy Alvarez**

**Chapter 7**

**#10.00**

H.G. Long & Associates - movant attorney

Motion for Relief from Stay

James Pritchard & Virginia Pritchard, Trustees of the Pritchard Family Trust vs.  
DEBTORS  
(Motion filed 9/19/18)

Re: 604 Orchard Drive, Redlands, CA

Docket 13

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will grant the motion under 11 U.S.C. § 362(d)(1). The 14-day stay provided by Rule 4001(a)(3) is waived.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Mark Alvarez

Pro Se

**Joint Debtor(s):**

Judy Alvarez

Pro Se

**Trustee(s):**

Lynda T. Bui (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

Tuesday, October 16, 2018

Hearing Room 225

2:00 PM

6:13-28775 Ellen Lucile Salkin

Chapter 7

#1.00

Hrg. on trustee's final report; applications for compensation

Docket 0

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

In a case under chapter 7 or 11, the court may allow reasonable compensation under § 330 to the trustee for the trustee's services, payable after the trustee renders such services, not to exceed 25% on the first \$5,000 or less, 10% on any amount in excess of \$5,000 but not in excess of \$50,000, 5% on any amount in excess of \$50,000 but not in excess of \$1,000,000, and reasonable compensation not to exceed 3% of such moneys in excess of \$1,000,000, upon all moneys disbursed or turned over in the case by the trustee to parties in interest, excluding the debtor, but including holders of secured claims. 11 U.S.C. § 326(a).

The Court finds that the Trustee's requested compensation meets the requirements of 11 U.S.C. § 326(a) and represents reasonable compensation for actual, necessary services rendered in the administration of this estate.

The compensation is approved as to the Trustee, with fees in the amount of \$10,851.70 and expenses in the amount of \$367.90.

The compensation is approved as to attorneys Roquemore, Pringle, with fees in the amount of \$43,698.00 and expenses in the amount of \$1,002.35.

The compensation is approved as to accountants Lea Accountancy, with fees in the amount of \$5,538.00 and expenses in the amount of \$530.38.

U.S. Trustee fees are approved in the amount of \$650.00.

CHAPTER 7 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Ellen Lucile Salkin

Represented By  
Matthew Horgan

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, October 16, 2018**

**Hearing Room 225**

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2:00 PM

**CONT... Ellen Lucile Salkin**

**Chapter 7**

**Trustee(s):**

John P Pringle (TR)

Represented By  
Toan B Chung

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, October 16, 2018**

**Hearing Room 225**

2:00 PM

**6:16-10693 Russell John Molina**

**Chapter 7**

**#2.00**

Hrg. on Trustee's Motion for Order Approving Settlement and Compromise of Disputes Under Federal Rule of Bankruptcy Procedure 9019 Between the Bankruptcy Estate and the Debtor

(Placed on calendar by order signed on 9/20/18)

Docket 70

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The Court will grant the motion.

**CHAPTER 7 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.**

**Party Information**

**Debtor(s):**

Russell John Molina

Represented By  
Summer M Shaw

**Trustee(s):**

Charles W Daff (TR)

Represented By  
Lynda T Bui  
Elyza P Eshaghi  
Brandon J Iskander

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, October 16, 2018**

**Hearing Room 225**

2:00 PM

**6:16-15248 Murray Altman**

**Chapter 11**

**#3.00**

Hrg. on Motion By United States Trustee To Dismiss Or Convert Chapter 11  
Case

Docket 274

**\*\*\* VACATED \*\*\* REASON: Cont. to 1/29/19 @ 2:00 p.m. - jc**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Murray Altman

Represented By  
Andrew S Bisom



**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

Tuesday, October 16, 2018

Hearing Room 225

2:00 PM

**6:17-10361 Jay L Moffet and Max E Kennedy**

**Chapter 7**

**#4.00**

Hrg. on trustee's final report; applications for compensation

**(Tele. appr. Rika Kido, rep. trustee, Charles Daff)**

Docket 0

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

In a case under chapter 7 or 11, the court may allow reasonable compensation under § 330 to the trustee for the trustee's services, payable after the trustee renders such services, not to exceed 25% on the first \$5,000 or less, 10% on any amount in excess of \$5,000 but not in excess of \$50,000, 5% on any amount in excess of \$50,000 but not in excess of \$1,000,000, and reasonable compensation not to exceed 3% of such moneys in excess of \$1,000,000, upon all moneys disbursed or turned over in the case by the trustee to parties in interest, excluding the debtor, but including holders of secured claims. 11 U.S.C. § 326(a).

The Court finds that the Trustee's requested compensation meets the requirements of 11 U.S.C. § 326(a) and represents reasonable compensation for actual, necessary services rendered in the administration of this estate.

The compensation is approved as to the Trustee, with fees in the amount of \$3,663.08 and expenses in the amount of \$71.88.

The compensation is approved as attorneys Shulman Hodges, with fees in the amount of \$4,172.64 and expenses in the amount of \$877.02.

The compensation is approved as to accountants Hahn Fife, with fees in the amount of \$2,268.00 and expenses in the amount of \$382.00.

CHAPTER 7 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Jay L Moffet

Represented By

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, October 16, 2018**

**Hearing Room 225**

2:00 PM

**CONT... Jay L Moffet and Max E Kennedy**

**Chapter 7**

Curtis A Cavalletto

**Joint Debtor(s):**

Max E Kennedy

Represented By  
Curtis A Cavalletto

**Trustee(s):**

Charles W Daff (TR)

Represented By  
Lynda T Bui  
Rika Kido

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

Tuesday, October 16, 2018

Hearing Room 225

2:00 PM

6:17-15972 Enriquez Q Amezcua

Chapter 7

#5.00

Hrg. on Chapter 7 Trustee's Motion filed 9/21/18 for Order Compelling Turnover of Estate

Docket 75

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will grant the motion and require turnover of the items listed on pages 9 and 10 of the Motion on or before ten (10) days after entry the order granting the Motion.

CHAPTER 7 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Enriquez Q Amezcua

Pro Se

**Trustee(s):**

John P Pringle (TR)

Represented By  
Michelle A Marchisotto

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, October 16, 2018**

**Hearing Room 225**

2:00 PM

**6:17-16329 Juan Manuel Pesqueda**

**Chapter 7**

**#6.00**

Hrg. on Chapter 7 Trustee's Motion for Order compelling turnover of estate property and documents

Docket 37

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will order this matter into mediation. The mediation stipulation shall be filed on or before November 15, 2018 and an order lodged thereon on or before November 15, 2018. If the parties are able to settle the dispute before November 15, 2018, the mediation need not go forward.

The hearing on the motion is continue to February 12, 2019 at 2:00 p.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Juan Manuel Pesqueda

Represented By  
Gary S Saunders

**Trustee(s):**

John P Pringle (TR)

Represented By  
Toan B Chung

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, October 16, 2018**

**Hearing Room 225**

2:00 PM

**6:17-19513 Terry Lee Fleming, Sr**

**Chapter 11**

**#7.00**

Hrg. on Debtor's third motion to extend periods within which debtor has the exclusive right to propose a chapter 11 plan and to solicit acceptances thereto

**(Tele. appr. Martin Eliopoulos, rep. Havasu)**

Docket 180

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will grant the motion and extend the Debtor's exclusive right to propose a plan to December 10, 2018 and extend the period to solicit acceptances to February 27, 2019. There will be no further extensions granted absent rare and extraordinary exceptions.

DEBTOR TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Terry Lee Fleming Sr

Represented By  
James E Till

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, October 16, 2018**

**Hearing Room 225**

2:00 PM

**6:18-10094 Deontay Daymont Potter and Joy Shaun Potter**

**Chapter 11**

**#8.00**

Hrg on Creditor Arrow Disposal Services, Inc Motion to convert case from chapter 11 to chapter 7 or dismiss

Docket 133

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will deny the motion without prejudice. Movant has failed to make a sufficient showing that the Chapter 11 petition was filed in bad faith, that Debtors have no feasible path to plan confirmation, or that dismissal would be in the best interest of creditors. This case is still in its early stages. The Court will likely set deadlines for filing a plan and disclosure statement, and confirming a plan, at the next status conference.

DEBTORS TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Deontay Daymont Potter

Represented By  
M. Jonathan Hayes

**Joint Debtor(s):**

Joy Shaun Potter

Represented By  
M. Jonathan Hayes

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

Tuesday, October 16, 2018

Hearing Room 225

2:00 PM

**6:18-10094 Deontay Daymont Potter and Joy Shaun Potter**

**Chapter 11**

**#9.00**

Hrg re. Debtors' Motion re: objection to **claim no 25** filed by Claimant  
Environmental Chemical & Consulting, Inc

(Cont. from 8/7/18)

Docket 92

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will allow the parties to take late discovery and will enter the following scheduling order:

1. All discovery shall close on January 31, 2019.
2. ECC's brief is due February 15, 2019.
3. Debtors' brief is due March 4, 2019.
4. An evidentiary hearing is set for April 10, 2019 in Santa Ana at 9:00 a.m.

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Deontay Daymont Potter

Represented By  
M Jonathan Hayes

**Joint Debtor(s):**

Joy Shaun Potter

Represented By  
M Jonathan Hayes

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, October 16, 2018**

**Hearing Room 225**

---

2:00 PM

**CONT... Deontay Daymont Potter and Joy Shaun Potter**

**Chapter 11**

**Movant(s):**

Deontay Daymont Potter

Represented By  
M Jonathan Hayes

Joy Shaun Potter

Represented By  
M Jonathan Hayes



**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, October 16, 2018**

**Hearing Room 225**

2:00 PM

**6:18-11664 Yankee Clipper Distribution of California, Inc.**

**Chapter 11**

**#10.00**

Hrg. on First and Final Application for Compensation and Reimbursement of Expenses of Michael Jay Berger, Debtor's Attorney, Period: 2/28/2018 to 8/29/2018, Fee: \$22,640.00, Expenses: \$735.53

**(Tele. appr. Michael Berger, rep. Debtor)**

Docket 73

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court finds that the Applicant's requested compensation represents reasonable compensation for the services rendered in the applicable time period of the application. The motion is granted, and the compensation is allowed on a final basis, with fees in the amount of \$22,640.00 and expenses in the amount of \$735.53.

APPLICANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Yankee Clipper Distribution of

Represented By  
Michael Jay Berger  
Everett L Green

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, October 17, 2018**

**Hearing Room 6C**

9:00 AM

**8:16-13380 Eric Martinson**

**Chapter 11**

**#1.00**

CONT'D STATUS CONFERENCE Hearing RE: (1) Status of Chapter 11 Case;  
And (2) Requiring Report On Status Of Chapter 11 Case  
(Petition filed 8/9/16)

FR: 10-12-16; 11-9-16; 2-15-17; 5-3-17; 9-27-17, 12-13-17; 2-28-18; 6-6-18

Docket 8

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The status reports was very helpful. The Court will excuse noncompliance with the deadline of August 31, 2018 for filing a plan and disclosure statement and will extend the deadline for confirming a plan to March 31, 2019.

Next status conference: January 30, 2019 at 9:00 a.m. with an updated status report due January 16, 2019.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Eric Martinson

Represented By  
Richard Lynn Barrett

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, October 17, 2018**

**Hearing Room 6C**

9:00 AM

**8:16-15208 Michael Younessi**

**Chapter 11**

Adv#: 8:18-01150 Diamond Enterprises, Ltd, LP v. Younessi

**#2.00**

STATUS CONFERENCE Hearing RE: Adversary Complaint:  
(1) To Revoke Confirmation Of The First Amended Plan;  
(2) For Fraud By Misrepresentation And/Or Omission  
(Complaint filed 7/27/18)

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will issue the following scheduling order:

1. All discovery shall close May 31, 2019.
2. All discovery motions shall be heard before June 30, 2019.
3. All pretrial motions (except motions in limine) shall be heard before July 31, 2019.
4. Pretrial conference is set for August 14, 2019 at 9:00 a.m.

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Michael Younessi

Represented By  
Michael Jones  
Sara Tidd

**Defendant(s):**

Michael Younessi

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, October 17, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... Michael Younessi**

**Chapter 11**

**Plaintiff(s):**

Diamond Enterprises, Ltd, LP

Represented By  
M Douglas Flahaut

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, October 17, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-10203 Phillip Barry Greer**

**Chapter 7**

Adv#: 8:18-01075 Street v. Greer et al

**#3.00**

Hearing RE: Defendant Phillip Barry Greer's Motion to Dismiss Chriss Street's First Amended Complaint (FRCP 12(B)(6) (Motion Filed 8/28/18)

Docket 39

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The state court judgment attached as Exhibit A to the First Amended Complaint is explicit on its face that \$7,583,589.70 in damages against debtor-defendant Phillip Greer are on account of "PROFESSIONAL NEGLIGENCE" (i.e., legal malpractice). The state court judgment separately shows damages of \$2,416,410.30 attributable to "INTENTIONAL MISREPRESENTATION AND FRAUD." Generally speaking, debts arising from reckless or negligent conduct do not fall within the compass of the discharge exception for willful and malicious injury. *In re Parra*, 483 B.R. 752 (Bankr. D. N.M. 2012). Therefore, the Court grants that portion of the motion to dismiss that seeks dismissal of that portion of the First Amended Complaint seeking a determination that the state court judgment for \$7,583,589.70 is excepted from discharge pursuant to 11 U.S.C. § 523(a)(6).

It may also be the case that the damages for legal malpractice awarded by the state court do not and cannot fall within the exception-to-discharge categories of 11 U.S.C. § 523(a)(2) and 11 U.S.C. § 523(a)(4). However, the motion fails to make a sufficient showing that this interpretation is correct as a matter of law.

The other allegations made in the First Amended Complaint survive a motion to dismiss because the Court is unable to conclude that they fail to state claims upon which relief can be granted.

As reflected above, the motion is granted in part and denied in part.

PLAINTIFF TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, October 17, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... Phillip Barry Greer**

**Chapter 7**

<b>Party Information</b>
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**Debtor(s):**

Phillip Barry Greer	Pro Se
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**Defendant(s):**

Phillip Barry Greer	Pro Se
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Arlene C. Greer	Represented By Phillip Greer
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Richard A. Marshack	Represented By Ryan D ODea
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**Plaintiff(s):**

Chriss W. Street	Represented By Timothy C Aires
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**Trustee(s):**

Richard A Marshack (TR)	Represented By James C Bastian Jr Ryan D ODea
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**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, October 17, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-11574 Lisa Hernandez**

**Chapter 7**

Adv#: 8:18-01148 Hernandez v. United States of America, by its agency Internal R

**#4.00**

STATUS CONFERENCE Hearing RE: Complaint To Determine Dischargeability  
Of Tax Liability  
(Complaint filed 7/26/18)

Docket 1

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The Court will continue the status conference to January 16, 2019 at 9:00 a.m.

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Lisa Hernandez

Represented By  
Bruce A Boice

**Defendant(s):**

United States of America, by its

Pro Se

**Plaintiff(s):**

Lisa Hernandez

Represented By  
Bruce A Boice

**Trustee(s):**

Thomas H Casey (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, October 17, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-11792 Modern VideoFilm, Inc.**

**Chapter 11**

Adv#: 8:18-01084 Modern VideoFilm, Inc. v. Barkat et al

**#5.00**

CONT'D Hearing RE: Motion To Dismiss Modern VideoFilm, Inc.'s First Amended Complaint  
**[Motion Treated As Summary Judgment Motion]**  
(Motion filed 7/6/18)

FR: 8-1-18

Docket 33

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO NOVEMBER 28, 2018  
AT 9:00 A.M. PER ORDER CONTINUING HEARING ON DEFENDANTS'  
MOTIONS ENTERED 10-15-18 - (Docket No. [76])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Modern VideoFilm, Inc.

Represented By  
Garrick A Hollander  
Andrew B Levin  
Peter W Lianides

**Defendant(s):**

Moshe Barkat

Represented By  
Juliet Y Oh  
David L. Neale

Modern VideoFilm Holdings, LLC

Represented By  
Juliet Y Oh  
David L. Neale

Sidan Engineering, L.P.

Represented By  
David L. Neale

Sivan Barkat Sherman

Represented By



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, October 17, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... Modern VideoFilm, Inc.**

**Chapter 11**

David L. Neale

Danielle Barkat Turner

Represented By  
David L. Neale

Deborah Barkat

Represented By  
David L. Neale

Hugh Miller

Represented By  
David L. Neale

**Plaintiff(s):**

Modern VideoFilm, Inc.

Represented By  
Garrick A Hollander

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, October 17, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-11792 Modern VideoFilm, Inc.**

**Chapter 11**

Adv#: 8:18-01084 Modern VideoFilm, Inc. v. Barkat et al

**#6.00**

CONT'D Hearing RE: Special Motion To Strike Second, Tenth And Fifteenth Claims For Relief From Modern VideoFilm, Inc.'s First Amended Complaint  
**[Motion Treated As Summary Judgment Motion]**  
(Motion filed 7/6/18)  
**[Defendant Hugh Miller dismissed 8/10/18 - Docket No. [57]]**

FR: 8-1-18

Docket 34

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO NOVEMBER 28, 2018  
AT 9:00 A.M. PER ORDER CONTINUING HEARING ON  
DEFENDANTS' MOTIONS ENTERED 10-15-18 - (Docket No. [76])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Modern VideoFilm, Inc.

Represented By  
Garrick A Hollander  
Andrew B Levin  
Peter W Lianides

**Defendant(s):**

Moshe Barkat

Represented By  
Juliet Y Oh  
David L. Neale

Modern VideoFilm Holdings, LLC

Represented By  
Juliet Y Oh  
David L. Neale

Sidan Engineering, L.P.

Represented By  
David L. Neale

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, October 17, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... Modern VideoFilm, Inc.**

**Chapter 11**

Sivan Barkat Sherman

Represented By  
David L. Neale

Danielle Barkat Turner

Represented By  
David L. Neale

Deborah Barkat

Represented By  
David L. Neale

Hugh Miller

Represented By  
David L. Neale

**Plaintiff(s):**

Modern VideoFilm, Inc.

Represented By  
Garrick A Hollander

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, October 17, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-11997 QDOS, Inc**

**Chapter 11**

**#7.00**

CONT'D Evidentiary Hearing RE: The Following Issues:

(1) The Issue Of Whether The Involuntary Petition In This Case Was Filed In Bad Faith.

(2) Additional The Issue Will Be Whether And To What Extent The Creditors Who Are On The List Of Petitioning Creditors Should Be Held To Be Jointly And Severally Liable For Actual And Punitive Damages To QDOS In The Event The Court Determines That The Petition Was Filed In Bad Faith.

(Set per Order Entered 8-8-18)

FR: 8-10-18; 9-10-18

Docket 35

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The evidentiary hearing will go forward.

<b>Party Information</b>
--------------------------

**Debtor(s):**

QDOS, Inc

Represented By  
Damian D Capozzola

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, October 17, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-11997 QDOS, Inc**

**Chapter 11**

**#8.00**

Evidentiary Hearing RE: Debtor QDOS Inc's Motion To Dismiss Involuntary  
Petition And Request For Costs, Fees And Damages  
(Motion filed 6/22/18)  
(Evidentiary hearing RESET per Order Entered 9-18-18)

FR: 8-8-18

Docket 7

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The evidentiary hearing will go forward.

<b>Party Information</b>
--------------------------

**Debtor(s):**

QDOS, Inc

Represented By  
Damian D Capozzola

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, October 17, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-13556 John Olaf Halvorson**

**Chapter 7**

Adv#: 8:15-01391 Baek et al v. Halvorson et al

**#9.00**

CONT'D STATUS CONFERENCE Hearing  
(Set per Order Staying Memorandum Decision And Order After Bifurcated Trial  
On Unclean Hands Entered on 2/20/18)

FR: 2-28-18; 4-25-18; 9-5-18

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will inquire into the status of proceedings before Judge Selna.

The show-cause hearing set for December 12, 2018 at 9:00 a.m. in the main bankruptcy case will be a status conference only. No briefing schedule will be set at this time.

Further, the hearing set for December 12, 2018 at 9:00 a.m. in *Baek v. Halvorson*, no. 8:15-ap-01391-MW (the "1391 Action") on the motion to dismiss pursuant to FRCP 12(b)(1) will be a status conference only. No briefing schedule will be set at this time.

The Court further extends the stay of the February 14, 2018 Memorandum Decision through December 12, 2018.

The Court continues the hearing on the motion for sanctions in the 1391 Action against Richard Baek and others (ECF 61) to January 23, 2019 at 9:00 a.m.

Next status conference: December 12, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, October 17, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... John Olaf Halvorson**

**Chapter 7**

**Debtor(s):**

John Olaf Halvorson

Represented By  
Marc C Forsythe  
Charity J Miller

**Defendant(s):**

John O. Halvorson

Represented By  
Marc C Forsythe  
Charity J Miller

Dan L. Halvorson

Represented By  
Guillermo Cabrera  
Christopher Celentino  
Peter W Bowie  
Reem J Bello  
Marc C Forsythe  
Steven J. Katzman  
Kyle Kveton  
Charity J Miller

Jerry Ann Randall

Represented By  
Guillermo Cabrera  
Christopher Celentino  
Peter W Bowie  
Reem J Bello  
Marc C Forsythe  
Steven J. Katzman  
Kyle Kveton  
Charity J Miller

PCC Fund I, LLC

Pro Se

Granite Bay Partners II, LLC

Pro Se

JH RE Holdings, LLC

Pro Se

Commercial Income Advisors, Inc.

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, October 17, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... John Olaf Halvorson**

**Chapter 7**

**Plaintiff(s):**

Richard Baek

Represented By  
Reem J Bello  
Ali Matin  
Steven J. Katzman  
Kyle Kveton

Pacific Commercial Group, LLC

Represented By  
Reem J Bello  
Kyle Kveton  
Steven J. Katzman  
Ali Matin

Baek 153, LLP

Represented By  
Reem J Bello  
Kyle Kveton  
Steven J. Katzman  
Ali Matin

Weneta M. Kosmala

Pro Se

**Trustee(s):**

Weneta M Kosmala (TR)

Represented By  
Reem J Bello  
Faye C Rasch  
Jeffrey I Golden



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, October 17, 2018

Hearing Room 6C

9:00 AM

**8:15-13556 John Olaf Halvorson**

**Chapter 7**

Adv#: 8:15-01391 Baek et al v. Halvorson et al

**#10.00**

CONT'D Hearing RE: Motion For (1) Sanctions Against Richard Baek, Baek 153, LLC, Pacific Commercial Group, LLC, Grace Baek, And Their Attorneys Of Record, Corey Tolliver, And Christopher Coyle For Failure To Participate In Court Ordered Mediation In Good Faith; And (2) Order Revoking Pro Hac Vice Admissions Of Attorneys Christopher Coyle And Corey Tolliver (Docket No. [61] in 8:15-ap-01391, Docket No. [41] in 8:15-ap-01454) And Motion To Lift The Stay Imposed On June 29, 2016 (Docket No. [76] in 8:15-ap-01391, Docket No. [58] in 8:15-ap-01454)  
(Order setting hearing Entered 11/22/17)

FR: 2-28-18; 4-11-18; 6-13-19

Docket 61

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO DECEMBER 12, 2018  
AT 9:00 A.M. PER ORDER CONTINUING HEARING DATES ENTERED  
9-5-18 - (Docket No. [302]**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

John Olaf Halvorson

Represented By  
Marc C Forsythe  
Charity J Miller

**Defendant(s):**

John O. Halvorson

Represented By  
Marc C Forsythe  
Charity J Miller

Dan L. Halvorson

Represented By  
Guillermo Cabrera  
Christopher Celentino

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, October 17, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... John Olaf Halvorson**

**Chapter 7**

Peter W Bowie  
Reem J Bello  
Marc C Forsythe  
Steven J. Katzman  
Kyle Kveton  
Charity J Miller

Jerry Ann Randall

Represented By  
Guillermo Cabrera  
Christopher Celentino  
Peter W Bowie  
Reem J Bello  
Marc C Forsythe  
Steven J. Katzman  
Kyle Kveton  
Charity J Miller

PCC Fund I, LLC

Pro Se

Granite Bay Partners II, LLC

Pro Se

JH RE Holdings, LLC

Pro Se

Commercial Income Advisors, Inc.

Pro Se

**Plaintiff(s):**

Richard Baek

Represented By  
Reem J Bello  
Ali Matin  
Steven J. Katzman  
Kyle Kveton

Pacific Commercial Group, LLC

Represented By  
Reem J Bello  
Kyle Kveton  
Steven J. Katzman  
Ali Matin

Baek 153, LLP

Represented By  
Reem J Bello

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, October 17, 2018**

**Hearing Room 6C**

---

9:00 AM

**CONT... John Olaf Halvorson**

**Chapter 7**

Kyle Kveton  
Steven J. Katzman  
Ali Matin

Weneta M. Kosmala

Pro Se

**Trustee(s):**

Weneta M Kosmala (TR)

Represented By  
Reem J Bello  
Faye C Rasch  
Jeffrey I Golden

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, October 17, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-13556 John Olaf Halvorson**

**Chapter 7**

Adv#: 8:15-01454 Baek v. Halvorson et al

**#11.00**

CONT'D STATUS CONFERENCE Hearing  
(Set per Order Staying Memorandum Decision And Order After Bifurcated Trial  
On Unclean Hands Entered on 2/20/18)

FR: 2-28-18; 4-25-18; 9-5-18

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will inquire into the status of proceedings before Judge Selna.

The show-cause hearing set for December 12, 2018 at 9:00 a.m. in the main bankruptcy case will be a status conference only. No briefing schedule will be set at this time.

The Court further extends the stay of the February 14, 2018 Memorandum Decision through December 12, 2018.

The Court continues the hearing on the motion for sanctions in *Baek v. Halvorson*, no. 8:15-ap-01454-MW (ECF 41) to January 23, 2019 at 9:00 a.m.

Next status conference: December 12, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

John Olaf Halvorson

Represented By  
Marc C Forsythe  
Charity J Miller

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, October 17, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... John Olaf Halvorson**

**Chapter 7**

**Defendant(s):**

John Olaf Halvorson

Represented By  
Charity J Miller  
Marc C Forsythe

Weneta M.A. Kosmala

Represented By  
Reem J Bello

**Plaintiff(s):**

Grace Baek

Represented By  
Ali Matin  
Steven J. Katzman  
Kyle Kveton

**Trustee(s):**

Weneta M Kosmala (TR)

Represented By  
Reem J Bello  
Faye C Rasch  
Jeffrey I Golden

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, October 17, 2018

Hearing Room 6C

9:00 AM

**8:15-13556 John Olaf Halvorson**

**Chapter 7**

Adv#: 8:15-01454 Baek v. Halvorson et al

**#12.00**

CONT'D Hearing RE: Motion For (1) Sanctions Against Richard Baek, Baek 153, LLC, Pacific Commercial Group, LLC, Grace Baek, And Their Attorneys Of Record, Corey Tolliver, And Christopher Coyle For Failure To Participate In Court Ordered Mediation In Good Faith; And (2) Order Revoking Pro Hac Vice Admissions Of Attorneys Christopher Coyle And Corey Tolliver (Docket No. [61] in 8:15-ap-01391, Docket No. [41] in 8:15-ap-01454) And Motion To Lift The Stay Imposed On June 29, 2016 (Docket No. [76] in 8:15-ap-01391, Docket No. [58] in 8:15-ap-01454)  
(Order setting hearing Entered 11/22/17)

FR: 2-28-18; 4-11-18; 6-13-18

Docket 41

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO DECEMBER 12, 2018  
AT 9:00 A.M. PER ORDER CONTINUING MOTION FOR SANCTIONS  
ENTERED 9-6-18 - (Docket No. [419])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
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**Debtor(s):**

John Olaf Halvorson

Represented By  
Marc C Forsythe  
Charity J Miller

**Defendant(s):**

John Olaf Halvorson

Represented By  
Charity J Miller  
Marc C Forsythe

Weneta M.A. Kosmala

Represented By  
Reem J Bello

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, October 17, 2018**

**Hearing Room 6C**

---

9:00 AM

**CONT... John Olaf Halvorson**

**Chapter 7**

**Plaintiff(s):**

Grace Baek

Represented By  
Ali Matin  
Steven J. Katzman  
Kyle Kveton

**Trustee(s):**

Weneta M Kosmala (TR)

Represented By  
Reem J Bello  
Faye C Rasch  
Jeffrey I Golden

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, October 17, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-11897 Josefina Cendejas**

**Chapter 11**

**#13.00**

CONT'D STATUS CONFERENCE Hearing RE: (1) Status of Chapter 11 Case;  
And (2) Requiring Report On Status Of Chapter 11 Case  
(Petition filed 5/11/17)  
(Case Converted To Chapter 11 on 7/24/17)

FR: 9-27-17; 10-18-17; 1-17-18; 5-9-18, 7-11-18

Docket 0

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - ORDER GRANTING  
MOTION TO DISMISS CASE ENTERED 9-20-18 - (Docket No. [100])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Josefina Cendejas

Represented By  
Andrew S Bisom



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, October 17, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-11898 Gina Estrella**

**Chapter 11**

**#14.00**

CONT'D STATUS CONFERENCE Hearing RE: (1) Status of Chapter 11 Case;  
And (2) Requiring Report On Status Of Chapter 11 Case  
(Petition filed 5/11/17)  
(Case Converted To Chapter 11 on 7/24/17)

FR: 9-27-17; 10-18-17; 1-17-18; 5-9-18, 7-11-18

Docket 0

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - ORDER GRANTING  
MOTION TO DISMISS CASE PURSUANT TO 11 U.S.C. SECTION 1112(b)  
ENTERED 9-20-18 - (Docket No. [101])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Gina Estrella

Represented By  
Andrew S Bisom

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, October 18, 2018**

**Hearing Room 225**

9:00 AM

**6:15-14464 AVT, Inc.**

**Chapter 7**

Adv#: 6:17-01158 Daff v. Jofemar USA, Inc.

**#1.00**

STATUS CONFERENCE re: Complaint by Charles W Daff against Jofemar USA, Inc.. (Charge To Estate). Chapter 7 Trustees Complaint For: 1. Avoidance Of Preferential Transfers Pursuant To 11 U.S.C. §§ 547; And 550; 2. Recovery Of Avoided Preferential Transfers Pursuant To 11 U.S.C. §§ 547 And 550 Nature of Suit: (12 (Recovery of money/property - 547 preference)),(14 (Recovery of money/property - other))

(Cont from 7/24/18)

Docket 1

**\*\*\* VACATED \*\*\* REASON: Cont. to 2/21/19 @ 9:00 a.m. - jc**

**Party Information**

**Debtor(s):**

AVT, Inc.

Pro Se

**Defendant(s):**

Jofemar USA, Inc.

Represented By  
Kyra E Andrassy

**Plaintiff(s):**

Charles W Daff

Represented By  
Cathrine M Castaldi

**Trustee(s):**

Charles W Daff (TR)

Represented By  
Cathrine M Castaldi

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

Thursday, October 18, 2018

Hearing Room 225

9:00 AM

6:15-14464 AVT, Inc.

Chapter 7

Adv#: 6:17-01159 Daff v. American Express

#2.00

PRE-TRIAL CONFERENCE re: Complaint by Charles W Daff against American Express. (Charge To Estate). Chapter 7 Trustees Complaint For: 1. Avoidance Of Preferential Transfers Pursuant To 11 U.S.C. §§ 547 And 550; 2. Avoidance Of Post-Petition Transfers Pursuant To 11 U.S.C. § 549; And 3. Recovery Of Avoided Transfers Pursuant To 11 U.S.C. § 550 Nature of Suit: (12 (Recovery of money/property - 547 preference)),(14 (Recovery of money/property - other)

(Cont. from 9/13/18)

Docket 1

\*\*\* VACATED \*\*\* REASON: Order approving Settlement entered on 9/20/18 - jc

**Party Information**

**Debtor(s):**

AVT, Inc.

Pro Se

**Defendant(s):**

American Express

Represented By  
Robert S Lampl

**Plaintiff(s):**

Charles W Daff

Represented By  
Cathrine M Castaldi

**Trustee(s):**

Charles W Daff (TR)

Represented By  
Cathrine M Castaldi

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

Thursday, October 18, 2018

Hearing Room 225

9:00 AM

**6:16-20446 BioData Medical Laboratories, Inc.**

**Chapter 7**

Adv#: 6:18-01119 Todd A. Frealy, Chapter 7 Trustee of the Bankruptc v. Uomoto et al

**#3.00**

STATUS CONFERENCE re: Complaint by Todd A. Frealy, Chapter 7 Trustee of the Bankruptcy Estate of BioData Medical Laboratories, Inc. against Akemi Uomoto, Henry Wallach. (Charge To Estate \$350). (Attachments: # 1 Adversary Cover Sheet) Nature of Suit: (14 (Recovery of money/property - other))

(Cont. from 9

Docket 0

\*\*\* VACATED \*\*\* REASON: Cont. to .11/8/18 @ 9:00 a.m. - jc

**Party Information**

**Debtor(s):**

BioData Medical Laboratories, Inc.

Represented By  
Robert M Yaspan  
Joseph N Darweesh

**Defendant(s):**

Akemi Uomoto

Represented By  
Zev Shechtman

Henry Wallach

Represented By  
Zev Shechtman

**Plaintiff(s):**

Todd A. Frealy, Chapter 7 Trustee of

Represented By  
Kurt Ramlo  
Juliet Y Oh  
Eve H Karasik  
Todd A Frealy

**Trustee(s):**

Todd A. Frealy (TR)

Represented By  
Eve H Karasik

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, October 18, 2018**

**Hearing Room 225**

---

9:00 AM

**CONT...**

**BioData Medical Laboratories, Inc.**

Jeffrey S Kwong  
Juliet Y Oh  
Carmela Pagay

**Chapter 7**

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, October 18, 2018**

**Hearing Room 225**

9:00 AM

**6:16-20446 BioData Medical Laboratories, Inc.**

**Chapter 11**

Adv#: 6:16-01299 BioData Medical Laboratories, Inc. v. Merchant Cash & Capital, LLC.

**#4.00**

PRE-TRIAL CONFERENCE re: Complaint by BioData Medical Laboratories, Inc. against Merchant Cash & Capital, LLC.. (Charge To Estate). Nature of Suit: (12 (Recovery of money/property - 547 preference)),(13 (Recovery of money/property - 548 fraudulent transfer)),(72 (Injunctive relief - other)),(91 (Declaratory judgment))

(Con't from 8/30/18)

Docket 1

**\*\*\* VACATED \*\*\* REASON: Cont. to 12/6/18 @ 9:00 a.m. - jc**

**Party Information**

**Debtor(s):**

BioData Medical Laboratories, Inc.

Represented By  
Robert M Yaspan

**Defendant(s):**

Merchant Cash & Capital, LLC.

Pro Se

**Plaintiff(s):**

BioData Medical Laboratories, Inc.

Represented By  
Robert M Yaspan

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, October 18, 2018**

**Hearing Room 225**

9:00 AM

**6:18-13196 Sunpro Solar Inc.**

**Chapter 11**

**#5.00**

Hrg. on Chapter 11 Status Conference

(Cont. from 6/7/18)

Docket 0

**\*\*\* VACATED \*\*\* REASON: Cont. to 10/25/18 @ 9:00 a.m. - jc**

<b>Party Information</b>
--------------------------

**Debtor(s):**

Sunpro Solar Inc.

Represented By  
Robert B Rosenstein

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, October 18, 2018**

**Hearing Room 225**

9:00 AM

**6:18-13918 Ruben Valdivia**

**Chapter 7**

Adv#: 6:18-01155 Simons (TR) v. Valdivia

**#6.00**

Status Conference re: complaint to avoid and recover fraudulent transfer

EH \_\_\_\_\_

Docket 1

**\*\*\* VACATED \*\*\* REASON: Cont. to 10/25/18 @ 9:00 a.m. - jc**

<b>Party Information</b>
--------------------------

**Debtor(s):**

Ruben Valdivia

Pro Se

**Defendant(s):**

Jhon Valdivia

Pro Se

**Plaintiff(s):**

Larry D. Simons (TR)

Represented By  
Frank X Ruggier

**Trustee(s):**

Larry D Simons (TR)

Represented By  
Frank X Ruggier



**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, October 18, 2018**

**Hearing Room 225**

9:00 AM

**6:18-13918 Ruben Valdivia**

**Chapter 7**

Adv#: 6:18-01155 Simons (TR) v. Valdivia

**#7.00**

Hrg on Motion for Default Judgment Against Defendant Jhon Valdivia

Docket 8

**\*\*\* VACATED \*\*\* REASON: Cont. to 10/25/18 @ 9:00 a.m. - jc**

**Party Information**

**Debtor(s):**

Ruben Valdivia

Pro Se

**Defendant(s):**

Jhon Valdivia

Pro Se

**Plaintiff(s):**

Larry D. Simons (TR)

Represented By  
Frank X Ruggier

**Trustee(s):**

Larry D Simons (TR)

Represented By  
Frank X Ruggier

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, October 18, 2018**

**Hearing Room 225**

9:00 AM

**6:18-16636 Littlefield Physical Therapy, Inc.**

**Chapter 11**

**#8.00**

Hrg. on Chapter 11 Status Conference

Docket 0

**\*\*\* VACATED \*\*\* REASON: Cont. to 10/25/18 @ 9:00 a.m. - jc**

<b>Party Information</b>
--------------------------

**Debtor(s):**

Littlefield Physical Therapy, Inc.

Represented By  
Evan L Smith

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, October 18, 2018**

**Hearing Room 225**

2:00 PM

**6:17-19513 Terry Lee Fleming, Sr**

**Chapter 11**

**#1.00**

Hrg. on Disclosure Statement

Docket 0

**\*\*\* VACATED \*\*\* REASON: Cont. to 10/25/18 @ 2:00 p.m. - jc**

<b>Party Information</b>
--------------------------

**Debtor(s):**

Terry Lee Fleming Sr

Represented By  
James E Till

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, October 18, 2018**

**Hearing Room 225**

2:30 PM

**6:18-16429 Cristian Javier Rivera**

**Chapter 7**

**#1.00**

Hrg. on approval of Reaffirmation Agreement Between Debtor and Logix Federal Credit Union, in the amount of \$ 10,338.23

Re: 2014 Nissan Altima

Docket 20

**\*\*\* VACATED \*\*\* REASON: Cont. to 10/25/18 @ 2:30 p.m. - jc**

<b>Party Information</b>
--------------------------

**Debtor(s):**

Cristian Javier Rivera

Represented By  
Judy P Hsu

**Trustee(s):**

Larry D Simons (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, October 18, 2018**

**Hearing Room 225**

2:30 PM

**6:18-16889 Craig S Berglin**

**Chapter 7**

**#2.00**

Hrg. on approval of Reaffirmation Agreement Between Debtor and Toyota Motor Credit Corporation, in the amount of \$20,760.27

Re: 2017 Toyota Corolla

Docket 7

**\*\*\* VACATED \*\*\* REASON: Cont. to 10/25/18 @ 2:30 p.m. - jc**

<b>Party Information</b>
--------------------------

**Debtor(s):**

Craig S Berglin

Pro Se

**Trustee(s):**

Robert Whitmore (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, October 18, 2018**

**Hearing Room 225**

2:30 PM

**6:18-17584 Leandrew George Jackson**

**Chapter 7**

**#3.00**

Hrg. on Approval of Reaffirmation Agreement Between Debtor and CarMax Auto Finance, in the amount of \$11,074.59

Re: 2012 Nissan Leaf

Docket 9

**\*\*\* VACATED \*\*\* REASON: Cont. to 10/18/18 @ 2:30 p.m. - jc**

<b>Party Information</b>
--------------------------

**Debtor(s):**

Leandrew George Jackson

Represented By  
Terrence Fantauzzi

**Trustee(s):**

Lynda T. Bui (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, October 22, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-12658 Peter M Shotts**

**Chapter 13**

**#1.00**

Motion for relief from stay [Personal Property]

BMW Bank Of North America vs. DEBTOR  
(Motion filed 9/24/18)

**[RE: 2010 BMW 5 Series Sedan 4D 528I - VIN No.: WBANU5C52AC366344]**

Docket 23

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The Court will grant the motion under 11 U.S.C. § 362(d)(1) and (d)(2).

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Peter M Shotts

Represented By  
Elena Steers

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, October 22, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-13070 Celso Ponce Ortiz**

**Chapter 7**

**#2.00**

Hearing RE: Motion In Individual Case For Order Confirming Termination Of Stay Under 11 U.S.C. Section 362(c)(3) Or That No Stay Is In Effect Under 11 U.S.C. Section 362(c)(4)(A)(ii)

**[RE: 2230 W. La Verne Avenue, Santa Ana, California 92704]**

Docket 13

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

No tentative ruling.

**Party Information**

**Debtor(s):**

Celso Ponce Ortiz

Represented By  
Ashishkumar Patel

**Trustee(s):**

Jeffrey I Golden (TR)

Pro Se



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, October 22, 2018**

**Hearing Room 6C**

2:00 PM

**8:12-23047 Jeffrey Sumner Childs**

**Chapter 7**

**#1.00**

Hearing RE: Motion For Clarification Of Order Approving Sale And Transfer Of Assets To Sean Tucker And Leslie Tucker  
(Motion filed 9/20/18)

Docket 733

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

In July 2005, Jeffrey Sumner Childs ("Mr. Childs") acquired an option to purchase certain mining claims in San Bernardino County and Kern County, California. Less than one year later, in March 2006, Mr. Childs, C.B. Nanda ("Mr. Nanda") and possibly certain other parties entered into an "Agreement for Triple Nine Plus Fine Land and Mining Company, L.L.C." ("TNPF") for the purpose of acquiring and holding title to mining claims located in San Bernardino and Kern Counties. TNPF did in fact acquire such mining claims around March 2006.

The TNPF LLC agreement referred to in the preceding paragraph shows Mr. Childs holding a 16.5 percent interest, the Gold Nugget Church (an entity controlled by Mr. Childs) holding a 27.5 percent interest, Mr. Nanda holding a 40 percent interest, with the interests aggregating 5.5 percent held by "Bob," "Cyclist," "Bullion dealer #1," and "Bullion dealer #2." (Note that these percentages do not add up to 100 percent.)

Thereafter, major disputes erupted between Mr. Childs and Mr. Nanda, with allegations of fraud and sharp business practices hurled back and forth. Mr. Childs alleged that Mr. Nanda looted TNPF and caused it to transfer the mining claims to other entities owned or controlled by Mr. Nanda for little or no consideration. Mr. Nanda denies that he engaged in improprieties.

Mr. Nanda appears to have caused TNPF to commence an action in Orange County Superior Court in 2009 against Mr. Childs for breach of contract, fraud and other causes of action. This case was assigned case number 30-2009-00125417-CU-BC-CJC (the "State Court Action"). As originally filed, the complaint sought money damages for fraud but did not

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, October 22, 2018**

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**6C**

2:00 PM

**CONT...**

**Jeffrey Sumner Childs**

**Chapter 7**

request the equitable remedy of rescission of the transaction whereby Mr. Childs acquired his membership interests in TNPL.

Mr. Childs filed a chapter 7 petition in this Court in November 2012. Long and protracted legal battles ensued among Mr. Childs, Mr. Nanda, Jeffrey Golden (the chapter 7 trustee for Mr. Childs's bankruptcy estate), and Sean and Leslie Tucker. (Sean Tucker apparently was the "Cyclist" referred to above and later provided a loan to the bankruptcy estate to provide it with the financial wherewithal to continue litigating against Mr. Nanda.) Five years later, in 2017, the chapter 7 trustee proposed to sell the estate assets related to the mining claims to the highest bidder. The Tuckers and Mr. Nanda each entered competing bids, with the Tuckers as emerging as the winning bidders.

The assets purchased by the Tuckers under the Asset Purchase Agreement approved by this Court in its Order Approving Sale and Transfer of Assets to Sean and Leslie Tucker, Docket No. 585, filed and entered February 21, 2017 (the "Sale Order"), include all the bankruptcy estate's interest (which equates to all Mr. Child's interest immediately before the filing of bankruptcy petition, *see* 11 U.S.C. § 541(a)) in TNPF. The Court did not determine the specific percentage amount of membership interests held by the estate in TNPF, but whatever that percentage interest was, the Tuckers acquired it. Because the Tuckers, who were willing buyers, paid hundreds of thousands of dollars for these assets through a credit bid of their loan to the estate (plus promises to pay even more if certain targeted amounts were earned through the mining claims), and because as a practical matter the principal asset being acquired was the estate's interest in TPFN's mining claims (or in the entities to which such claims had been transferred), it is established that these assets had a value greater than zero – as determined by an arm's length sale with two active bidders.

The sale was conducted under the authority of Section 363(f) of the Bankruptcy Code, which expressly authorizes a sale of property free and clear of any interest in such property where a bona fide dispute exists as to such interest. 11 U.S.C. § 363(f)(4). That a bona dispute existed as to Mr. Nanda's interest (and/or the interest of entities owned or controlled by him) in Mr. Childs's interest and later the estate's interest in TNPF was as clearly established as any proposition possibly could be, for the parties had been fighting over precisely this matter for the better part of a decade.

Recognizing that the requirements of Bankruptcy Code section 363(f) had been fully satisfied, the Court's Sale Order provided on page 4, lines 1-2 that "IT IS FURTHER

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**CONT... Jeffrey Sumner Childs**

**Chapter 7**

ORDERED that the sale and transfer of the Assets is free and clear of all liens, claims, encumbrances and other interests . . . ."

The Court is informed that Mr. Nanda has amended his complaint in the State Court Action to seek rescission of the issuance of TNPf membership interests to Mr. Childs on grounds of fraud committed by Mr. Childs (as opposed to a more limited request for money damages). If such rescission were awarded, it would deprive the Tuckers of the very property they purchased in this Court pursuant to the Sale Order and the Asset Purchase Agreement.

The issue before this Court is whether this Court's Sale Order cuts off and eliminates any and all rights Mr. Nanda (and/or entities owned or controlled by him) has or may have to seek rescission by reason of provisions in the Sale Order that make the sale to the Tuckers "free and clear of all liens, claims, encumbrances and other interests."

The United States Court of Appeals for the Seventh Circuit has made it clear that the term "interest" in section 363(f) should not be understood in any narrow or special sense. Instead, a broad interpretation is favored. *Precision Indus., Inc. v. Qualitech Steel SBQ, LLC*, 327 F.3d 537, 545 (7th Cir. 2003).

The Seventh Circuit has also held that a proceeding under section 363 is an *in rem* proceeding in which property rights are transferred, and such rights are good against the entire world. *Gekas v. Pipin (In the Matter of Met-L-Wood Corp.)*, 861 F.2d 1012, 1017 (7th Cir. 1988).

Various authorities make it clear that rights arising in third parties as a result of prepetition bad acts of the debtor or persons affiliated with the debtor that could otherwise be asserted to deprive a buyer at a section 363 sale of the property so acquired (or otherwise impact such property by reducing its value) are wiped out and eliminated in a section 363 sale when such sale, like the one at issue here, is made free and clear of interests of third parties.

One such authority is *Regions Bank v. J.R. Oil Co., LLC*, 387 F.3d 721 (8th Cir. 2004), where prepetition bad acts involving bank fraud giving rise to RICO claims were eliminated as to the buyer of the bankruptcy estate's assets where the underlying sale occurred under the authority of section 363(f) and the bankruptcy court approved the sale free and clear of all liens, claims and encumbrances.

Another is a case cited by the Tuckers, *Pusser's (2001) Ltd. v. HMX, LLC*, No. 11 C 4659,

**United States Bankruptcy Court  
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**CONT... Jeffrey Sumner Childs**

**Chapter 7**

2012 U.S. Dist. LEXIS 43199 (N.D. Ill., March 28, 2012). In that case, a right to seek cancellation of a trademark as a result of prepetition bad conduct was eliminated as a result of a section 363 sale to a buyer where the sale of the trademark was free and clear of the interests of other parties in the trademark.

On the strength of these authorities and a broad interpretation of the meaning of the word "interest" in section 363, the Court holds that any right Mr. Nanda and/or entities owned or controlled by him may have had to rescind TNPF's issuance of membership interests to Mr. Childs (such interests now being the Tuckers' property) was eliminated as a result of the Sale Order's "sale free and clear" provisions. This is in no way an amendment of the Sale Order but merely an interpretation of it, as this Court is entitled to do.

The motion is granted.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Jeffrey Sumner Childs

Pro Se

**Trustee(s):**

Jeffrey I Golden (TR)

Represented By  
Ashley M McDow  
Jeffrey I Golden (TR)  
Michael T Delaney

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, October 22, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-11882 Felix Castellanos**

**Chapter 7**

**#2.00**

Hearing RE: Motion To Reopen Chapter 7 Case  
(Motion filed 9/7/18)  
(Set per CIAN Notice signed 9/13/18)

Docket 38

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

No tentative ruling.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Felix Castellanos

Pro Se

**Trustee(s):**

Karen S Naylor (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, October 22, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-11882 Felix Castellanos**

**Chapter 7**

**#3.00**

Hearing RE: Motion To Vacate Dismissal  
(Motion filed 9/7/18)  
(Set per CIAN Notice signed 9/13/18)

Docket 39

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

No tentative ruling.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Felix Castellanos

Pro Se

**Trustee(s):**

Karen S Naylor (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, October 22, 2018**

**Hearing Room 6C**

2:00 PM

**8:11-21300 JoJo's Pizza Kitchen Inc and Joseph Group, Inc**

**Chapter 7**

**#4.00**

Hearing RE: Objection To Claim No. 14  
(Objection filed 9/13/18)

Docket 263

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - NOTICE OF  
VOLUNTARY DISMISSAL FILED 9-24-18 - (Docket No. [266])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

JoJo's Pizza Kitchen Inc

Represented By  
Leonard M Shulman  
Melissa Davis Lowe

**Trustee(s):**

Jeffrey I Golden (TR)

Represented By  
Leonard M Shulman  
Beth Gaschen  
Melissa Davis Lowe

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, October 22, 2018**

**Hearing Room 6C**

2:00 PM

**8:15-13556 John Olaf Halvorson**

**Chapter 7**

**#5.00**

Hearing RE: Motion For Order to Show Cause Pursuant to Local Bankruptcy Rule 9020-1 Why the Baeks Should Not Be Held in Contempt for Willfully Violating the Automatic Stay and Court Order and Sanctioned Pursuant to 11 U.S.C. Section 105  
(Motion filed 5/29/18)  
(Set per Order Entered 8-31-18)

Docket 282

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO DECEMBER 12, 2018  
AT 9:00 A.M. PER ORDER CONTINUING OSC HEARING ENTERED 9-6  
-18 - (Docket No. [315])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

John Olaf Halvorson

Represented By  
Marc C Forsythe  
Charity J Manee

**Trustee(s):**

Weneta M Kosmala (TR)

Represented By  
Reem J Bello  
Faye C Rasch  
Jeffrey I Golden



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, October 22, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-12667 WCR Development Company LLC**

**Chapter 11**

**#6.00**

Hearing RE: Motion By United States Trustee To Dismiss Case Pursuant To 11 U.S.C. Section 1112(b); Request For Judgment For Any Quarterly Fees Due And Payable To The U.S. Trustee At The Time Of The Hearing (Motion filed 9/25/18)

Docket 29

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO DECEMBER 10, 2018  
AT 2:00 P.M. PER ORDER APPROVING STIPULATION TO CONTINUE  
MOTION ENTERED 10-16-18 - (Docket No. [38])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

WCR Development Company LLC

Represented By  
Robert P Goe  
Michael J Hauser

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, October 22, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-13500 Susan Ann Niemi**

**Chapter 7**

**#7.00**

Hearing RE: Motion To Compel Release Of The Levied Funds Of The Property  
Of The Estate  
(Motion filed 10/5/18)

**[Tele. appr., David B., Rao, repr., Mazzetti Financial Services]**

Docket 7

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - WITHDRAWAL OF  
MOTION FILED 11-19-18 - (Docket No. [11])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Susan Ann Niemi

Represented By  
Joseph M Tosti

**Trustee(s):**

Thomas H Casey (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, October 23, 2018**

**Hearing Room 225**

9:00 AM

**6:18-18057 Marc Daniel Dominguez and Angelina Rose Dominguez**

**Chapter 7**

**#1.00**

Kimball, Tirey & St. John LLP - movant attorney

Motion for relief from stay

2014-3 IH Borrower, LP vs Debtors  
(Motion filed 9/28/18)

RE: 2435 Deanna Drive, San Bernardino, CA 92407

Docket 11

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

No tentative ruling.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Marc Daniel Dominguez

Represented By  
Gordon L Dayton

**Joint Debtor(s):**

Angelina Rose Dominguez

Represented By  
Gordon L Dayton

**Trustee(s):**

Howard B Grobstein (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

Tuesday, October 23, 2018

Hearing Room 225

2:00 PM

**6:16-19053 Mauricio Lozano-Gonzalez**

**Chapter 7**

**#1.00**

Hrg. on trustee's final report; applications for compensation

Docket 0

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

In a case under chapter 7 or 11, the court may allow reasonable compensation under § 330 to the trustee for the trustee's services, payable after the trustee renders such services, not to exceed 25% on the first \$5,000 or less, 10% on any amount in excess of \$5,000 but not in excess of \$50,000, 5% on any amount in excess of \$50,000 but not in excess of \$1,000,000, and reasonable compensation not to exceed 3% of such moneys in excess of \$1,000,000, upon all moneys disbursed or turned over in the case by the trustee to parties in interest, excluding the debtor, but including holders of secured claims. 11 U.S.C. § 326(a).

The Court finds that the Trustee's requested compensation meets the requirements of 11 U.S.C. § 326(a) and represents reasonable compensation for actual, necessary services rendered in the administration of this estate.

The compensation is approved as to the Trustee, with fees in the amount of \$950.00 and expenses in the amount of \$0.

CHAPTER 7 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Mauricio Lozano-Gonzalez

Represented By  
James Geoffrey Beirne

**Trustee(s):**

Howard B Grobstein (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, October 23, 2018**

**Hearing Room 225**

2:00 PM

**6:17-20521 Val James Simon and Katherine Lois Simon**

**Chapter 7**

**#2.00**

Hrg on Creditor Jamie Taylor's Objection to Exemption

(Cont. from 5/29/18)

Docket 14

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Based upon the Debtors' failure to produce documents that they are now relying upon to prove up their alleged entitlement to an exemption, the Court will decline to consider such evidence (i.e., the exhibits attached to the Declaration of Val Simon). *Broxson v. Lakewest Condo. Ass'n*, 2017 U.S. Dist. LEXIS 55423 (W.D. Wash. 2017) and other cases cited by Taylor in the Reply.

With the exclusion of this evidence, Debtors have failed to meet their burden of proof. The objection is sustained.

JAMIE TAYLOR TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Val James Simon

Represented By  
Todd L Turoci

**Joint Debtor(s):**

Katherine Lois Simon

Represented By  
Todd L Turoci

**Trustee(s):**

Robert Whitmore (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, October 24, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-11749 Dean Lavar Corbin and Lianne Corbin**

**Chapter 11**

**#1.00**

CONT'D STATUS CONFERENCE Hearing RE: (1) Status of Chapter 11 Case;  
And (2) Requiring Report On Status Of Chapter 11 Case  
(Petition filed 5/2/17)

FR: 7-5-17; 11-15-17; 3-7-18; 6-13-18

Docket 0

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will inquire into (1) the current status of liquidating the San Clemente residential property and the Wildomar Property, and (2) the approximate shortfall amounts with respect to Class 1A, Class 1B, and Class 7 (Mr. Neskovic).

Next status conference: to be determined.

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Dean Lavar Corbin

Represented By  
Michael Jones

**Joint Debtor(s):**

Lianne Corbin

Represented By  
Michael Jones

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, October 24, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-14089 Mohdsameer Aljanedi Dental Corporation**

**Chapter 11**

**#2.00**

CONT'D STATUS CONFERENCE Hearing RE: (1) Status of Chapter 11 Case;  
And (2) Requiring Report On Status Of Chapter 11 Case  
(Petition filed 10/15/17)

FR: 12-20-17; 3-7-18; 5-30-18; 9-12-18

Docket 1

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO OCTOBER 24, 2018 AT  
2:00 P.M. PER ORDER CONTINUING STATUS CONFERENCE  
ENTERED 10-23-18 - (Docket No. [167])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Mohdsameer Aljanedi Dental

Represented By  
Andy C Warshaw  
Richard L. Sturdevant

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, October 24, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-10013 Fred Asafu-Adjaye and Esther Asafu-Adjaye**

**Chapter 11**

**#3.00**

CONT'D STATUS CONFERENCE Hearing RE: (1) Status of Chapter 11 Case;  
And (2) Requiring Report On Status Of Chapter 11 Case  
(Petition filed 1/3/18)

FR: 3-7-18, 7-11-18

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will inquire into the Debtor's compliance with U.S. Trustee guidelines and requirements.

Next Status Conference: January 23, 2019.

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Fred Asafu-Adjaye

Represented By  
Kevin Tang

**Joint Debtor(s):**

Esther Asafu-Adjaye

Represented By  
Kevin Tang



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, October 24, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-11997 QDOS, Inc**

**Chapter 11**

**#4.00**

CONT'D STATUS CONFERENCE Hearing RE: Chapter 11 Involuntary Petition  
(Petition filed 5/31/18)

FR: 6-25-18; 8-1-18; 9-19-18

Docket 1

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The Court will continue the status conference to December 19, 2018 at 9:00 a.m., with an updated status report due December 4, 2018.

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

QDOS, Inc

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, October 24, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-10203 Phillip Barry Greer**

**Chapter 7**

Adv#: 8:18-01075 Street v. Greer et al

**#5.00**

CONT'D STATUS CONFERENCE Hearing RE: First Amended Complaint For:  
(1) Determination Of Non-Dischargeability Of Debt;  
(2) Determination Of Non-Dischargeability Of Debt;  
(3) Determination Of Non-Dischargeability Of Debt;  
(4) Declaratory Relief RE: Determination Of Validity, Priority Or Extent Of  
Interest In Real Property and Personal Property  
(Complaint filed 4/26/18) (First Amended Complaint filed 5/30/18)  
(Another Summons Issued 5/31/18)

**[10-10-18 - Arlene Greer aka Arlene Biden ONLY dismissed -docket no. [47]**

FR: 7-25-18; 8-29-18

Docket 8

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will issue a scheduling order:

1. All discovery shall close on May 31, 2019.
2. All discovery motions shall be heard before June 30, 2019.
3. All pretrial motions shall be heard before July 31, 2019.
4. Pretrial conference is set for August 14, 2019 at 9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, October 24, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... Phillip Barry Greer**

**Chapter 7**

**Debtor(s):**

Phillip Barry Greer Pro Se

**Defendant(s):**

Phillip Barry Greer Pro Se

Arlene C. Greer Pro Se

**Plaintiff(s):**

Chriss W. Street Represented By  
Timothy C Aires

**Trustee(s):**

Richard A Marshack (TR) Represented By  
James C Bastian Jr

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, October 24, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-11759 Chester C Davenport**

**Chapter 7**

Adv#: 8:18-01155 Naylor v. Sun et al

**#6.00**

STATUS CONFERENCE Hearing RE: Chapter 7 Trustee's Complaint Against Bianca Sun And Yan Yu Sun For:

- (1) For Imposition Of Resulting Trust;
- (2) For Imposition Of Constructive Trust;
- (3) Avoidance Of Actual Intent Fraudulent Transfer Under 11 U.S.C. Section 548(a)(1)(A);
- (4) Avoidance Of Constructive Fraudulent Transfer Under 11 U.S.C. Section 548(a)(1)(B);
- (5) Recovery Of Transfer Per Section 550;
- (6) Judgment Quieting Title;
- (7) Declaratory Relief; And
- (8) Turnover Of Property Of The Estate Pursuant To 11 U.S.C. Section 542 (Complaint filed 8/3/18)

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Based on the parties' indication in the status report that they would like to mediate, the Court will order this adversary proceeding into mediation. The parties shall file a mediation stipulation and lodge an order thereon on or before November 30, 2018.

Next status conference: March 27, 2019 at 9:00 a.m.

COURT TO PREPARE ORDER.

<b>Party Information</b>
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**Debtor(s):**

Chester C Davenport

Represented By  
Jing Wang

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, October 24, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... Chester C Davenport**

**Chapter 7**

**Defendant(s):**

Bianca Sun

Pro Se

Yan Yu Sun

Pro Se

**Plaintiff(s):**

Karen Sue Naylor

Represented By  
Thomas H Casey

**Trustee(s):**

Karen S Naylor (TR)

Represented By  
Kathleen J McCarthy  
Thomas H Casey

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, October 24, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-14478 Dennis Edward Lake**

**Chapter 7**

Adv#: 8:18-01099 Lake v. Federal Trade Commission

**#7.00**

CONT'D Hearing RE: Motion For Stay Of Adversary Proceeding  
(Set per Order Entered 7-25-18)

FR: 8-29-18

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will treat the motion for a stay as a motion to stay the main bankruptcy case and the FTC's adversary proceeding rather than an initiation of an adversary proceeding against the FTC.

The Court's tentative is to grant the motion, stay both the main bankruptcy case and the FTC's adversary proceeding, and dismiss Mr. Lake's adversary proceeding. The stay will be in effect through April 30, 2019 and may be extended if criminal proceedings against Mr. Lake are still pending at that time.

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Dennis Edward Lake

Represented By  
D Justin Harelik

**Defendant(s):**

Federal Trade Commission

Pro Se

**Plaintiff(s):**

Dennis Edward Lake

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, October 24, 2018**

**Hearing Room 6C**

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9:00 AM

**CONT... Dennis Edward Lake**

**Chapter 7**

**Trustee(s):**

Jeffrey I Golden (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, October 24, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-14478 Dennis Edward Lake**

**Chapter 7**

Adv#: 8:18-01099 Lake v. Federal Trade Commission

**#8.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint  
(Complaint filed 6/6/18)

FR: 8-29-18

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will treat the motion for a stay as a motion to stay the main bankruptcy case and the FTC's adversary proceeding rather than an initiation of an adversary proceeding against the FTC.

The Court's tentative is to grant the motion, stay both the main bankruptcy case and the FTC's adversary proceeding, and dismiss Mr. Lake's adversary proceeding. The stay will be in effect through April 30, 2019 and may be extended if criminal proceedings against Mr. Lake are still pending at that time.

COURT TO PREPARE ORDER.

<b>Party Information</b>
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**Debtor(s):**

Dennis Edward Lake

Represented By  
D Justin Harelik

**Defendant(s):**

Federal Trade Commission

Pro Se

**Plaintiff(s):**

Dennis Edward Lake

Pro Se



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, October 24, 2018**

**Hearing Room 6C**

---

9:00 AM

**CONT... Dennis Edward Lake**

**Chapter 7**

**Trustee(s):**

Jeffrey I Golden (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, October 24, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01174 Official Committee Of Unsecured Creditors v. New Market Enterprises, Inc.

**#9.00**

PRETRIAL CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550

(Complaint filed 10/26/17) (set at s/c held 2/28/18)

FR: 2-28-18

Docket 1

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO JANUARY 30, 2019 AT  
9:00 A.M. PER ORDER APPROVING STIPULATION ENTERED 10-12-18  
- (Docket No. [19])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

New Market Enterprises, Inc.

Pro Se

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, October 24, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01176 Official Committee Of Unsecured Creditors v. Southern Lithoplate, Inc.

**#10.00**

PRETRIAL CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550

(Complaint filed 10/26/17) (set at s/c held 2-28-18)

FR: 2-28-18

Docket 1

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO DECEMBER 19, 2018  
AT 9:00 A.M. PER ORDER APPROVING STIPULATION ENTERED 10-5-  
18 - (Docket No. [21])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

Southern Lithoplate, Inc.

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, October 24, 2018**

**Hearing Room 6C**

---

9:00 AM

**CONT... Freedom Communications, Inc.**

**Chapter 11**

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, October 24, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01180 Official Committee Of Unsecured Creditors v. Staffmark Investment LLC

**#11.00**

PRE TRIAL CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550

(Complaint filed 10/26/17) (set at s/c held 2/28/18)

FR: 2-28-18

Docket 1

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO JANUARY 28, 2019 AT  
9:00 A.M. PER ORDER APPROVING STIPULATION ENTERED 10-9-18  
(Docket No. [20])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

Staffmark Investment LLC

Pro Se

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, October 24, 2018**

**Hearing Room 6C**

9:00 AM

**CONT...**

**Freedom Communications, Inc.**

Andrew W Caine

**Chapter 11**

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, October 24, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01181 Official Committee Of Unsecured Creditors v. General Rewinding, Inc.

**#12.00**

PRETRIAL CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550

(Complaint filed 10/26/17) (set at s/c held 2-28-18)

**(Notice of Settlement filed 10-9-18)**

FR: 2-28-18 at 9:00 a.m.

Docket 1

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The Court is informed that the parties have settled and are in the process of completing settlement documentation.

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By

William N Lobel

Beth Gaschen

Alan J Friedman

Christopher J Green

Caroline Djang

Scott D Fink

Reed M Mercado

**Defendant(s):**

General Rewinding, Inc.

Pro Se

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, October 24, 2018**

**Hearing Room 6C**

9:00 AM

**CONT...**

**Freedom Communications, Inc.**

Andrew W Caine

**Chapter 11**



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, October 24, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01163      Official Committee Of Unsecured Creditors v. CIPS Marketing Group, LLC

**#13.00**

PRE-TRIAL CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550

(Complaint filed 10/25/17) (set at s/c held 2/28/18)

Docket 1

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - NOTICE OF  
DISMISSAL WITHOUT PREJUDICE FILED 7-20-18 - (Docket No. [26])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

CIPS Marketing Group, LLC

Pro Se

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Jeffrey P Nolan  
Andrew W Caine

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, October 24, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01165 Official Committee Of Unsecured Creditors v. GES Distribution, Inc.

**#14.00**

PRE-TRIAL CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550

(Complaint filed 10/26/17) (set at s/c held 2/28/18)

Docket 1

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - ORDER APPROVING  
STIPULATION OF DISMISSAL WITHOUT PREJUDICE ENTERED 7-13-  
18 (Docket No. [14])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

GES Distribution, Inc.

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, October 24, 2018**

**Hearing Room 6C**

---

9:00 AM

**CONT... Freedom Communications, Inc.**

**Chapter 11**

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, October 24, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01172 Official Committee Of Unsecured Creditors v. Microsoft Corporation

**#15.00**

PRETRIAL CONFERENCE RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550 (Complaint filed 10/26/17) (set at s/c held 2-28-18)

FR: 2-28-18

Docket 1

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - ORDER APPROVING  
STIPULATION OF DISMISSAL WITH PREJUDICE ENTERED 6-18-18  
(Docket No. [16] - nlb**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

Microsoft Corporation

Pro Se

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, October 24, 2018

Hearing Room 6C

9:00 AM

**8:16-15208 Michael Younessi**

**Chapter 11**

Adv#: 8:17-01051 Diamond Enterprises, LTD., LP v. Younessi

**#16.00**

CONT'D PRE-TRIAL CONFERENCE Hearing RE: Complaint For Determination That Debt Is Non-Dischargeable Pursuant To 11 U.S.C. Sections 523(a)(2), (a)(4), (a)(6), And (a)(9)  
(Complaint filed 4/10/17)  
(Another Summons issued 6/8/17)  
(PTC set at S/C held 9/13/17)

FR: 6-28-17; 8-30-17; 9-13-17; 3-28-18; 4-25-18; 7-25-18

Docket 1

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR; MATTER TO BE  
MEDIATED BY JUDGE CLARKSON**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Michael Younessi

Represented By  
Michael Jones  
Sara Tidd

**Defendant(s):**

Michael Younessi

Represented By  
Roger Frederickson

**Plaintiff(s):**

Diamond Enterprises, LTD., LP

Represented By  
M Douglas Flahaut

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, October 24, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-14165 Bill Vivers**

**Chapter 7**

Adv#: 8:18-01017 Lake v. Vivers et al

**#17.00**

CONT'D PRE-TRIAL CONFERENCE Hearing RE: Complaint To Determine The Dischargeability Of A Certain Debt  
(Complaint filed 1/26/18)  
(PTC set at S/C held 4/25/18)

FR: 4-25-18

Docket 1

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR Per Order Setting Status Conference And Granting Motion to: 1) Approve Compromise And Settlement; 2) Enter Jugment In The Adversary Proceeding; 3) Stay Enforcement Of The Jugment Pending Payment Of The Settlement Entered In Bankruptcy Case 8:17-bk-14165-MW 8/30/18 (Docket No. [21])**

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will issue a scheduling order:

Mediation stipulation to be filed and order lodged thereon on or before May 31, 2018.

All discovery shall close on July 31, 2018.

All discovery motions shall be heard before August 31, 2018.

All pretrial motions (except motions in limine) shall be heard before September 30, 2018.

Pretrial conference is set for October 24, 2018 at 9:00 a.m.

**COURT TO PREPARE ORDER.**

**Party Information**

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, October 24, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... Bill Vivers**

**Chapter 7**

**Debtor(s):**

Bill Vivers

Represented By  
Gary Polston

**Defendant(s):**

Bill Vivers

Represented By  
Christopher P Walker

Juliette Vivers

Represented By  
Christopher P Walker

**Joint Debtor(s):**

Julliette Vivers

Represented By  
Gary Polston

**Plaintiff(s):**

Ryan Lake

Represented By  
Mitchell B Hannah

**Trustee(s):**

Karen S Naylor (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, October 24, 2018

Hearing Room 6C

9:00 AM

8:17-14931 William Michael Wormmeester

Chapter 7

Adv#: 8:18-01164 City of Irvine v. Wormmeester et al

#18.00

STATIS CONFERENCE RE: Cross-Complaint Of City Of Irvine For Equitable Apportionment, Indemnity, And Declaratory Relief (Notice of Removal filed 8/20/18)

Docket 0

\*\*\* VACATED \*\*\* REASON: OFF CALENDAR; NOTICE OF VOLUNTARY DISMISSAL OF AN ADVERSARY PROCEEDING THAT DOES NOT INVOLVE CLAIMS UNDER 11 U.S.C. SECTION 727 [FRBP 7041-(a)] FILED 9/11/18 (Docket No. [8])

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

William Michael Wormmeester

Represented By  
Michael Jones

**Defendant(s):**

William Michael Wormmeester

Pro Se

Marisha Nicole Austin

Represented By  
Michael Jones

**Joint Debtor(s):**

Molly Valerie Anne Kimball

Represented By  
Michael Jones

**Plaintiff(s):**

City of Irvine

Pro Se

**Trustee(s):**

Thomas H Casey (TR)

Pro Se



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, October 24, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-10229 Patty Sundara**

**Chapter 7**

Adv#: 8:18-01159 Marshack v. Sundara et al

**#19.00**

STATUS CONFERENCE Hearing RE: Complaint For:  
I) Denial Of Discharge Pursuant To 11 U.S.C. Section 727(a)(3);  
II) Denial Of Discharge Pursuant To 11 U.S.C. Section 727(a)(4);  
III) Turnover Of Property Of Property Pursuant To 11 U.S.C. Section 542; And  
IV) Sale Of Property Pursuant To 11 U.S.C. Section 363  
(Complaint filed 8/7/18)

Docket 1

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO NOVEMBER 28, 2018  
AT 9:00 A.M., PER ANOTHER SUMMONS ISSUED 8-31-18 (Docket No.  
[5])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Patty Sundara

Represented By  
Gordon L Dayton

**Defendant(s):**

Patty Sundara

Pro Se

Thachabe Mokda

Pro Se

**Plaintiff(s):**

Richard Marshack

Represented By  
Anerio V Altman

**Trustee(s):**

Richard A Marshack (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, October 24, 2018**

**Hearing Room 6C**

10:00 AM

**8:18-12056 Carlos Thanh La**

**Chapter 7**

**#1.00**

Hearing RE: Pro se Reaffirmation Agreement Between Debtor And Mercedes-Benz Financial Services USA LLC  
(Motion filed 9/26/18)

**[RE: 2014 Mercedes-Benz - Amount: \$17,982.90]  
[VIN No.: WDDHF5KB5EB044414]**

Docket 16

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will disapprove the reaffirmation agreement as not in Debtor's best interest.

**COURT TO PREPARE ORDER.**

<b>Party Information</b>
--------------------------

**Debtor(s):**

Carlos Thanh La

Represented By  
Tina H Trinh

**Trustee(s):**

Weneta M Kosmala (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, October 24, 2018**

**Hearing Room 6C**

10:00 AM

**8:18-12153 Luis E Sanchez**

**Chapter 7**

**#2.00**

Hearing RE: Reaffirmation Agreement Between Debtor And Toyota Motor Credit Corporation  
(Motion filed 9/27/18)

**[RE: 2016 Toyota Camry - Amount: \$11,530.47]  
[VIN No.: 4T1BF1FK4GU597075]**

Docket 21

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will approve the reaffirmation agreement if the Debtor is current in the loan, the vehicle is insured, and Debtor believes he can make all the remaining payments.

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Luis E Sanchez

Represented By  
David R Chase

**Trustee(s):**

Richard A Marshack (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, October 24, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-11446 Peggy McWilliams Lawson and George Morris Lawson**

**Chapter 13**

**#1.00**

CONT'D Hearing RE: Confirmation Of Chapter 13 Plan

FR: 7-11-18; 9-12-18

Docket 42

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Peggy McWilliams Lawson

Represented By  
Douglas L Weeks

**Joint Debtor(s):**

George Morris Lawson

Represented By  
Douglas L Weeks

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, October 24, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-11621 Christine K Roberts**

**Chapter 13**

**#2.00**

CONT'D Hearing RE: Confirmation Of Chapter 13 Plan

FR: 7-11-18; 9-12-18

Docket 2

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Christine K Roberts

Represented By  
Bruce D White

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, October 24, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-11945 Barbara Fiona Lipari**

**Chapter 13**

**#3.00**

CONT'D Hearing RE: Confirmation Of Chapter 13 Plan

FR: 9-12-18

Docket 2

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Barbara Fiona Lipari

Represented By  
Christopher J Langley

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, October 24, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-12104 William Anthony Wilson and Rebecca Lisette Koval**

**Chapter 13**

**#4.00**

CONT'D Hearing RE: Confirmation Of Chapter 13 Plan

FR: 9-12-18

Docket 2

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

William Anthony Wilson

Represented By  
Anthony B Vigil

**Joint Debtor(s):**

Rebecca Lisette Koval

Represented By  
Anthony B Vigil

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, October 24, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-12262 Fidencio Avilez**

**Chapter 13**

**#5.00**

CONT'D Hearing RE: Confirmation Of Chapter 13 Plan

FR: 9-12-18

Docket 2

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Fidencio Avilez

Represented By  
Rebecca Tomilowitz

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se



United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar

Wednesday, October 24, 2018

Hearing Room 6C

2:00 PM

8:18-12332 Sepideh Sally Cirino

Chapter 13

#6.00

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 10

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - ORDER and Notice of dismissal arising from debtor's request for voluntary dismissal of chapter 13 ENTERED 10-19-18 - (Docket No. [30])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Sepideh Sally Cirino

Pro Se

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, October 24, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-12480 James Ray Mcneil and Mackenzie Rain Mcneil**

**Chapter 13**

**#7.00**

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 12

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

James Ray Mcneil

Represented By  
William P White

**Joint Debtor(s):**

Mackenzie Rain Mcneil

Represented By  
William P White

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, October 24, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-12595 Samson E. Lakei and Sonya S. Lakei**

**Chapter 13**

**#8.00**

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 2

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Samson E. Lakei

Represented By  
James D. Hornbuckle

**Joint Debtor(s):**

Sonya S. Lakei

Represented By  
James D. Hornbuckle

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, October 24, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-12655 Lian Menguito Lumba**

**Chapter 13**

**#9.00**

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 2

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Lian Menguito Lumba

Represented By  
Raymond J Seo

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, October 24, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-12658 Peter M Shotts**

**Chapter 13**

**#10.00**

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 22

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Peter M Shotts

Represented By  
Elena Steers

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, October 24, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-12747 Fred Martinez and Dianne Martinez**

**Chapter 13**

**#11.00**

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 2

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Fred Martinez

Represented By  
Andrew Moher

**Joint Debtor(s):**

Dianne Martinez

Represented By  
Andrew Moher

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, October 24, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-12820 Marc James Cooperstein**

**Chapter 13**

**#12.00**

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 16

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Marc James Cooperstein

Represented By  
Tina H Trinh

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, October 24, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-12822 Brenda Carol Kittle**

**Chapter 13**

**#13.00**

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 14

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Brenda Carol Kittle

Represented By  
Joseph A Weber

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, October 24, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-12901 Coleen Marie Randall**

**Chapter 13**

**#14.00**

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 2

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Coleen Marie Randall

Represented By  
Brian J Soo-Hoo

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, October 24, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-12600 Shakeel Ahmed**

**Chapter 13**

**#15.00**

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 0

**\*\*\* VACATED \*\*\* REASON: RESET TO DECEMBER 12-12-2018 AT  
10:00 A.M. - ORDER VACATING DISMISSAL ENTERED 10-10-18 -  
(Docket No. [44])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Shakeel Ahmed

Represented By  
Bahram Madaen

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar

Wednesday, October 24, 2018

Hearing Room 6C

2:00 PM

8:18-10897 Trinity Han

Chapter 13

#16.00

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 0

\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - ORDER and Notice of  
dismissal arising from debtor's request for voluntary dismissal of chapter 13  
ENTERED 8-23-18 (Docket No. [56])

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Trinity Han

Represented By  
Michael R Totaro

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, October 24, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-12302 Chong Camp**

**Chapter 13**

**#17.00**

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 0

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - Order and Notice of  
Dismissal for Failure to File Schedules, Statements, and/or Plan ENTERED  
7-16-18 - (Docket No. [7])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Chong Camp

Pro Se

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, October 24, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-12460 Jose Enrique Quintero Rodelo**

**Chapter 13**

**#18.00**

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 0

**\*\*\* VACATED \*\*\* REASON: Order and Notice of Dismissal for Failure to  
File Schedules, Statements, and/or Plan ENTERED 7-24-18 (Docket [16])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Jose Enrique Quintero Rodelo

Represented By  
Nicholas M Wajda

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar

Wednesday, October 24, 2018

Hearing Room 6C

2:00 PM

8:18-12482 Dennis Edward Berglund

Chapter 13

#19.00

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 0

\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - Order and Notice of  
Dismissal for Failure to File Schedules, Statements, and/or Plan ENTERED 7  
-27-18 - (Docket No. [7])

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Dennis Edward Berglund

Pro Se

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, October 24, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-12501 Melody Susan Mclane**

**Chapter 13**

**#20.00**

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 0

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - Order and Notice of  
Dismissal for Failure to File Schedules, Statements, and/or Plan ENTERED 7  
-30-18 - (Docket No. [11])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Melody Susan Mclane

Represented By  
Anerio V Altman

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, October 24, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-12549 Vivian H Khor**

**Chapter 13**

**#21.00**

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 0

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - Order and Notice of  
Dismissal for Failure to File Schedules, Statements, and/or Plan ENTERED 7  
-31-18 - (Docket No. [9])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Vivian H Khor

Pro Se

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, October 24, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-12611 Judy Van Nguyen-Dinh**

**Chapter 13**

**#22.00**

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 0

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - Order and Notice of  
Dismissal for Failure to File Schedules, Statements, and/or Plan ENTERED 8  
-6-18 - (Docket No. [9])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Judy Van Nguyen-Dinh

Pro Se

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, October 24, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-12628 Lilia M Lopez de Aguilera**

**Chapter 13**

**#23.00**

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 15

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - Order and Notice of  
Dismissal for Failure to File Schedules, Statements, and/or Plan ENTERED 8  
-6-18 - (Docket No. [16])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Lilia M Lopez de Aguilera

Represented By  
Anthony P Cara

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, October 24, 2018**

**Hearing Room 6C**

2:00 PM

**8:17-14089 Mohdsameer Aljanedi Dental Corporation**

**Chapter 11**

**#24.00**

CONT'D Hearing RE: Motion For Order Approving First Amended Disclosure Statement Describing First Amended Chapter 11 Plan Of Reorganization As Containing Adequate Information Pursuant To Bankruptcy Code Section 1125(A)(1)(B)  
(D.S. filed 5/25/18)  
(Amended D.S. filed by 8/22/18)

FR: 7-25-18

Docket 148

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will inquire whether the U.S. Trustee regards the Debtor's reply to the U.S. Trustee's limited objection as acceptable.

The Court has a question or two for the Debtor but is leaning in favor of approving the Disclosure Statement Describing the First Amended Plan of Reorganization and setting the following dates and deadlines:

1. Plan and disclosure statement to be filed and served on or before October 31, 2018.
2. Ballots and objections to plan confirmation are due November 28, 2018.
3. Replies to objections and plan confirmation memorandum are due on or before December 7, 2018.
4. Plan confirmation hearing is set for December 12, 2018 at 9:00 a.m.

**COURT TO PREPARE ORDER.**

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, October 24, 2018**

**Hearing Room 6C**

2:00 PM

**CONT... Mohdsameer Aljanedi Dental Corporation**

**Chapter 11**

**Party Information**

**Debtor(s):**

Mohdsameer Aljanedi Dental

Represented By

Andy C Warshaw

Richard L. Sturdevant

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, October 24, 2018**

**Hearing Room 6C**

2:00 PM

**8:17-14089 Mohdsameer Aljanedi Dental Corporation**

**Chapter 11**

**#25.00**

CONT'D STATUS CONFERENCE Hearing RE: (1) Status of Chapter 11 Case;  
And (2) Requiring Report On Status Of Chapter 11 Case  
(Petition filed 10/15/17)

FR: 12-20-17; 3-7-18; 5-30-18; 9-12-18; 10-24-18 at 9:00 a.m.

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will inquire into the Debtor's compliance with U.S. Trustee guidelines and requirements.

Next Status Conference: January 31, 2019 at 9:00 a.m. Status report due January 24, 2019.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Mohdsameer Aljanedi Dental

Represented By  
Andy C Warshaw  
Richard L. Sturdevant

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, October 24, 2018

Hearing Room 6C

3:00 PM

**8:13-18051 Richard George Boomgarden and Staci Lanae Boomgarden**

**Chapter 13**

**#1.00**

Hearing RE: Trustee's Verified Motion For Order Dismissing Chapter 13 Proceeding For Failure To Complete The Plan Within Its Terms [11 U.S.C. 1307(c)] (Motion filed 6/29/18) (Set Per Opposition filed 7/10/18)

Docket 85

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will grant the motion and dismiss the case.

CHAPTER 13 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Richard George Boomgarden

Represented By  
Joseph A Weber

**Joint Debtor(s):**

Staci Lanae Boomgarden

Represented By  
Joseph A Weber

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, October 24, 2018**

**Hearing Room 6C**

3:00 PM

**8:14-10547 Jose Luna and Amparo Luna**

**Chapter 13**

**#2.00**

Hearing RE: Chapter 13 Trustee's Verified Motion For Order Dismissing  
Chapter 13 Proceeding  
(Motion filed 8/13/18)

Docket 47

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will grant the motion and dismiss the case.

CHAPTER 13 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Jose Luna

Represented By  
Rebecca Tomilowitz  
Herschel R Hoyt

**Joint Debtor(s):**

Amparo Luna

Represented By  
Rebecca Tomilowitz

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, October 24, 2018

Hearing Room 6C

3:00 PM

**8:14-10547 Jose Luna and Amparo Luna**

**Chapter 13**

**#3.00**

CONT'D Hearing RE: Debtor's Motion For Authority To Refinance Real Property Under LBR 3015-1(p)  
(Motion filed 7/31/18)  
(Trustee's comments filed 8/9/18)

FR: 9-12-18

Docket 41

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will deny the motion as moot or, in the alternative, because the proposed refinance leaves the Debtors over approximately \$23,000 short of funds necessary to pay off the plan (\$53,780) within the remaining five months.

CHAPTER 13 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Jose Luna

Represented By  
Rebecca Tomilowitz  
Herschel R Hoyt

**Joint Debtor(s):**

Amparo Luna

Represented By  
Rebecca Tomilowitz

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, October 24, 2018**

**Hearing Room 6C**

3:00 PM

**8:14-11271 Timothy John Worcester and Angela Kay Worcester**

**Chapter 13**

**#4.00**

Hearing RE: Trustee's Verified Motion To Dismiss Case Due To Material Default Of A Plan Provision  
(Motion filed 9/18/18)

Docket 60

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will grant the motion and dismiss the case.

CHAPTER 13 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Timothy John Worcester

Represented By  
Halli B Heston

**Joint Debtor(s):**

Angela Kay Worcester

Represented By  
Halli B Heston

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, October 24, 2018**

**Hearing Room 6C**

3:00 PM

**8:15-13890 Sharae LaShan McClain**

**Chapter 13**

**#5.00**

Hearing RE: Trustee's Verified Motion For Order Dismissing Chapter 13 Proceeding For Failure To Make Plan Payments [11 U.S.C. 1307(c)] (Motion filed 8/7/18) (Notice of Hearing and Opposition filed 8/21/18)

Docket 40

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will grant the motion and dismiss the case.

CHAPTER 13 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Sharae LaShan McClain

Represented By  
Nicholas M Wajda

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, October 24, 2018**

**Hearing Room 6C**

3:00 PM

**8:16-12804 Spring L Jaentsch**

**Chapter 13**

**#6.00**

Hearing RE: Trustee's Verified Motion For Order Dismissing Chapter 13 Proceeding For Failure To Make Plan Payments [11 U.S.C. 1307(c)] (Motion filed 9/6/18) (Opposition and Notice of Hearing filed 9/12/18)

Docket 68

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will grant the motion and dismiss the case.

**CHAPTER 13 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.**

<b>Party Information</b>
--------------------------

**Debtor(s):**

Spring L Jaentsch

Represented By  
David Samuel Shevitz

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, October 24, 2018

Hearing Room 6C

3:00 PM

**8:18-10014 Evan Anderson and Kendyl Anderson**

**Chapter 13**

#7.00

Hearing RE: Trustee's Verified Motion For Order Dismissing Chapter 13  
Proceeding For Failure To Make Plan Payments  
[11 U.S.C. 1307(c)]  
(Motion filed 8/7/18) (Notice of Hrg. filed 8/31/18)

Docket 33

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will grant the motion and dismiss the case.

CHAPTER 13 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Evan Anderson

Represented By  
Anerio V Altman

**Joint Debtor(s):**

Kendyl Anderson

Represented By  
Anerio V Altman

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, October 24, 2018**

**Hearing Room 6C**

3:00 PM

**8:18-12262 Fidencio Avilez**

**Chapter 13**

**#8.00**

Hearing RE: Motion To Avoid Junior Lien On Principal Residence  
[11 U.S.C. Section 506(d)]  
(Motion filed 9/11/18)

Docket 20

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will grant the motion and avoid the 2d lien upon completion of all plan payments and entry of discharge.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Fidencio Avilez

Represented By  
Rebecca Tomilowitz

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, October 24, 2018**

**Hearing Room 6C**

3:00 PM

**8:18-12628 Lilia M Lopez de Aguilera**

**Chapter 13**

**#9.00**

Hearing RE: Motion To Vacate And Set Aside Order Dismissing Bankruptcy Case  
(Motion filed 8/26/18)  
(Set per Trustee's Comments On Or Objection filed 9/5/18))

Docket 20

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will deny the motion. Based on Debtor's failure to file a motion to extend the deadline and the delay of approximately 20 days in the filing of the motion to vacate, the Court finds an absence of excusable neglect.

CHAPTER 13 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Lilia M Lopez de Aguilera

Represented By  
Anthony P Cara

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, October 25, 2018**

**Hearing Room 225**

9:00 AM

**6:16-14576 USA Sales, Inc.**

**Chapter 11**

**#1.00**

Hrg. on Chapter 11 Status Conference on the Plan and Disclosure Statement

(Cont. from 5/31/18)

Docket 0

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The Court will continue this matter to January 17, 2019 at 9:00 a.m. to await results of mediation.

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

USA Sales, Inc.

Represented By

Daren M Schlecter

Rachel S Milman Esq

A. Lavar Taylor

Lisa Nelson

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, October 25, 2018**

**Hearing Room 225**

9:00 AM

**6:16-14576 USA Sales, Inc.**

**Chapter 11**

Adv#: 6:16-01302 USA Sales, Inc. v. California State Board Of Equalization

**#2.00**

STATUS CONFERENCE Re: Complaint to determin amount of taxes owed pursuant to Bankruptcy Code 505(A); Objection to claim of the California Board of Equalization

Docket 1

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The Court will continue this matter to January 17, 2019 at 9:00 a.m. to await results of mediation.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

USA Sales, Inc.

Represented By

Daren M Schlecter

Rachel S Milman Esq

A. Lavar Taylor

**Defendant(s):**

California State Board Of

Pro Se

**Plaintiff(s):**

USA Sales, Inc.

Represented By

Lisa Nelson



**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, October 25, 2018**

**Hearing Room 225**

9:00 AM

**6:17-16779 Carlitos Vargas**

**Chapter 7**

Adv#: 6:17-01243 Vargas v. United States Department Of Education et al

**#3.00**

Pre-TrialConference re Complaint by Michelle Vargas against United States Department Of Education, Navient Corporation, Navient Credit Finance Corporation, Navient Solutions, Inc., Education Credit Management Corporation. (Fee Not Required). Complaint to Determine Dischargeability of Student Loans - 11 U.S.C. Section 523(a)(8); Borrower's Defenses Against Repayment - 20 U.S.C. Section 1087e(h); 34 C.F.R. 685.206(c): 1) Fraud, Misrepresentation, Concealment, and False Promises; 2) Fraud, Forgery, and Undue Influence 3) Violation of California Business and Professions Code Sections 17200 et seq; 4) Violation of California Business and Professions Code Sections 17500 et seq; and 5) Discharge of Debt Obtained by Students Whose Eligibility for Federal Student Aid was Falsely Certified by the School - 20 U.S.C. Section 1087; 34 C.F.R. 685.215 Nature of Suit: (63 (Dischargeability - 523(a)(8), student loan)),(02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy)

(Cont. from 9/13/18)

Docket 1

**\*\*\* VACATED \*\*\* REASON: Order approving stipulation to continue to 1/31/19 @ 9:00 a.m. signed on 8/31/18 - jc**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Carlitos Vargas

Represented By  
Todd L Turoci

**Defendant(s):**

Education Credit Management

Pro Se

Navient Solutions, Inc.

Represented By  
Robert S Lampl

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, October 25, 2018**

**Hearing Room 225**

9:00 AM

**CONT... Carlitos Vargas**

**Chapter 7**

Navient Credit Finance Corporation

Represented By  
Robert S Lampl

Navient Corporation

Represented By  
Robert S Lampl

United States Department Of

Represented By  
Elan S Levey

**Joint Debtor(s):**

Michelle Vargas

Represented By  
Todd L Turoci

**Plaintiff(s):**

Michelle Vargas

Represented By  
Todd L Turoci

**Trustee(s):**

Todd A. Frealy (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, October 25, 2018**

**Hearing Room 225**

9:00 AM

**6:18-13196 Sunpro Solar Inc.**

**Chapter 11**

**#4.00**

Hrg. on Chapter 11 Status Conference

(Cont. from 10/18/18)

Docket 0

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The status report was very helpful. In light of progress being made on the case, the Court will not at this time set deadlines for objecting to claims or the filing of avoidance actions.

The Court will inquire into compliance with U.S. Trustee guidelines and requirements.

Next status conference: February 21, 2019 at 9:00 a.m.

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Sunpro Solar Inc.

Represented By  
Robert B Rosenstein

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, October 25, 2018**

**Hearing Room 225**

9:00 AM

**6:18-13918 Ruben Valdivia**

**Chapter 7**

Adv#: 6:18-01155 Simons (TR) v. Valdivia

**#5.00**

Hrg on Motion for Default Judgment Against Defendant Jhon Valdivia

(Cont. from 10/18/18)

Docket 8

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will grant the motion.

WITHIN 7 DAYS, CHAPTER 7 TRUSTEE TO LODGE, VIA LOU, (1) ORDER GRANTING MOTION AND (2) FORM OF DEFAULT JUDGMENT.

<b>Party Information</b>
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**Debtor(s):**

Ruben Valdivia	Pro Se
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**Defendant(s):**

Jhon Valdivia	Pro Se
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**Plaintiff(s):**

Larry D. Simons (TR)	Represented By Frank X Ruggier
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**Trustee(s):**

Larry D Simons (TR)	Represented By Frank X Ruggier
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**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, October 25, 2018**

**Hearing Room 225**

9:00 AM

**6:18-13918 Ruben Valdivia**

**Chapter 7**

Adv#: 6:18-01155 Simons (TR) v. Valdivia

**#6.00**

Status Conference re: complaint to avoid and recover fraudulent transfer

EH \_\_\_\_\_

(Cont. from 10/18/18)

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The status conference is moot.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Ruben Valdivia

Pro Se

**Defendant(s):**

Jhon Valdivia

Pro Se

**Plaintiff(s):**

Larry D. Simons (TR)

Represented By  
Frank X Ruggier

**Trustee(s):**

Larry D Simons (TR)

Represented By  
Frank X Ruggier

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, October 25, 2018**

**Hearing Room 225**

9:00 AM

**6:18-16636 Littlefield Physical Therapy, Inc.**

**Chapter 11**

**#7.00**

Hrg. on Chapter 11 Status Conference

(Cont. from 10/18/18)

Docket 0

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will inquire into compliance with U.S. Trustee guidelines and requirements.

The Court will set the bar date at December 30, 2018 and require notice of the bar date to be filed and served on or before October 25, 2018.

Next status conference: January 17, 2019 at 9:00 a.m.

**COURT TO PREPARE ORDER.**

<b>Party Information</b>
--------------------------

**Debtor(s):**

Littlefield Physical Therapy, Inc.

Represented By  
Evan L Smith

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, October 25, 2018**

**Hearing Room 225**

2:00 PM

**6:17-19513 Terry Lee Fleming, Sr**

**Chapter 11**

**#1.00**

Hrg. on Disclosure Statement

(Cont. from 10/18/18)

Docket 0

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court has a few questions for Debtor's counsel but is leaning toward approving the Second Amended Disclosure Statement and setting a confirmation hearing for December 19, 2018 at 2:00 p.m. in Santa Ana.

The Second Amended Disclosure Statement shall be filed and served by October 23, 2018.

Ballots and objections to the plan are due by November 2, 2018.

Replies to objections and plan confirmation memorandum are due December 7, 2018.

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Terry Lee Fleming Sr

Represented By  
James E Till

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, October 25, 2018**

**Hearing Room 225**

2:30 PM

**6:18-16429 Cristian Javier Rivera**

**Chapter 7**

**#1.00**

Hrg. on approval of Reaffirmation Agreement Between Debtor and Logix Federal Credit Union, in the amount of \$ 10,338.23

Re: 2014 Nissan Altima

(Cont. from 10/18/18)

Docket 20

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The reaffirmation agreement is **not** approved, as it is not in the best interest of the Debtor(s).

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Cristian Javier Rivera

Represented By  
Judy P Hsu

**Trustee(s):**

Larry D Simons (TR)

Pro Se



**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, October 25, 2018**

**Hearing Room 225**

2:30 PM

**6:18-16889 Craig S Berglin**

**Chapter 7**

**#2.00**

Hrg. on approval of Reaffirmation Agreement Between Debtor and Toyota Motor Credit Corporation, in the amount of \$20,760.27

Re: 2017 Toyota Corolla

(Cont. from 10/18/18)

Docket 7

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The reaffirmation agreement is **not** approved, as it is not in the best interest of the Debtor(s).

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Craig S Berglin

Pro Se

**Trustee(s):**

Robert Whitmore (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, October 25, 2018**

**Hearing Room 225**

2:30 PM

**6:18-17584 Leandrew George Jackson**

**Chapter 7**

**#3.00**

Hrg. on Approval of Reaffirmation Agreement Between Debtor and CarMax Auto Finance, in the amount of \$11,074.59

Re: 2012 Nissan Leaf

(Cont. from 10/1818)

Docket 9

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The reaffirmation agreement is **not** approved, as it is not in the best interest of the Debtor(s).

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Leandrew George Jackson

Represented By  
Terrence Fantauzzi

**Trustee(s):**

Lynda T. Bui (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Tuesday, October 30, 2018**

**Hearing Room 6C**

9:00 AM

**8:14-14604 Felix Martinez**

**Chapter 13**

Adv#: 8:17-01161 Martinez v. CV Investment Partners et al

**#1.00**

Hearing RE: Defendants CV Investment Partners And Michael Cargile's Motion In Limine No. 1 To Exclude Testimony And Documentary Evidence Regarding Subject Matter Of Dismissed Claims For Relief (Motion filed 10/8/18)

Docket 46

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will grant Defendants' motion in limine and prohibit Plaintiff from offering any evidence of allegedly insufficient service of process in the State Court Case. The prohibition extends to direct testimony, cross-examination, and exhibits. Re-direct testimony will be strictly limited to the scope of cross-examination. Objections are encouraged if this rule is violated.

**Party Information**

**Debtor(s):**

Felix Martinez

Represented By  
Joseph A Weber  
Fritz J Firman

**Defendant(s):**

CV Investment Partners

Represented By  
Donald Reid  
Robert P Goe

Michael Cargile

Represented By  
Robert P Goe

**Plaintiff(s):**

Felix Martinez

Represented By  
Fritz J Firman

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Tuesday, October 30, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... Felix Martinez**

**Chapter 13**

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Tuesday, October 30, 2018**

**Hearing Room 6C**

9:00 AM

**8:14-14604 Felix Martinez**

**Chapter 13**

Adv#: 8:17-01161 Martinez v. CV Investment Partners et al

**#2.00**

TRIAL RE: Debtor's Complaint For:

1. Declaratory Relief Pursuant To 11 U.S.C. Section 544(a)(3);
2. Judgment Declaring Abstract Void And Unperfected;
3. Expungement Of Lis Pendens;
4. Declaratory Relief That Judgment Is Void And/Or Equitable Relief From The Judgment

(Complaint filed 10/24/17)

(PTC set at S/C held 2/14/18)

(Trial set per Order Entered 9-5-18)

FR: 1-17-18; 2-14-18; 9-5-18

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

**Party Information**

**Debtor(s):**

Felix Martinez

Represented By  
Joseph A Weber  
Fritz J Firman

**Defendant(s):**

CV Investment Partners

Pro Se

Michael Cargile

Pro Se

**Plaintiff(s):**

Felix Martinez

Represented By  
Fritz J Firman

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Tuesday, October 30, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... Felix Martinez**

**Chapter 13**

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, November 7, 2018

Hearing Room 6C

9:00 PM

**8:16-12250 Albert Torres, Jr. and Katherine Lea Torres**

**Chapter 7**

**#1.00**

Evidentiary Hearing RE: Order To Show Cause Why Michael Roennau Should Not Be Held In Contempt Of The Discharge Injunction  
(Set per Order Entered 6/20/17)  
(S/C set at hearing held 9/11/17)  
(Evidentiary hearing set at S/C held 3/5/18)

FR: 8-28-17; 12-18-17; 3-5-18; 9-7-18

Docket 0

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will approved the Proposed Stipulation of Facts and Contentions.

The evidentiary hearing will go forward as to liability only (not damages).

The Court views the issues as well-framed by Debtors' reply brief.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Albert Torres Jr.

Represented By  
Michael Jones  
Sara Tidd

**Joint Debtor(s):**

Katherine Lea Torres

Represented By  
Michael Jones  
Sara Tidd

**Trustee(s):**

Thomas H Casey (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, November 8, 2018**

**Hearing Room 225**

9:00 AM

**6:16-20446 BioData Medical Laboratories, Inc.**

**Chapter 7**

Adv#: 6:18-01119      Todd A. Frealy, Chapter 7 Trustee of the Bankruptc v. Uomoto et al

**#1.00**

STATUS CONFERENCE re: Complaint by Todd A. Frealy, Chapter 7 Trustee of the Bankruptcy Estate of BioData Medical Laboratories, Inc. against Akemi Uomoto, Henry Wallach. (Charge To Estate \$350). (Attachments: # 1 Adversary Cover Sheet) Nature of Suit: (14 (Recovery of money/property - other))

(Cont. from 10/18/18)

Docket      0

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will order this adversary proceeding into mediation. The parties shall file a mediation stipulation and lodge an order thereon on or before December 7, 2018.

Next status conference: March 14, 2019 at 9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

BioData Medical Laboratories, Inc.

Represented By  
Robert M Yaspan  
Joseph N Darweesh

**Defendant(s):**

Akemi Uomoto

Represented By  
Zev Shechtman

Henry Wallach

Represented By  
Zev Shechtman



**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, November 8, 2018**

**Hearing Room 225**

9:00 AM

**CONT... BioData Medical Laboratories, Inc.**

**Chapter 7**

**Plaintiff(s):**

Todd A. Frealy, Chapter 7 Trustee of

Represented By  
Kurt Ramlo  
Juliet Y Oh  
Eve H Karasik  
Todd A Frealy

**Trustee(s):**

Todd A. Frealy (TR)

Represented By  
Eve H Karasik  
Jeffrey S Kwong  
Juliet Y Oh  
Carmela Pagay

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

Thursday, November 8, 2018

Hearing Room 225

9:00 AM

6:16-13150 Paul Gregory Katona

Chapter 7

Adv#: 6:17-01216 Napoli v. Katona et al

#2.00

Pre-Trial Conference RE: Complaint by Royce Napoli against Paul Gregory Katona, Gail Marie Katona. (d),(e)),(72 (Injunctive relief - other))

Docket 1

\*\*\* VACATED \*\*\* REASON: Cont. to 1/24/19 @ 9:00 a.m. - jc

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Paul Gregory Katona

Represented By  
Douglas A Plazak

**Defendant(s):**

Paul Gregory Katona

Represented By  
Douglas A Plazak

Gail Marie Katona

Represented By  
Douglas A Plazak

**Joint Debtor(s):**

Gail Marie Katona

Represented By  
Douglas A Plazak

**Plaintiff(s):**

Royce Napoli

Represented By  
Noah K McCall

**Trustee(s):**

John P Pringle (TR)

Represented By  
Lynda T Bui  
Rika Kido  
Brianna L Frazier

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, November 8, 2018**

**Hearing Room 225**

9:00 AM

**CONT...**

**Paul Gregory Katona**

**Chapter 7**

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, November 13, 2018**

**Hearing Room 225**

9:00 AM

**6:18-16228 Warner Michael Durrer and Galene Elizabeth Durrer**

**Chapter 7**

**#1.00**

Cooksey, Toolen, Gage, Duffy & Woog - movant attorney

Motion for Relief from Stay

Wells Fargo Bank vs. DEBTORS, Arturo Cisneros, trustee  
(Motion filed 10/11/18)

Re: 2012 Chevrolet Truck Equinox-4 cyl, VIN 2GNFLPE54C6337093

Docket 9

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The Court will grant the motion under 11 U.S.C. § 362(d)(1) and (d)(2).

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Warner Michael Durrer

Represented By  
Steven A Alpert

**Joint Debtor(s):**

Galene Elizabeth Durrer

Represented By  
Steven A Alpert

**Trustee(s):**

Arturo Cisneros (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, November 13, 2018**

**Hearing Room 225**

9:00 AM

**6:18-17182 Rene Paul Marchetti and Violetta Marchetti**

**Chapter 7**

**#2.00**

Law Offices of Austin P. Nagel - movant attorney

Motion for Relief from Stay

Toyota Motor Credit Corporation vs. DEBTORS  
(Motion filed 10/17/18)

Re: 2016 Toyota Rav4 - VIN: JTMWFREV2GJ079970

**(Tele. appr Austin Nagel, rep. creditor, Toyota)**

Docket 11

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The Court will grant the motion under 11 U.S.C. § 362(d)(1) and (d)(2).

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Rene Paul Marchetti

Represented By  
Todd L Turoci

**Joint Debtor(s):**

Violetta Marchetti

Represented By  
Todd L Turoci

**Trustee(s):**

Karl T Anderson (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, November 13, 2018**

**Hearing Room 225**

9:00 AM

**6:18-17376 Maria Castillo**

**Chapter 7**

**#3.00**

Barrett Daffin Frappier Treder & Weiss, LLP - movant attorney

Motion for Relief from Stay

Impac Mortgage Corporation vs. DEBTOR  
(Motion filed 10/10/18)

Re: 1405 East Shooting Star Drive, Beaumont, CA 92223

**(Tele. appr. Darlene Vigil, rep. creditor, IMPAC Mortgage Corp.)**

Docket 9

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will grant the motion under 11 U.S.C. § 362(d)(1) and (d)(4). The Court will grant the requested annulment.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Maria Castillo

Represented By  
Daniel King

**Trustee(s):**

Howard B Grobstein (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, November 13, 2018**

**Hearing Room 225**

9:00 AM

**6:18-17493 Robert A. Arambula**

**Chapter 7**

**#4.00**

Law Office of Vincent V. Frounjian, P.C. - movant attorney

Motion for Relief from Stay

American Honda Finance Corporation vs. DEBTOR, Lynda Bui, chapter 7 trustee  
(Motion filed 10/11/18)

Re: 2015 HONDA CIVIC, VIN: 19XF B2F7 XFE2 95189

Docket 7

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The Court will grant the motion under 11 U.S.C. § 362(d)(1) and (d)(2).

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Robert A. Arambula

Represented By  
Keith Q Nguyen

**Trustee(s):**

Lynda T. Bui (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, November 13, 2018**

**Hearing Room 225**

9:00 AM

**6:18-17688 Silvia Patricia Avalos**

**Chapter 7**

**#5.00**

Law Offices of Austin P. Nagel - movant attorney

Motion for Relief from Stay

Toyota Motor Credit Corporation VS. DEBTOR  
(Motion filed 10/02/18)

Re: 2017 Toyota Yaris IA, VIN: 3MYDLBYV6HY157328

**(Tele. appr. Austin Nagel, rep. creditor, Toyota)**

Docket 8

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The Court will grant the motion under 11 U.S.C. § 362(d)(1) and (d)(2).

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Silvia Patricia Avalos

Pro Se

**Trustee(s):**

John P Pringle (TR)

Pro Se



**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, November 13, 2018**

**Hearing Room 225**

9:00 AM

**6:18-18363 John Carroll Barrett and Yvonne Louise Broughten-Barrett**

**Chapter 7**

**#6.00**

Cooksey, Toolen, Gage, Duffy & Woog - movant attorney

Motion for Relief from Stay

Ford Motor Credit Company LLC vs. DEBTORS, Robert Whitmore, trustee  
(Motion filed 10/11/18)

Re: 2017 Ford Fusion, VIN 3FA6P0PU3HR276706

Docket 13

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The Court will grant the motion under 11 U.S.C. § 362(d)(1) and (d)(2).

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

John Carroll Barrett

Represented By  
Steven J Diamond

**Joint Debtor(s):**

Yvonne Louise Broughten-Barrett

Represented By  
Steven J Diamond

**Trustee(s):**

Robert Whitmore (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

Tuesday, November 13, 2018

Hearing Room 225

2:00 PM

**6:14-19238 Healthcare Industry Self Insurance Program of Cali**

**Chapter 7**

**#1.00**

Hrg. on First interim application for compensation and reimbursement and expenses of Grobstein Teeple, LLP, accountant, period: 2/15/2015 to 10/13/2018, Fee: \$ 9,849.50, Expenses: \$ 0.00

Docket 266

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The Court will grant the application and approve as follows on an interim basis:

Fees: \$9,849.50

Expenses: \$0

CHAPTER 7 TRUSTEE TO LODGE A SINGLE ORDER CONFIRMING ALL FEE AWARDS VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Healthcare Industry Self Insurance

Represented By  
Hutchison B Meltzer

**Trustee(s):**

Howard B Grobstein (TR)

Represented By  
Richard K Diamond  
Steven J Schwartz  
George E Schulman  
Jeffrey B Ellis  
John N Tedford  
Justin P Karczag

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, November 13, 2018**

**Hearing Room 225**

2:00 PM

**6:14-19238 Healthcare Industry Self Insurance Program of Cali**

**Chapter 7**

**#2.00**

Hrg on second interim application for award of compensation and reimbursement of expenses of Danning, Gill, Diamond & Kollitz, LLP, General Counsel, Period: 10/1/2017 to 9/30/2018, Fee: \$95,321.00, Expenses: \$2,098.78

Docket 267

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will grant the application and approve as follows on an interim basis:  
Fees: \$95,321.00  
Expenses: \$2,098.78

CHAPTER 7 TRUSTEE TO LODGE A SINGLE ORDER CONFIRMING ALL FEE AWARDS VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Healthcare Industry Self Insurance

Represented By  
Hutchison B Meltzer

**Trustee(s):**

Howard B Grobstein (TR)

Represented By  
Richard K Diamond  
Steven J Schwartz  
George E Schulman  
Jeffrey B Ellis  
John N Tedford  
Justin P Karczag

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, November 13, 2018**

**Hearing Room 225**

2:00 PM

**6:14-19238 Healthcare Industry Self Insurance Program of Cali**

**Chapter 7**

**#3.00**

Hrg. on First Interim Application for Chapter 7 Trustee for Approval of Compensation and Reimbursement of Expenses, Period: 7/18/2014 to 9/30/2018, Fees: \$122,495.48, Expenses: \$0.00.

Docket 271

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will grant the application and approve as follows on an interim basis:

Fees: \$122,495.48

Expenses: \$0

CHAPTER 7 TRUSTEE TO LODGE A SINGLE ORDER CONFIRMING ALL FEE AWARDS VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Healthcare Industry Self Insurance

Represented By  
Hutchison B Meltzer

**Trustee(s):**

Howard B Grobstein (TR)

Represented By  
Richard K Diamond  
Steven J Schwartz  
George E Schulman  
Jeffrey B Ellis  
John N Tedford  
Justin P Karczag

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, November 13, 2018**

**Hearing Room 225**

2:00 PM

**6:16-19764 Wayne Earl Parker and Kristine Marie Parker**

**Chapter 7**

**#4.00**

Hrg. on Motion Of United States Trustee filed 10/01/18 for An Order To Show Cause Why Timothy L. Mccandless Should Not Be Held In Contempt Of Court Pursuant To 11 U.S.C. § 105 And Federal Rule Of Bankruptcy Procedure 9020; Memorandum Of Points And Authorities; Declaration Of Dimple P. Mehra In Support with Proof of Service

EH \_\_\_\_\_

Docket 30

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will grant the motion and issue an order to show cause.

UNITED STATES TRUSTEE TO LODGE (1) ORDER GRANTING MOTION and (2) FORM OF OSC VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Wayne Earl Parker

Represented By  
Timothy L McCandless

**Joint Debtor(s):**

Kristine Marie Parker

Represented By  
Timothy L McCandless

**Trustee(s):**

Karl T Anderson (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

Tuesday, November 13, 2018

Hearing Room 225

2:00 PM

6:16-20446 BioData Medical Laboratories, Inc.

Chapter 7

#5.00

Hrg on Motion (I) Allowing Modified Claim Of Beckman Coulter, Inc. [Claim No. 11-1]; (II) Allowing Claim Of Quest Diagnostics Incorporated; And (III) For Authority To Distribute Sale Proceeds To The Debtor's Secured Creditors

**(Tele. appr. Douglas Candeub, rep. creditor, Quest Diagnostics)**

**(Tele. appr. Kan Ebeck, rep. creditor, Beckman Coulter)**

**(Tele. appr. Elmer Martin, rep. Interested party, Elmer Martin)**

Docket 571

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will grant the Motion in part and enter an order as requested in numbered items 2 through and including 6 on pages 17 and 18 of the Motion.

The Court clarifies that the granting in part of the Motion in no way addresses (or disapproves) any fee or cost aware do the Chapter 7 Trustee or his professionals.

CHAPTER 7 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

BioData Medical Laboratories, Inc.

Represented By  
Robert M Yaspan  
Joseph N Darweesh

**Trustee(s):**

Todd A. Frealy (TR)

Represented By  
Eve H Karasik

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, November 13, 2018**

**Hearing Room 225**

---

2:00 PM

**CONT...**

**BioData Medical Laboratories, Inc.**

Jeffrey S Kwong  
Juliet Y Oh  
Carmela Pagay

**Chapter 7**

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, November 13, 2018**

**Hearing Room 225**

2:00 PM

**6:17-19821 Miriam Irvin**

**Chapter 7**

**#6.00**

Hrg. on trustee's final report; applications for compensation

Docket 0

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The Court will grant the application and allow:

Trustee's fees: \$950.00

Trustee's expenses: \$0

**CHAPTER 7 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.**

<b>Party Information</b>
--------------------------

**Debtor(s):**

Miriam Irvin

Represented By  
Stephen K Moran

**Trustee(s):**

Steven M Speier (TR)

Pro Se



**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, November 13, 2018**

**Hearing Room 225**

2:00 PM

**6:18-10094 Deontay Daymont Potter and Joy Shaun Potter**

**Chapter 11**

**#7.00**

Hrg. on Debtors' Motion filed 10/2/18 Objecting to Claim Number 34 by Claimant Arrow Disposal Services, Inc.

Docket 137

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Arrow Disposal Services, Inc. has failed to prove up its claim by a preponderance of the evidence. The Court will grant the motion, sustain the objection and disallow Claim No. 34 in its entirety.

As an alternative holding, the Court determines that the underlying claim has already been disallowed based on the Court's prior ruling with respect to Claim No. 28.

The Bar Date having passed on July 23, 2018, Arrow Disposal Services, Inc is ordered not to file any additional proof of claim unless permitted to do so by a filed and entered order of this Court.

DEBTORS TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Deontay Daymont Potter

Represented By  
M. Jonathan Hayes

**Joint Debtor(s):**

Joy Shaun Potter

Represented By  
M. Jonathan Hayes

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, November 13, 2018**

**Hearing Room 225**

2:00 PM

**6:18-10094 Deontay Daymont Potter and Joy Shaun Potter**

**Chapter 11**

**#8.00**

Hrg. on Order to Show Cause re Contempt against Arrow Disposal Services, Inc. and its attorney of record Evgeny Swarovski

**(Hrg. to be held in courtroom 6C, located at 411 W Fourth Street, Santa Ana, CA 92701)**

Docket 0

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

A reasonable reading of this Court's orders entered May 15, 2018 (Arrow Services) and May 17, 2018 (ECC) is that the referenced state court action could, consistent with the automatic stay, proceed against parties other than the Debtors but remained enjoined as to the Debtors. The transcript of the relevant Court hearing confirms this.

Accordingly, the Court will find Arrow Disposal Services, Inc. and its attorney in civil contempt. The Court will award sanctions of \$4,165.00 plus any time required in this matter and require Arrow Services, Inc. and Arrow Disposal Services, Inc. to obtain the dismissal without prejudice of its Cross-Complaint filed against Debtors in the state court action.

Monetary sanctions to be paid in full on or before November 30, 2018.

DEBTORS TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Deontay Daymont Potter

Represented By  
M. Jonathan Hayes

**Joint Debtor(s):**

Joy Shaun Potter

Represented By

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, November 13, 2018**

**Hearing Room 225**

2:00 PM

**CONT...**

**Deontay Daymont Potter and Joy Shaun Potter**

M. Jonathan Hayes

**Chapter 11**

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, November 13, 2018**

**Hearing Room 225**

2:00 PM

**6:18-15125 Ramon Zavala and Maurilia Zavala**

**Chapter 7**

**#9.00**

Hrg. on chapter 7 trustee's Motion filed 10/16/18 for Turnover of Property of Estate Held by Debtor pursuant to 11 USC § 542(a) and (e)

Docket 16

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will inquire whether the information provided in Debtors' opposition answers the Trustee's questions about the CIGNA annuity of \$73,551.31 that appears to have been rolled over into a Protective Life Insurance Company annuity in the amount of \$106,564.38 (surrender value).

<b>Party Information</b>
--------------------------

**Debtor(s):**

Ramon Zavala

Represented By  
Michael H Colmenares

**Joint Debtor(s):**

Maurilia Zavala

Represented By  
Michael H Colmenares

**Trustee(s):**

Larry D Simons (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, November 13, 2018**

**Hearing Room 225**

2:00 PM

**6:18-15837 Darlene R. Hamilton Kessee**

**Chapter 7**

**#10.00**

Hrg. on Debtor's Motion filed 10/4/189 to Dismiss Pending Chapter 7 Bankruptcy Case

Docket 12

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

No tentative ruling.

**Party Information**

**Debtor(s):**

Darlene R. Hamilton Kessee

Represented By  
Cecil R Taylor

**Trustee(s):**

Robert Whitmore (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, November 14, 2018**

**Hearing Room 6C**

9:00 AM

**8:14-11729 Richard Clark Farrell**

**Chapter 7**

**#1.00**

CONT'D Hearing RE: Motion Of Chapter 7 Trustee For An Order Denying Debtor's Claims Of Exemptions - Homestead And Savings/Checking (Motion filed 11/18/16)

FR: 1-9-17; 2-6-17; 3-20-17; 6-28-17; 11-13-17; 3-28-18; 5-9-18

Docket 651

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Continue to May 6, 2019 at 2:00 p.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Richard Clark Farrell

Represented By  
Michael G Spector  
William M. Hulsy  
Michael R Adele

**Trustee(s):**

Karen S Naylor (TR)

Represented By  
Nanette D Sanders  
Brian R Nelson  
Robert P Goe

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, November 14, 2018

Hearing Room 6C

9:00 AM

**8:14-11729 Richard Clark Farrell**

**Chapter 7**

**#2.00**

CONT'D Hearing RE: Debtor's Motion To Compel Trustee To Return Debtor's Post-Petition Income (Motion filed 7/11/16)

FR: 8-1-16; 11-14-16; 1-9-17; 2-6-17; 6-28-17; 11-13-17; 3-28-18; 5-9-18

Docket 510

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Continue to May 6, 2019 at 2:00 p.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Richard Clark Farrell

Represented By  
Michael G Spector  
William M. Hulsy  
Michael R Adele

**Movant(s):**

Richard Clark Farrell

Represented By  
Michael G Spector  
William M. Hulsy  
Michael R Adele

**Trustee(s):**

Karen S Naylor (TR)

Represented By  
Nanette D Sanders  
Brian R Nelson  
Robert P Goe

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, November 14, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... Richard Clark Farrell**

**Chapter 7**



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, November 14, 2018**

**Hearing Room 6C**

9:00 AM

**8:14-11729 Richard Clark Farrell**

**Chapter 7**

**#3.00**

CONT'D Hearing RE: Motion Of Chapter 7 Trustee To Strike Those Portions Of Debtor's Opposition To Supplemental Application Of Trustee To Employ Hahn Fife & Company, LLP, As Accountants, Or In The Alternative, For Nunc Pro Tunc Employment Of Desmond, Marcello & Amster Which Are In Violation Of The Court's Order Continuing Hearing On Chapter 7 Trustee's Motion For Turnover Of Post-Petition Value Received By Debtor From C3 Lighting, Inc. [Docket No. 581]  
(Motion filed 10/17/16)

FR: 10-24-16; 1-9-17; 2-6-17; 6-28-17; 11-13-17; 3-28-18; 5-9-18

Docket 611

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Continue to May 6, 2019 at 2:00 p.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Richard Clark Farrell

Represented By  
Michael G Spector  
William M. Hulsy  
Michael R Adele

**Movant(s):**

Karen S Naylor (TR)

Represented By  
Nanette D Sanders  
Brian R Nelson  
Robert P Goe

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, November 14, 2018**

**Hearing Room 6C**

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9:00 AM

**CONT... Richard Clark Farrell**

**Chapter 7**

**Trustee(s):**

Karen S Naylor (TR)

Represented By  
Nanette D Sanders  
Brian R Nelson  
Robert P Goe

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, November 14, 2018

Hearing Room 6C

9:00 AM

**8:14-11729 Richard Clark Farrell**

**Chapter 7**

**#4.00**

CONT'D Evidentiary Hearing RE: Motion For Turnover Of Post-Petition Value Received By Debtor From C3 Lighting, Inc.  
(Motion filed 5/26/16)  
(Evidentiary hearing set at hearing held 8/1/16)

FR: 6-20-16; 8-1-16; 9-19-16; 10-24-16; 1-9-17; 2-6-17; 6-28-17; 11-13-17;  
3-28-18; 5-9-18

Docket 487

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Continue to May 6, 2019 at 2:00 p.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Richard Clark Farrell

Represented By  
Michael G Spector  
William M. Hulsey  
Michael R Adele

**Movant(s):**

Karen S Naylor (TR)

Represented By  
Nanette D Sanders  
Brian R Nelson  
Robert P Goe

**Trustee(s):**

Karen S Naylor (TR)

Represented By  
Nanette D Sanders

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, November 14, 2018**

**Hearing Room 6C**

---

9:00 AM

**CONT...**

**Richard Clark Farrell**

Brian R Nelson  
Robert P Goe

**Chapter 7**

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, November 14, 2018

Hearing Room 6C

9:00 AM

**8:14-11729 Richard Clark Farrell**

**Chapter 7**

**#5.00**

CONT'D Hearing RE: Supplemental Application Of Trustee To Employ Hahn Fife & Company, LLP As Accountants, Or In The Alternative, For Nunc Pro Tunc Employment Of Desmond, Marcello & Amster  
(Application filed 6/14/16) (Supplement Application filed 10/3/16)

FR: 10-24-16; 1-9-17; 2-6-17; 6-28-17; 11-13-17; 3-28-18; 5-9-18

Docket 593

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Continue to May 6, 2019 at 2:00 p.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Richard Clark Farrell

Represented By  
Michael G Spector  
William M. Hulsy  
Michael R Adele

**Movant(s):**

Karen S Naylor (TR)

Represented By  
Nanette D Sanders  
Brian R Nelson  
Robert P Goe

**Trustee(s):**

Karen S Naylor (TR)

Represented By  
Nanette D Sanders  
Brian R Nelson

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, November 14, 2018**

**Hearing Room 6C**

9:00 AM

**CONT...**

**Richard Clark Farrell**

Robert P Goe

**Chapter 7**

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, November 14, 2018**

**Hearing Room 6C**

9:00 AM

**8:14-11729 Richard Clark Farrell**  
Adv#: 8:16-01123 Naylor v. Farrell

**Chapter 7**

**#6.00**

CONT'D STATUS CONFERENCE Hearing RE: First Amended Complaint For  
(1) Equitable Subordination Of Claim,  
(2) Breach Of Fiduciary Duty, And  
(3) Declaratory Relief  
(Complaint filed 5/2/16) (First Amended Complaint filed 9/30/16)  
(PTC set at S/C held 5/9/18)  
(S/C set per Order Entered 5-11-18)

FR: 7-27-16; 9-14-16; 10-12-16; 12-8-16; 2-15-17; 3-6-17; 3-20-17; 6-28-17;  
11-13-17; 3-28-18; 5-9-18

Docket 19

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will issue a scheduling order:

All discovery shall close on January 31, 2019.

All discovery motions shall be heard before February 28, 2019.

All pretrial motions (except motions in limine) shall be heard before March 31, 2019.

Pretrial conference is set for April 22, 2019 at 9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Richard Clark Farrell

Represented By  
Michael G Spector  
William M. Hulsy

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, November 14, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... Richard Clark Farrell**

**Chapter 7**

Michael R Adele

**Defendant(s):**

Betty Farrell

Represented By  
D Edward Hays

**Plaintiff(s):**

Karen Sue Naylor

Represented By  
Robert P Goe

**Trustee(s):**

Karen S Naylor (TR)

Represented By  
Nanette D Sanders  
Brian R Nelson  
Robert P Goe



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, November 14, 2018**

**Hearing Room 6C**

9:00 AM

**8:14-11729 Richard Clark Farrell**

**Chapter 7**

Adv#: 8:16-01204 Naylor v. Farrell et al

**#7.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint:

1. For An Accounting;
2. To Avoid Actual Fraudulent Transfers;
3. To Avoid Constructively Fraudulent Transfers;
4. To Recover Property Fraudulently Transferred;
5. For Turnover Of Property Of The Estate; And,
6. For Equitable Subordination Of The Claim Of Richard E. Farrell  
(Complaint filed 9/16/16)

FR: 12-7-16; 5-31-17; 10-4-17; 11-29-17; 3-28-18; 5-2-18; 5-9-18

Docket 1

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Continue to May 6, 2019 at 2:00 p.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Richard Clark Farrell

Represented By  
Michael G Spector  
William M. Hulsy  
Michael R Adele

**Defendant(s):**

Richard C. Farrell

Pro Se

Richard E. Farrell

Pro Se

Irma Farrell

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, November 14, 2018**

**Hearing Room      6C**

9:00 AM

**CONT...      Richard Clark Farrell**  
C3 Lighting Solutions, Inc.

Pro Se

**Chapter 7**

**Plaintiff(s):**

Karen Sue Naylor

Represented By  
Nanette D Sanders  
Brian R Nelson

**Trustee(s):**

Karen S Naylor (TR)

Represented By  
Nanette D Sanders  
Brian R Nelson  
Robert P Goe

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, November 14, 2018**

**Hearing Room 6C**

9:00 AM

**8:14-11729 Richard Clark Farrell**  
Adv#: 8:16-01216 Naylor v. Farrell

**Chapter 7**

**#8.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint Objecting To  
Discharge Pursuant To 11 U.S.C. Section 727  
(Complaint filed 9/30/16)

FR: 12-21-16; 2-6-17; 6-28-17; 11-13-17; 3-28-18; 5-9-18

Docket 1

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Continue to May 6, 2019 at 2:00 p.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Richard Clark Farrell

Represented By  
Michael G Spector  
William M. Hulsey  
Michael R Adele

**Defendant(s):**

Richard Clark Farrell

Represented By  
Michael G Spector

**Plaintiff(s):**

Karen Sue Naylor

Represented By  
Nanette D Sanders  
Brian R Nelson

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, November 14, 2018**

**Hearing Room 6C**

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9:00 AM

**CONT... Richard Clark Farrell**

**Chapter 7**

**Trustee(s):**

Karen S Naylor (TR)

Represented By  
Nanette D Sanders  
Brian R Nelson  
Robert P Goe

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, November 14, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-13556 John Olaf Halvorson**

**Chapter 7**

Adv#: 8:17-01120 Kosmala v. Hoosten et al

**#9.00**

CONT'D STATUS CONFERENCE RE: Complaint:

- (1) To Avoid And Recover Fraudulent Transfers Pursuant To 11 U.S.C. Sections 548(a)(1)(A), 548(a)(1)(B) And 550;
- (2) To Avoid And Recover Fraudulent Transfers Pursuant To 11 U.S.C. Sections 548(a)(1)(A), 548(a)(1)(B) And 550;
- (3) For Breach Of Contract;
- (4) To Avoid And Recover Fraudulent Transfers Pursuant To 11 U.S.C. Sections 548(a)(1)(A), 548(a)(1)(B) And 550;
- (5) To Avoid And Recover Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550;
- (6) For Resulting Trust;
- (7) For Constructive Trust;
- (8) To Preserve Transfers For The Benefit Of The Estate Pursuant To 11 U.S.C. Section 551; And
- (9) For Attorneys' Fees And Costs  
(set per order entered 3-2-18)

FR: 4-25-18; 7-25-18

Docket 1

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO DECEMBER 12, 2018  
AT 9:00 A.M. PER ORDER CONTINUING STATUS CONFERENCE  
ENTERED 11-7-18 - (Docket No. [31])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

John Olaf Halvorson

Represented By  
Marc C Forsythe  
Charity J Miller

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, November 14, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... John Olaf Halvorson**

**Chapter 7**

**Defendant(s):**

David Hoosten Pro Se

PCC Fund 1, LLC Pro Se

Rod Van Zandt Pro Se

**Plaintiff(s):**

Weneta M.A. Kosmala Represented By  
Reem J Bello

**Trustee(s):**

Weneta M Kosmala (TR) Represented By  
Reem J Bello  
Faye C Rasch  
Jeffrey I Golden

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, November 14, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

**#10.00**

CONT'D STATUS CONFERENCE RE: (1) Status Of Chapter 11 Case; And (2) Requiring Report On Status Of Chapter 11 case (Petition filed 11/1/15)

FR: 1-13-16; 3-2-16; 4-13-16; 7-27-16; 12-7-16; 4-19-17; 8-30-17; 12-13-17; 4-9-18; 8-1-18

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court found the status report helpful. The Court will inquire into (1) compliance with US Trustee guidelines and requirements, and (2) the current cash balances held by the estate.

Next status conference: April 8, 2019 at 2:00 p.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, November 14, 2018

Hearing Room 6C

9:00 AM

8:15-15715 William John Murphy

Chapter 7

Adv#: 8:18-01166 Golden v. Defenstech International, Inc.,

#11.00

STATUS CONFERENCE Hearing RE: Complaint For:  
(1) Declaratory Relief Re Validity Of Liens;  
(2) Avoidance Of Liens Pursuant To 11 U.S.C. Section 547; And  
(3) Equitable Estoppel As To Statute Of Limitations Defense  
(Complaint Filed 8/29/18)

Docket 1

\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - NOTICE OF  
DISMISSAL OF ADVERSARY PROCEEDING FILED 9-10-18 - (Docket  
No. [7])

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

William John Murphy

Represented By  
Sean A OKeefe  
Michael N Nicastro

**Defendant(s):**

Defenstech International, Inc.,

Pro Se

**Joint Debtor(s):**

Cheryl Lynn Murphy

Represented By  
Sean A OKeefe

**Plaintiff(s):**

Jeffrey I Golden

Represented By  
Jason Balitzer

**Trustee(s):**

Jeffrey I Golden (TR)

Represented By



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, November 14, 2018**

**Hearing Room 6C**

9:00 AM

**CONT...**

**William John Murphy**

Jason Balitzer

**Chapter 7**

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, November 14, 2018

Hearing Room 6C

9:00 AM

8:16-11202 QF Liquidation Inc.

Chapter 11

#12.00

CONT'D STATUS CONFERENCE Hearing RE: (1) Status Of Chapter 11 Case;  
And (2) Requiring Report On Status Of Chapter 11 case  
(Petition filed 3/22/16)

FR: 6-1-16; 8-24-16; 10-12-16; 1-25-17; 2-8-17; 5-31-17; 10-18-17; 1-31-18;  
5-2-18; 7-25-18

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The status report was helpful, albeit slightly late. The Court will inquire into (1) Debtor's compliance with U.S. Trustee guidelines and requirements and (2) the current cash balance of the estate.

Next status conference: April 17, 2019 at 9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

QF Liquidation Inc.

Represented By  
Marshall J Hogan  
Victor A Vilaplana

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, November 14, 2018

Hearing Room 6C

9:00 AM

**8:16-14461 Blue Light Capital Corp**

**Chapter 11**

Adv#: 8:17-01082 Blue Light Capital Corp v. Bian

**#13.00**

CONT'D PRE-TRIAL CONFERENCE Hearing RE: First Amended Complaint Objecting To Proof Of Claim Filed By The Creditor Wenqiang Bian; To Determine Amount Of Creditor's Lien; Declaratory Relief; And Reformation Of Trust Deed And Promissory Note; And Damages  
(Complaint filed 5/24/17)  
(First Amended Complaint filed 6/23/17)  
(Another Summons issued on Counter-Claim 7/10/17)  
(PTC set at S/C held 11/29/17)

FR: 8-30-17; 9-27-17; 11-29-17; 6-6-18; 8-8-18

Docket 3

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - ORDER TO DISMISS  
ADVERSARY CASE WITH PREJUDICE AS TO ALL PARTIES  
ENTERED 10-26-18 - (Docket No. [82])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Blue Light Capital Corp

Represented By  
Alan M Lurya

**Defendant(s):**

Wenqiang Bian

Pro Se

**Plaintiff(s):**

Blue Light Capital Corp

Represented By  
Alan M Lurya

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, November 14, 2018

Hearing Room 6C

9:00 AM

8:16-15208 Michael Younessi

Chapter 11

#14.00

Hearing RE: Motion to Confirm that Obligations to Diamond Enterprises, LTD, LP, are Terminated and to Void Certain Liens  
(Motion filed 7/24/18)  
(set per order entered 8/23/18)

Docket 226

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Because the issues involved in this motion are intertwined with issues in defendant Younessi's pending motion for summary judgment in the 1051 action (the hearing on which is being continued to January 30, 2019 at 9:00 a.m.), the Court will continue the hearing on Younessi's motion to confirm to January 30, 2019 at 9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Michael Younessi

Represented By  
Michael Jones  
Sara Tidd

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, November 14, 2018**

**Hearing Room 6C**

9:00 AM

**8:16-15208 Michael Younessi**

**Chapter 11**

Adv#: 8:17-01051 Diamond Enterprises, LTD., LP v. Younessi

**#15.00**

CONT'D Hearing RE: Defendant's Motion For Summary Judgment Or In The  
Alternative Summary Adjudication  
(Motion filed 5/8/18)

FR: 6-27-18; 8-29-18

Docket 78

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The Court will continue the hearing on defendant's motion for summary judgment to  
January 30, 2019 at 9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Michael Younessi

Represented By  
Michael Jones  
Sara Tidd

**Defendant(s):**

Michael Younessi

Represented By  
Roger Frederickson

**Plaintiff(s):**

Diamond Enterprises, LTD., LP

Represented By  
M Douglas Flahaut

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, November 14, 2018**

**Hearing Room 6C**

9:00 AM

**8:16-15208 Michael Younessi**

**Chapter 11**

Adv#: 8:18-01150 Diamond Enterprises, Ltd, LP v. Younessi

**#16.00**

CONT'D Hearing RE: Motion to Dismiss Adversary Proceeding Pursuant to Rule 12(b)(6) for failure to State a Claim Upon Which Relief Can Be Granted (Motion filed 8/23/18)

FR: 9-19-18

Docket 4

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will hear argument and take this matter under submission.

Memorandum Decision and Order to follow.

**Party Information**

**Debtor(s):**

Michael Younessi

Represented By  
Michael Jones  
Sara Tidd

**Defendant(s):**

Michael Younessi

Represented By  
Michael Jones

**Plaintiff(s):**

Diamond Enterprises, Ltd, LP

Represented By  
M Douglas Flahaut

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, November 14, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-10265 Ralph E Sanders**

**Chapter 7**

Adv#: 8:17-01068 Pette v. Sanders

**#17.00**

CONT'D PRE-TRIAL CONFERENCE RE: Amended Complaint For:  
Nondischargeability of Pending Lawsuits Pursuant to 11 U.S.C. Section 523(a)  
(6) and 11 U.S.C. Section 727(a)(4)(A)(B)  
(Complaint filed 5/8/17)  
(Another Summons issued 5/19/17)  
(Amended Complaint 7/14/17)  
(PTC set at S/C held 10/4/17)

FR: 7-26-17; 8-30-17; 10-4-17; 4-25-18

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

In view of Plaintiff's scheduled medical procedure and medical concerns, the Court will continue the pretrial conference to March 20, 2019 at 9:00 a.m.

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Ralph E Sanders Pro Se

**Defendant(s):**

Ralph E Sanders Pro Se

**Plaintiff(s):**

Larnita Pette Pro Se

**Trustee(s):**

Weneta M Kosmala (TR) Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, November 14, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-10203 Phillip Barry Greer**

**Chapter 7**

Adv#: 8:18-01069 Marshack v. Biden

**#18.00**

CONT'D Hearing RE: Motion To Dismiss Complaint  
(FRCP 12(b)(6))  
(Motion filed 5/11/18)

FR: 7-11-18

Docket 5

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

For the following reasons, the Court will grant the motion with leave to amend.

Federal Rule of Civil Procedure 9(b), incorporated by Federal Rule of Bankruptcy Procedure 7009, provides that "[i]n alleging fraud . . . , a party must state with particularity the circumstances constituting fraud . . ."

Some federal courts have expressed the view that allegations of fraud frequently are advanced only for their nuisance or settlement value with little hope that they will be successful on the merits and also that the greater specificity required by Rule 9(b) deters the filing of suits solely for discovery purposes and thus guards against the institution of a fraud-based action to discover whether unknown wrongs have actually occurred – the classic fear of fishing expeditions. 5A FEDERAL PRACTICE AND PROCEDURE § 1296 (Wright and Miller).

Here, the complaint alleges intentional fraudulent transfer. Such claim must be supported by enough allegations to satisfy the pleading requirements set forth under Rule 9(b). *Picard v. Madoff (In re Bernard L. Madoff Inv. Sec. LLC)*, 458 B.R. 87, 104 (Bankr. S.D.N.Y. 2011). Thus, Plaintiff must set forth in the amended complaint the "who, what, when, where and how" details of the mortgage payments, taxes and



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, November 14, 2018

Hearing Room 6C

9:00 AM

CONT...

**Phillip Barry Greer**

**Chapter 7**

maintenance costs associated with the subject property since its purchase that Debtor is alleged to have paid as well as any other alleged "badges of fraud" on which Plaintiff intends to rely.

Federal Rule of Civil Procedure 8's pleading standards are more relaxed but nevertheless must still pass muster under *Iqbal* and *Twombly*. Here, vague, formulaic references in the complaint to a lack of reasonably equivalent value and the Debtor's insolvency fail to meet even this relaxed standard of pleading. Plaintiff must set forth in the complaint the specific details of Debtor's alleged insolvency around the time of the transfer of the subject property in 2005 (i.e., more than 13 years ago) and provide the details of the value of property, if any, received by Debtor in exchange for the transfer of the subject property to Defendant. If no value was received, then this should be affirmatively stated in the amended complaint, assuming Plaintiff is able to prove this by a preponderance of the evidence. *But cf.* Fed. R. Civ. P. 11.

Plaintiff shall file an amended complaint on or before December 14, 2018 if Plaintiff desires to pursue this adversary proceeding.

COURT TO PREPARE ORDER.

<b>Party Information</b>
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**Debtor(s):**

Phillip Barry Greer

Pro Se

**Defendant(s):**

Arlene C Biden

Represented By  
Phillip Greer

**Plaintiff(s):**

Richard A Marshack

Represented By  
Ryan D ODea

**Trustee(s):**

Richard A Marshack (TR)

Represented By  
James C Bastian Jr

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, November 14, 2018**

**Hearing Room 6C**

9:00 AM

**CONT...**

**Phillip Barry Greer**

Ryan D ODea

**Chapter 7**

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, November 14, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-10203 Phillip Barry Greer**

**Chapter 7**

Adv#: 8:18-01075 Street v. Greer et al

**#19.00**

Hearing RE: Motion Of Plaintiff For Relief From Order Granting Motion Of Defendant Arlene C. Greer To Dismiss First Amended Complaint And Resetting Hearing Thereon  
(Motion filed 10/11/18)

Docket 48

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will grant the motion and require Mr. Aires to reimburse Mr. Green in the amount of \$800.00 on or before November 30, 2018.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Phillip Barry Greer Pro Se

**Defendant(s):**

Phillip Barry Greer Represented By  
Phillip Greer

Richard A. Marshack Represented By  
Ryan D ODea

**Plaintiff(s):**

Chriss W. Street Represented By  
Timothy C Aires

**Trustee(s):**

Richard A Marshack (TR) Represented By  
James C Bastian Jr

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, November 14, 2018**

**Hearing Room 6C**

9:00 AM

**CONT...**

**Phillip Barry Greer**

Ryan D ODea

**Chapter 7**

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, November 14, 2018

Hearing Room 6C

9:00 AM

**8:18-10203 Phillip Barry Greer**

**Chapter 7**

Adv#: 8:18-01075 Street v. Greer et al

**#19.10**

CONT'D STATUS CONFERENCE Hearing RE: First Amended Complaint For:  
(1) Determination Of Non-Dischargeability Of Debt;  
(2) Determination Of Non-Dischargeability Of Debt;  
(3) Determination Of Non-Dischargeability Of Debt;  
(4) Declaratory Relief RE: Determination Of Validity, Priority Or Extent Of  
Interest In Real Property and Personal Property  
(Complaint filed 4/26/18) (First Amended Complaint filed 5/30/18)  
(Another Summons Issued 5/31/18)

**[10-10-18 - Arlene Greer aka Arlene Biden ONLY dismissed -docket no. [47]**

FR: 7-25-18; 8-29-18; 10-24-18

Docket 8

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

In view of settlement negotiations between parties to this adversary proceeding, the Court will continue the status conference to April 10, 2019 at 9:00 a.m.

COURT TO PREPARE ORDER.

<b>Party Information</b>
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**Debtor(s):**

Phillip Barry Greer	Pro Se
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**Defendant(s):**

Phillip Barry Greer	Pro Se
Arlene C. Greer	Pro Se

**Plaintiff(s):**

Chriss W. Street	Represented By
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**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, November 14, 2018**

**Hearing Room 6C**

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9:00 AM

**CONT... Phillip Barry Greer**

**Chapter 7**

Timothy C Aires

**Trustee(s):**

Richard A Marshack (TR)

Represented By  
James C Bastian Jr

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, November 14, 2018

Hearing Room 6C

9:00 AM

**8:18-10779 Anthony Jerome Maxey**

**Chapter 7**

Adv#: 8:18-01140 LQ Management LLC et al v. Maxey et al

**#20.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint For Fraud,  
Imposition Of Stay; Property Injunction  
(Notice of Removal filed 7/17/18)  
(Order for Status Conference Entered 7/18/18)

FR: 9-19-18

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will inquire whether Plaintiff intends to file a motion to remand this unlawful detainer case to state court.

**Party Information**

**Debtor(s):**

Anthony Jerome Maxey Pro Se

**Defendant(s):**

Anthony Maxey Pro Se

Kimberly Turner Pro Se

**Plaintiff(s):**

LQ Management LLC Represented By  
Artin Avetisove

LeClairRyan LLP Represented By  
Artin Avetisove

**Trustee(s):**

Karen S Naylor (TR) Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, November 14, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... Anthony Jerome Maxey**

**Chapter 7**



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, November 14, 2018

Hearing Room 6C

9:00 AM

**8:18-11759 Chester Davenport**

**Chapter 7**

Adv#: 8:18-01155 Naylor v. Sun et al

**#21.00**

Hearing RE: Motion To Withdraw As Counsel Of Record For Defendants  
Bianca Sun And Yan Yu Sun  
(Motion filed 10/12/18)

Docket 15

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will grant the motion, conditioned upon Mr. Wu providing a good service address for the Suns and, if he has them, then email address(es) and telephone number(s).

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Chester Davenport

Represented By  
Michael Jay Berger

**Defendant(s):**

Bianca Sun

Represented By  
Charles C H Wu  
Vikram M Reddy

Yan Yu Sun

Represented By  
Charles C H Wu

**Plaintiff(s):**

Karen Sue Naylor

Represented By  
Thomas H Casey

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, November 14, 2018**

**Hearing Room 6C**

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9:00 AM

**CONT... Chester Davenport**

**Chapter 7**

**Trustee(s):**

Karen S Naylor (TR)

Represented By  
Kathleen J McCarthy  
Thomas H Casey

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, November 14, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-11792 Modern VideoFilm, Inc.**

**Chapter 11**

**#22.00**

CONT'D STATUS CONFERENCE Hearing RE: (1) Status Of Chapter 11 Case;  
And (2) Requiring Report On Status Of Chapter 11 Case  
(Chapter 11 Petition filed on 5/16/18)

FR: 7-25-18

Docket 0

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The Court will continue the status conference to February 27, 2019 at 9:00 a.m. with an updated status report due February 13, 3019.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Modern VideoFilm, Inc.

Represented By  
Garrick A Hollander

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, November 14, 2018

Hearing Room 6C

9:00 AM

8:18-12153 Luis E Sanchez

Chapter 7

Adv#: 8:18-01160 SchoolsFirst Federal Credit Union v. Sanchez

#23.00

STATUS CONFERENCE HEARING RE: Complaint To Determine  
Dischargeability Of Debt 11 USC 523(A)(2)(a)  
(Complaint filed 8/15/18)

Docket 1

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - ORDER APPROVING  
STIPULATION FOR SETTLEMENT AND JUDGMENT ENTERED 10-19-  
18 - (Docket No. [8])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Luis E Sanchez

Represented By  
David R Chase

**Defendant(s):**

Luis E Sanchez

Pro Se

**Plaintiff(s):**

SchoolsFirst Federal Credit Union

Represented By  
Paul V Reza

**Trustee(s):**

Richard A Marshack (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, November 14, 2018

Hearing Room 6C

9:00 AM

**8:18-10013 Fred Asafu-Adjaye and Esther Asafu-Adjaye**

**Chapter 11**

**#24.00**

CONT'D STATUS CONFERENCE Hearing RE: (1) Status of Chapter 11 Case;  
And (2) Requiring Report On Status Of Chapter 11 Case  
(Petition filed 1/3/18)

FR: 3-7-18, 7-11-18; 10-24-18

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will continue the status conference to December 12, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Fred Asafu-Adjaye

Represented By  
Kevin Tang

**Joint Debtor(s):**

Esther Asafu-Adjaye

Represented By  
Kevin Tang

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, November 15, 2018**

**Hearing Room 225**

9:00 AM

**6:16-13150 Paul Gregory Katona**

**Chapter 7**

Adv#: 6:17-01221 United States Trustee for the Central District of v. Katona et al

**#1.00**

PRE-TRIALCONFERENCE re: Complaint by United States Trustee for the Central District of California, Region 16 against Paul Gregory Katona, Gail Marie Katona. (Fee Not Required). with adversary cover sheet Nature of Suit: (41 (Objection / revocation of discharge - 727(c),(d),(e)))

(Cont. from 9/13/18)

Docket 1

\*\*\* VACATED \*\*\* REASON: Cont. to 1/31/19 @ 9:00 a.m. - jc

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Paul Gregory Katona

Represented By  
Douglas A Plazak

**Defendant(s):**

Paul Gregory Katona

Represented By  
Douglas A Plazak

Gail Marie Katona

Represented By  
Douglas A Plazak

**Joint Debtor(s):**

Gail Marie Katona

Represented By  
Douglas A Plazak

**Plaintiff(s):**

United States Trustee for the Central

Represented By  
Everett L Green

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, November 15, 2018**

**Hearing Room 225**

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9:00 AM

**CONT... Paul Gregory Katona**

**Chapter 7**

**Trustee(s):**

John P Pringle (TR)

Represented By  
Lynda T Bui  
Rika Kido  
Brianna L Frazier

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, November 15, 2018**

**Hearing Room 225**

9:00 AM

**6:17-16779 Carlitos Vargas**

**Chapter 7**

Adv#: 6:17-01243 Vargas v. United States Department Of Education et al

**#2.00**

Hrg. on Defendant United States Department of Education Motion filed 8/2/18  
Motion for Summary Judgment or Partial Summary Adjudication

(Cont. from 9/13/18)

Docket 29

**\*\*\* VACATED \*\*\* REASON: Cont. to 1/31/19 @ 9:00 a.m. - jc**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Carlitos Vargas

Represented By  
Todd L Turoci

**Defendant(s):**

United States Department Of

Represented By  
Elan S Levey

Navient Corporation

Represented By  
Robert S Lampl

Navient Credit Finance Corporation

Represented By  
Robert S Lampl

Navient Solutions, Inc.

Represented By  
Robert S Lampl

Education Credit Management

Represented By  
Scott A Schiff

**Joint Debtor(s):**

Michelle Vargas

Represented By  
Todd L Turoci



**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, November 15, 2018**

**Hearing Room 225**

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9:00 AM

**CONT... Carlitos Vargas**

**Chapter 7**

**Plaintiff(s):**

Michelle Vargas

Represented By  
Todd L Turoci

**Trustee(s):**

Todd A. Frealy (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, November 15, 2018**

**Hearing Room 225**

9:00 AM

**6:17-17328 Bradford Leon Fee**

**Chapter 7**

Adv#: 6:18-01164 Speier v. Adams

**#3.00**

STATUS CONFERENCE re: Complaint by Steven M Speier against Ted D Adams. (Charge To Estate). Complaint For: (1) Avoidance of Preferential Transfers Pursuant to 11 U.S.C. § 547; (2) Avoidance and Recovery of Intentional Fraudulent Transfer; (3) Avoidance and Recovery of Constrictive Fraudulent Transfer; (4) Recovery of Avoided Transfers Pursuant to 11 U.S.C. § 550 Nature of Suit: (12 (Recovery of money/property - 547 preference))

Docket 1

**\*\*\* VACATED \*\*\* REASON: Cont. to 1/17/19 @ 9:00 a.m. - jc**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Bradford Leon Fee

Represented By  
Suzette Douglas

**Defendant(s):**

Ted D Adams

Pro Se

**Joint Debtor(s):**

Christine Diane Fee

Represented By  
Suzette Douglas

**Plaintiff(s):**

Steven M Speier

Represented By  
Thomas J Eastmond

**Trustee(s):**

Steven M Speier (TR)

Represented By  
Donald Reid  
Robert P Goe

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, November 15, 2018**

**Hearing Room 225**

9:00 AM

**CONT...**

**Bradford Leon Fee**

Goe & Forsythe LLP

**Chapter 7**

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, November 15, 2018**

**Hearing Room 225**

9:00 AM

**6:17-17328 Bradford Leon Fee**

**Chapter 7**

Adv#: 6:18-01165 Speier v. Updike et al

**#4.00**

STATUS CONFERENCE re: Complaint by Steven M Speier against Judith A Updike, Jeffrey D Fee, Lisa R Fee, Larry C Lindenstein. (Charge To Estate).  
Complaint For: (1) Avoidance of Preferential Transfer (1) Pursuant to 11 U.S.C. § 547; (2) Avoidance of Preferential Transfer (2) Pursuant to 11 U.S.C. § 547; (3) Recovery of Avoided Transfer Pursuant to 11 U.S.C. § 550 Nature of Suit: (12 (Recovery of money/property - 547 preference))

Docket 1

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Based upon the parties' request, the Court orders this adversary proceeding into mediation. A mediation stipulation shall be filed and a proposed order lodged thereon on or before December 15, 2018.

Next status conference: April 18, 2019 at 9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Bradford Leon Fee

Represented By  
Suzette Douglas

**Defendant(s):**

Judith A Updike

Pro Se

Jeffrey D Fee

Pro Se

Lisa R Fee

Pro Se

Larry C Lindenstein

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, November 15, 2018**

**Hearing Room 225**

9:00 AM

**CONT... Bradford Leon Fee**

**Chapter 7**

**Joint Debtor(s):**

Christine Diane Fee

Represented By  
Suzette Douglas

**Plaintiff(s):**

Steven M Speier

Represented By  
Thomas J Eastmond

**Trustee(s):**

Steven M Speier (TR)

Represented By  
Donald Reid  
Robert P Goe  
Goe & Forsythe LLP

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, November 15, 2018**

**Hearing Room 225**

9:00 AM

**6:18-12692 Leanna Therese Bonamici**  
Adv#: 6:18-01170 Kathleen v. Bonamici

**Chapter 7**

**#5.00**

STATUS CONFERENCE re: Complaint by Von Dehn Kathleen against Leanna Therese Bonamici. false pretenses, false representation, actual fraud))

Docket 1

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The Court will order this adversary proceeding into mediation based upon the parties' request for mediation. A mediation stipulation shall be filed and a proposed order lodged thereon on or before December 15, 2018.

Next status conference: April 18, 2019 at 9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Leanna Therese Bonamici

Represented By  
Christopher Hewitt

**Defendant(s):**

Leanna Therese Bonamici

Pro Se

**Plaintiff(s):**

Von Dehn Kathleen

Represented By  
R Gibson Pagter Jr.

**Trustee(s):**

Charles W Daff (TR)

Represented By  
R Gibson Pagter Jr.

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, November 15, 2018**

**Hearing Room 225**

2:00 PM

**6:16-15248 Murray Altman**

**Chapter 11**

**#1.00**

Hrg. on Amended Disclosure Statement

Docket 281

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Objections to the Second Amended Disclosure Statement ("2ADS") by Ms. Shin mostly go to whether the plan should be confirmed, not whether the 2ADS contains adequate information. The Court does not agree that the Second Amended Plan ("2AP") is patently non-confirmable. Simple math shows that the plan is feasible and that all creditors' claims can be paid in full. As the Court will review with counsel at the disclosure statement hearing, sources of cash over the 5 year plan total about \$3.8 million. Uses of funds (including paying all claims in full) total about \$3.4 million, leaving a \$400,000 equity cushion for Mr. Altman.

The Court will approve the 2ADS -- with one material change -- and set the following schedule:

1. Serve 2AP and 2ADS on or before November 30, 2018.
2. Ballots and objections to plan confirmation are due January 4, 2019.
3. Reply to objections to plan confirmation is due January 25, 2019.
4. The plan confirmation memorandum is due February 1, 2019.
5. The lists of witnesses to be called at the plan confirmation hearing shall be filed and served on or before February 8, 2019. All exhibits intended to be introduced into

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, November 15, 2018**

**Hearing Room 225**

2:00 PM

**CONT... Murray Altman Chapter 11**

evidence at the plan confirmation hearing shall be filed on or before February 8, 2019.

6. The plan confirmation hearing is set for February 21, 2019 at 2:00 p.m. in Santa Ana.

COURT TO PREPARE ORDER.

<b>Party Information</b>
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**Debtor(s):**

Murray Altman

Represented By  
Andrew S Bisom



**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, November 15, 2018**

**Hearing Room 225**

2:00 PM

**6:16-15248 Murray Altman**

**Chapter 11**

**#2.00**

Hrg. re Motion, of Yun Hei Shin, moving for order dismissing Altmans Ch.11 case, with a 180 Day bar against filing any additional bankruptcy Case, for cause, Including improper diminution of bankruptcy estate; 2nd amended plan is not confirmable; bad faith; and undue delay prejudicial to creditors

Docket 289

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO 1/29/19 AT 2:0 PM PER  
ORDER ENTERED 10/23/18 - SLH**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
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**Debtor(s):**

Murray Altman

Represented By  
Andrew S Bisom

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, November 15, 2018**

**Hearing Room 225**

2:00 PM

**6:16-15248 Murray Altman**

**Chapter 11**

**#3.00**

Hrg. on Debtor's Motion filed 10/16/18 to Continue Hearing on Shin Motion to Dismiss

Docket 293

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO 1/29/19 AT 2:0 PM PER  
ORDER ENTERED 10/23/18 - SLH**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
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**Debtor(s):**

Murray Altman

Represented By  
Andrew S Bisom

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, November 15, 2018**

**Hearing Room 225**

2:00 PM

**6:17-19513 Terry Lee Fleming, Sr**

**Chapter 11**

**#4.00**

Hrg. on Chapter 11 Status Conference

(cont. from 8/2/18)

Docket 0

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will inquire into compliance with United States Trustee guidelines and requirements.

Next status conference: January 16, 2019 at 2:00 p.m.

COURT TO PREPARE ORDER.

<b>Party Information</b>
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**Debtor(s):**

Terry Lee Fleming Sr

Represented By  
James E Till

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, November 15, 2018**

**Hearing Room 225**

2:30 PM

**6:18-16010 Carmen Garcia**

**Chapter 7**

**#1.00**

Hrg. on Approval of Reaffirmation filed 10/8/18 Reaffirmation Agreement  
Between Debtor and JPMorgan Chase Bank

Docket 12

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will disapprove the agreement as not in Debtor's best interest.

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Carmen Garcia

Pro Se

**Trustee(s):**

Larry D Simons (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, November 15, 2018**

**Hearing Room 225**

2:30 PM

**6:18-17029 Miguel Gabriel and Martha Belmontes Romero**

**Chapter 7**

**#2.00**

Hrg. on Approval of Reaffirmation Agreement filed 10/18/18 Between Debtor and Alaska USA Federal Credit Union, in the amount of \$ 11,718.379

Re: 2011 Chevrolet Traverse

Docket 11

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will disapprove the agreement as not in Debtors' best interest.

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Miguel Gabriel

Represented By  
Lauren M Foley

**Joint Debtor(s):**

Martha Belmontes Romero

Represented By  
Lauren M Foley

**Trustee(s):**

Todd A. Frealy (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, November 15, 2018**

**Hearing Room 225**

2:30 PM

**6:18-17273 Sigrid Sorensen Wiik**

**Chapter 7**

**#3.00**

Hrg. on Approval of Reaffirmation filed 10/12/18 Reaffirmation Agreement  
Between Debtor and Mechanics Bank

Docket 10

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will disapprove the agreement as not in Debtor's best interest.

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Sigrid Sorensen Wiik	Pro Se
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**Trustee(s):**

Charles W Daff (TR)	Pro Se
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**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, November 15, 2018**

**Hearing Room 225**

2:30 PM

**6:18-17408 Javier Vasquez, Jr and Maria D Vasquez**

**Chapter 7**

**#4.00**

Hrg. on Approval of Reaffirmation filed 10/10/18 Reaffirmation Agreement  
Between Debtor and Nissan Motor Acceptance Corporation

Docket 16

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will disapprove the agreement as not in Debtors' best interest.

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Javier Vasquez Jr	Pro Se
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**Joint Debtor(s):**

Maria D Vasquez	Pro Se
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**Trustee(s):**

Larry D Simons (TR)	Pro Se
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**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Friday, November 16, 2018**

**Hearing Room 6C**

10:00 AM

**8:18-11621 Christine K Roberts**

**Chapter 13**

**#1.00**

CONT'D Hearing RE: Confirmation Of Chapter 13 Plan

FR: 7-11-18; 9-12-18; 10-24-18

Docket 2

<b>Party Information</b>
--------------------------

**Debtor(s):**

Christine K Roberts

Represented By  
Bruce D White

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Friday, November 16, 2018**

**Hearing Room 6C**

10:00 AM

**8:18-12655 Lian Menguito Lumba**

**Chapter 13**

**#2.00**

CONT'D Hearing RE: Confirmation Of Chapter 13 Plan

FR: 10-24-18

Docket 2

<b>Party Information</b>
--------------------------

**Debtor(s):**

Lian Menguito Lumba

Represented By  
Raymond J Seo

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Friday, November 16, 2018**

**Hearing Room 6C**

10:00 AM

**8:18-12820 Marc James Cooperstein**

**Chapter 13**

**#3.00**

CONT'D Hearing RE: Confirmation Of Chapter 13 Plan

FR: 10-24-18

Docket 16

**Party Information**

**Debtor(s):**

Marc James Cooperstein

Represented By  
Tina H Trinh

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Friday, November 16, 2018**

**Hearing Room 6C**

10:00 AM

**8:18-12822 Brenda Carol Kittle**

**Chapter 13**

**#4.00**

CONT'D Hearing RE: Confirmation Of Chapter 13 Plan

FR: 10-24-18

Docket 14

<b>Party Information</b>
--------------------------

**Debtor(s):**

Brenda Carol Kittle

Represented By  
Joseph A Weber

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Friday, November 16, 2018**

**Hearing Room 6C**

10:00 AM

**8:18-12958 Juan Maldonado Aburto**

**Chapter 13**

**#5.00**

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 18

<b>Party Information</b>
--------------------------

**Debtor(s):**

Juan Maldonado Aburto

Represented By  
Anthony Obehi Egbase

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Friday, November 16, 2018**

**Hearing Room 6C**

10:00 AM

**8:18-13011 Gregorio Reyes**

**Chapter 13**

**#6.00**

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 21

**Party Information**

**Debtor(s):**

Gregorio Reyes

Represented By  
Jaime A Cuevas Jr.

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Friday, November 16, 2018**

**Hearing Room 6C**

10:00 AM

**8:18-13019 Edgar Sebastian Vazquez**

**Chapter 13**

**#7.00**

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 2

**Party Information**

**Debtor(s):**

Edgar Sebastian Vazquez

Represented By  
Christopher J Langley

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Friday, November 16, 2018**

**Hearing Room 6C**

10:00 AM

**8:18-13194 Francisco J. Aguilar**

**Chapter 13**

**#8.00**

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 2

**Party Information**

**Debtor(s):**

Francisco J. Aguilar

Represented By  
Michael D Franco

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Friday, November 16, 2018**

**Hearing Room 6C**

10:00 AM

**8:18-13271 Raashid H Siddiqui**

**Chapter 13**

**#9.00**

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 2

**Party Information**

**Debtor(s):**

Raashid H Siddiqui

Represented By  
Sundee M Teeple

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Friday, November 16, 2018**

**Hearing Room 6C**

10:00 AM

**8:18-13298 Daniel Morrissey**

**Chapter 13**

**#10.00**

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 0

**Party Information**

**Debtor(s):**

Daniel Morrissey

Represented By  
Julie J Villalobos

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar

Friday, November 16, 2018

Hearing Room 6C

10:00 AM

8:18-12972 Lucrecia Garcia Mendez

Chapter 13

#11.00

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 0

\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - Order and Notice of  
Dismissal for Failure to File Schedules, Statements, and/or Plan ENTERED 9  
-4-18 - (Docket No. [9])

Party Information

Debtor(s):

Lucrecia Garcia Mendez

Pro Se

Trustee(s):

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Friday, November 16, 2018

Hearing Room 6C

10:00 AM

8:18-13094 Bryant Edward Rugg

Chapter 7

#12.00

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 0

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - CASE CONVERTED  
TO CHAPTER 7 ON 9-20-18 PER DEBTOR'S NOTICE OF CONVERSION  
TO CHAPTER 7 FILED 9-20-18 - (Docket No. [21])**

**Party Information**

**Debtor(s):**

Bryant Edward Rugg

Represented By  
Anerio V Altman

**Trustee(s):**

Thomas H Casey (TR)

Pro Se

United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar

Friday, November 16, 2018

Hearing Room 6C

10:00 AM

8:18-13135 Raymundo Bravo Mejia

Chapter 13

#13.00

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 11

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - ORDER and Notice of dismissal arising from debtor's request for voluntary dismissal of chapter 13 ENTERED 9-21-18 - (Docket No. [16])**

**Party Information**

**Debtor(s):**

Raymundo Bravo Mejia

Represented By  
David R Chase

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Friday, November 16, 2018

Hearing Room 6C

10:00 AM

8:18-13205 Agustin Barrera

Chapter 13

#14.00

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 0

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - Order and Notice of Dismissal for Failure to File Schedules, Statements, and/or Plan ENTERED 9-18-18 (Docket No. [8])**

<b>Party Information</b>
--------------------------

**Debtor(s):**

Agustin Barrera

Pro Se

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Friday, November 16, 2018**

**Hearing Room 6C**

11:00 AM

**8:18-12901 Coleen Marie Randall**

**Chapter 13**

**#1.00**

CONT'D Hearing RE: Confirmation Of Chapter 13 Plan

FR: 10-24-18

Docket 2

<b>Party Information</b>
--------------------------

**Debtor(s):**

Coleen Marie Randall

Represented By  
Brian J Soo-Hoo

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Friday, November 16, 2018**

**Hearing Room 6C**

11:00 AM

**8:18-12901 Coleen Marie Randall**

**Chapter 13**

**#2.00**

Hearing RE: Objection To Claims Of Exemption  
(Motion filed 10/3/18)

Docket 0

<b>Party Information</b>
--------------------------

**Debtor(s):**

Coleen Marie Randall

Represented By  
Brian J Soo-Hoo

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Friday, November 16, 2018**

**Hearing Room 6C**

11:00 AM

**8:16-15247 April Marie Tory**

**Chapter 13**

**#3.00**

Hearing RE: Motion For Authority To Sell Personal Property  
(Motion filed 10/17/18)  
(Set per Notice of Hearing filed 10/18/18)  
(Trustee Comments filed 10/18/18)

Docket 48

<b>Party Information</b>
--------------------------

**Debtor(s):**

April Marie Tory

Represented By  
Sunita N Sood

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Friday, November 16, 2018**

**Hearing Room 6C**

11:00 AM

**8:17-10047 Ronald Robert Deak and Aida Rosario Ganddini**

**Chapter 13**

**#4.00**

Hearing RE: Trustee's Verified Motion For Order Dismissing Chapter 13 Proceeding For Failure To Make Plan Payments [11 U.S.C. 1307(c)]  
(Motion filed 6/6/18)  
(Opposition filed 6/13/18)  
(Notice of Hearing filed 10/17/18)

Docket 37

**Party Information**

**Debtor(s):**

Ronald Robert Deak

Represented By  
Thomas E Brownfield

**Joint Debtor(s):**

Aida Rosario Ganddini

Represented By  
Thomas E Brownfield

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Friday, November 16, 2018**

**Hearing Room 6C**

11:00 AM

**8:17-10497 Michelle Salazar Spree**

**Chapter 13**

**#5.00**

Hearing RE: Trustee's Verified Motion For Order Dismissing Chapter 13 Proceeding For Failure To Make Plan Payments [11 U.S.C. 1307(c)]  
(Motion filed 10/9/18)  
(Opposition filed 10/23/18)

Docket 49

<b>Party Information</b>
--------------------------

**Debtor(s):**

Michelle Salazar Spree

Represented By  
Gary Leibowitz  
Jacqueline D Serrao

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Friday, November 16, 2018**

**Hearing Room 6C**

11:00 AM

**8:17-12759 Bette Mae Doremus**

**Chapter 13**

**#6.00**

Hearing RE: Trustee's Verified Motion For Order Dismissing Chapter 13  
Proceeding For Failure To Make Plan Payments  
[11 U.S.C. 1307(c)]  
(Motion filed 9/6/18) (Opposition filed 9/20/18)

Docket 84

**Party Information**

**Debtor(s):**

Bette Mae Doremus

Represented By  
Christopher J Langley

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Friday, November 16, 2018**

**Hearing Room 6C**

11:00 AM

**8:18-10634 Eddie Evans Light**

**Chapter 13**

**#7.00**

Hearing RE: Trustee's Verified Motion For Order Dismissing Chapter 13 Proceeding For Failure To Make Plan Payments [11 U.S.C. 1307(c)]  
(Motion filed 10/9/18)  
(Opposition filed 10/10/18) Notice of Hearing filed 10/10/18)

Docket 42

<b>Party Information</b>
--------------------------

**Debtor(s):**

Eddie Evans Light

Represented By  
Michael Jones  
Sara Tidd

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Friday, November 16, 2018**

**Hearing Room 6C**

11:00 AM

**8:18-11321 Gary Alan Powers and Ana Maria Powers**

**Chapter 13**

**#8.00**

Hearing RE: Trinity Financial Services, LLC's Motion To Dismiss Case  
(Motion filed 10/3/18)

Docket 64

<b>Party Information</b>
--------------------------

**Debtor(s):**

Gary Alan Powers

Represented By  
Timothy McFarlin

**Joint Debtor(s):**

Ana Maria Powers

Represented By  
Timothy McFarlin

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Friday, November 16, 2018**

**Hearing Room 6C**

11:00 AM

**8:18-11621 Christine K Roberts**

**Chapter 13**

**#9.00**

Hearing RE: Motion To Avoid Junior Lien On Principal Residence With HSBC  
Mortgage Services, Inc.  
(Motion filed 10/23/18)

Docket 46

**Party Information**

**Debtor(s):**

Christine K Roberts

Represented By  
Bruce D White

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Friday, November 16, 2018

Hearing Room 6C

11:00 AM

**8:16-12511 Alejandro Aguirre and Judith G. Aguirre**

**Chapter 13**

**#10.00**

Hearing RE: Motion To Vacate Dismissal Of Alejandro Aguirre And Judith Aguirre's Case Number 8:16-bk-12511-MW  
(Motion filed 10/15/18)

Docket 68

**Party Information**

**Debtor(s):**

Alejandro Aguirre

Represented By  
Jaime A Cuevas Jr.

**Joint Debtor(s):**

Judith G. Aguirre

Represented By  
Jaime A Cuevas Jr.

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Friday, November 16, 2018**

**Hearing Room 6C**

11:00 AM

**8:18-13760 Juana Pierda Mondragon**

**Chapter 13**

**#11.00**

Hearing RE: Motion To Vacate Order Dismissing Bankruptcy Case  
(Set per Order Entered 10/31/18)

Docket 13

**Party Information**

**Debtor(s):**

Juana Pierda Mondragon

Represented By  
Bryn C Deb

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se



United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar

Friday, November 16, 2018

Hearing Room 6C

11:00 AM

8:14-16083 Jann Kempton

Chapter 13

#12.00

Hearing RE: Application For Supplemental Fees:  
(Motion filed 10/10/18)  
(Set per Notice of Hearing filed 10/15/18)

**[RE: DAVID CHASE - Attorney For Debtor]  
[Fees: \$1,850.00; Expenses: \$0.00]**

Docket 128

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - WITHDRAWAL OF  
APPLICATION FOR SUPPLEMENTAL FEES FILED 10-17-18 - (Docket  
No. [133])**

**Party Information**

**Debtor(s):**

Jann Kempton

Represented By  
David R Chase

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Monday, November 19, 2018**

**Hearing Room 225**

2:00 PM

**6:16-20446 BioData Medical Laboratories, Inc.**

**Chapter 7**

**#1.00**

Status Conference Hrg. on Chapter 7 Trustee's Motion filed 6/18/18 for entry of order authorizing payment of post-petition payroll taxes of the estate

Docket 548

**\*\*\* VACATED \*\*\* REASON: Cont. to 11/26/18 @ 2:00 p.m. - jc**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

BioData Medical Laboratories, Inc.

Represented By  
Robert M Yaspan  
Joseph N Darweesh

**Trustee(s):**

Todd A. Frealy (TR)

Represented By  
Eve H Karasik  
Jeffrey S Kwong  
Juliet Y Oh  
Carmela Pagay

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, November 19, 2018**

**Hearing Room 6C**

9:00 AM

**8:14-11682 Angel Juarez and Maria Juana Juarez**

**Chapter 13**

**#1.00**

CONT'D Motion for relief from stay [Real Property]

Wilmington Savings Fund Society, FSB, D/B/A Christiana Trust, Not Individually But As Trustee For Pretium Mortgage Acquisition Trust vs. DEBTORS  
(Motion filed 9/6/18)

**[RE: 115 North Jackson Street, Santa Ana, California 92703]**

FR: 10-15-18

Docket 79

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - SETTLED BY  
STIPULATION [ADEQUATE PROTECTION] AND ORDER ENTERED  
11-2-18 - (Docket No. [88])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Angel Juarez

Represented By  
Sunita N Sood

**Joint Debtor(s):**

Maria Juana Juarez

Represented By  
Sunita N Sood

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar

Monday, November 19, 2018

Hearing Room 6C

9:00 AM

8:15-15604 Leonard N DeSanti and Kathleen R DeSanti

Chapter 13

#2.00

Motion for relief from stay [Real Property]

Bank Of America, N.A. vs. DEBTORS  
(Motion filed 10/25/18)

**[RE: 29 Summitcrest, Trabuco Canyon, CA 92679]**

Docket 36

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO NOVEMBER 26, 2018  
AT 9:00 A.M. PER ORDER CONTINUING HEARING ENTERED 11-16-18  
- (Docket No. [40])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Leonard N DeSanti

Represented By  
Anerio V Altman

**Joint Debtor(s):**

Kathleen R DeSanti

Represented By  
Anerio V Altman

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, November 19, 2018**

**Hearing Room 6C**

9:00 AM

**8:16-13608 Artemio Uriostegui Sagal and Elidia Garcia Sagal**

**Chapter 13**

**#3.00**

CONT'D Motion for relief from stay [Real Property]

JPMorgan Chase Bank, National Association vs. DEBTOR  
(Motion filed 8/31/18)

**[RE: 1240 E Banyan Avenue, Anaheim CA 92805 ]**

FR: 10-15-18

Docket 44

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO NOVEMBER 26, 2018  
AT 9:00 A.M. PER ORDER CONTINUING HEARING ENTERED 11-16-18  
- (Docket No. [54])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Artemio Uriostegui Sagal

Represented By  
Luis G Torres

**Joint Debtor(s):**

Elidia Garcia Sagal

Represented By  
Luis G Torres

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, November 19, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-12279 Brian Edward McDonald**

**Chapter 13**

**#4.00**

CONT'D Motion for relief from stay [Real Property]

Deutsche Bank National Trust Company, As Trustee For The Benefit Of The Harborview 2004-8 Trust Fund vs. DEBTOR  
(Motion filed 9/7/18)

**[RE: 21492 Countryside Drive, Lake Forest, CA 92630]**

FR: 10-15-18

Docket 39

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO NOVEMBER 26, 2018  
AT 9:00 A.M. PER ORDER ENTERED 11-16-18 - (Docket No. [49])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Brian Edward McDonald

Represented By  
Charles J Brash

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, November 19, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-14164 Jennifer Leigh Cunningham**

**Chapter 7**

**#5.00**

Motion for relief from stay [Personal Property]

CarFinance Capital vs. DEBTOR  
(Motion filed 10/24/18)

**[RE: 2013 Mitsubishi Lancer - VIN No.: JA32U8FW5DU014917]**

Docket 34

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO NOVEMBER 26, 2018  
AT 9:00 A.M. PER ORDER CONTINUING HEARING ENTERED 11-16-18  
- (Docket No. [44])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Jennifer Leigh Cunningham

Represented By  
Michael Jones  
Sara Tidd

**Trustee(s):**

Weneta M Kosmala (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, November 19, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-14949 David Michael Weisman**

**Chapter 7**

**#6.00**

Motion for relief from stay [Personal Property]

Santander Consumer USA Inc. dba Chrysler Capital vs. DEBTOR  
(Motion filed 10/4/18)

**[RE: 2014 Chrysler 300 - VIN No.: 2C3CCAAG1EH297261]**

Docket 37

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO NOVEMBER 26, 2018  
AT 9:00 A.M. PER ORDER CONTINUING HEARING ENTERED 11-16-18  
- (Docket No. [39])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

David Michael Weisman

Represented By  
Daniel King

**Trustee(s):**

Karen S Naylor (TR)

Pro Se



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, November 19, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-10203 Phillip Barry Greer**

**Chapter 7**

**#7.00**

Motion for relief from stay [Action In Non-Bankruptcy Forum]

Chriss W. Street vs. DEBTOR  
(Motion filed 10/24/18)

**[Case Name: Street v. Greer]  
[Docket Number: G055418 [OSC Case No. 30-2011-00512573]]  
[Pending In: Fourth District, Division Three (Orange County)]**

Docket 48

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO NOVEMBER 26, 2018  
AT 9:00 A.M. PER ORDER CONTINUING HEARING ENTERED 11-16-18  
- (Docket No. [54])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Phillip Barry Greer

Pro Se

**Trustee(s):**

Richard A Marshack (TR)

Represented By  
James C Bastian Jr  
Ryan D ODea

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, November 19, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-10930 Gerald Bennet Villaverde and Melinda Emma Sutika**

**Chapter 13**

**#8.00**

Motion for relief from stay [Real Property]

The Bank Of New York Mellon, F/K/A The Bank Of New York As Trustee For Registered Holders Of CWABS, Inc., Asset-Backed Certificates, Series 2007-12 - vs. DEBTORS  
(Motion filed 10/8/18)

**[RE: 566 Traverse Drive Costa Mesa, California 92626]**

Docket 53

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO NOVEMBER 26, 2018  
AT 9:00 A.M. PER ORDER CONTINUING HEARING ENTERED 11-16-18  
- (Docket No. [67])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Gerald Bennet Villaverde

Represented By  
Christopher J Langley

**Joint Debtor(s):**

Melinda Emma Sutika

Represented By  
Christopher J Langley

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar

Monday, November 19, 2018

Hearing Room 6C

9:00 AM

8:18-10936 Darren Kobayashi

Chapter 13

#9.00

Motion for relief from stay [Real Property]

Wells Fargo Bank, N.A. vs. DEBTOR  
(Motion filed 10/24/18)

**[RE: 1707 Colina Terrestre, San Clemente, CA 92673]**

Docket 41

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO NOVEMBER 26, 2018  
AT 9:00 A.M. PER ORDER CONTINUING HEARING ENTERED 11-16-18  
- (Docket No. [43])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Darren Kobayashi

Represented By  
John Habashy

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, November 19, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-12038 John J Bruno**

**Chapter 13**

**#10.00**

Motion for relief from [Action In Non-Bankruptcy Forum]

Elizabeth Anderson vs. DEBTOR  
(Motion filed 10/18/18)

**[RE: Case Name: Elizabeth Anderson vs. John Bruno]  
[Docket Number: TC 028516]  
[Pending In: Superior Court Of California, County Of Los Angeles,  
Compton]**

Docket 28

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO NOVEMBER 26, 2018  
AT 9:00 A.M. PER ORDER CONTINUING HEARING ENTERED 11-16-18  
- (Docket No. [31])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

John J Bruno

Represented By  
Daniel King

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, November 19, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-12655 Lian Menguito Lumba**

**Chapter 13**

**#11.00**

Motion for relief from stay [Real Property]

IMPAC Mortgage Corp., dba CashCall Mortgage, And Its Successors And/Or Assignees vs. DEBTOR  
(Motion filed 10/25/18)

**[RE: 357 N. Avelina Way, Anaheim, CA 92805]**

Docket 20

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO NOVEMBER 26, 2018  
AT 9:00 A.M. PER ORDER CONTINUING HEARING ENTERED 11-16-18  
- (Docket No. [23])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Lian Menguito Lumba

Represented By  
Raymond J Seo

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar

Monday, November 19, 2018

Hearing Room 6C

9:00 AM

8:18-13558 Lovert B. Hogai

Chapter 13

#12.00

Motion for relief from stay [Real Property]

Lakeside Park Community Association vs. DEBTOR  
(Motion filed 10/8/18)

**[RE: 24806 Lakefield Street Lake Forest, CA 92630]**

Docket 12

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO NOVEMBER 26, 2018  
AT 9:00 A.M. PER ORDER CONTINUING HEARING ENTERED 11-16-18  
- (Docket No. [29])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Lovert B. Hogai

Represented By  
Matthew D. Resnik

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, November 19, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-13805 Manuel Romero**

**Chapter 7**

**#13.00**

Motion for relief from stay [Action In Non-Bankruptcy Forum]

Fidel Ramirez Trejo And Leticia Ramirez vs. DEBTOR  
(Motion filed 10/24/18)

**[RE: Case Name: Ramirez v. Romero Baltazar, et al.]  
[Docket Number: 30-2018-00984161-CU-PA-CJC]  
[Pending In: Orange County Superior Court]**

Docket 9

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO NOVEMBER 26, 2018  
AT 9:00 A.M. PER ORDER CONTINUING HEARING ENTERED 11-16-18 -  
(Docket No. [11])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Manuel Romero

Represented By  
Lauren M Foley

**Trustee(s):**

Karen S Naylor (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, November 19, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-13806 Thu Thuy Thi Nguyen**

**Chapter 13**

**#14.00**

Motion for relief from stay [Unlawful Detainer]

Mat Surf, LLC, A California LLC vs. DEBTOR  
(Motion filed 10/29/18)

**[RE: 19710 East Arrow Highway, Covina, California 91724]**

Docket 9

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO NOVEMBER 26, 2018  
AT 9:00 A.M. PER ORDER CONTINUING HEARING ENTERED 11-16-18  
- (Docket No. [22])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Thu Thuy Thi Nguyen

Represented By  
Michael Jay Berger

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, November 19, 2018**

**Hearing Room 6C**

2:00 PM

**8:15-15715 William John Murphy and Cheryl Lynn Murphy**

**Chapter 7**

**#2.00**

Hearing RE: Interim Fee Application For The Period From January 28, 2016  
Through August 31, 2018  
(Application filed 9/28/18)

**[RE: SULMEYERKUPETZ, A PROFESSIONAL CORPORATION - Attorneys  
For Jeffrey I. Golden, Chapter 7 Trustee]  
[Fee: \$94,558.50; Expenses: \$2,745.82]**

Docket 171

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO NOVEMBER 26, 2018  
AT 2:00 P.M. PER ORDER CONTINUING HEARING ENTERED 11-16-18  
- (Docket No. [175])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

William John Murphy

Represented By  
Sean A OKeefe  
Michael N Nicaastro

**Joint Debtor(s):**

Cheryl Lynn Murphy

Represented By  
Sean A OKeefe

**Trustee(s):**

Jeffrey I Golden (TR)

Represented By  
Jason Balitzer  
Steven Werth

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, November 19, 2018**

**Hearing Room 6C**

2:00 PM

**8:17-11334 Mega Development Group LLC**

**Chapter 7**

**#3.00**

Hearing RE: Chapter 7 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. Sections 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. Section 363(m);  
(4) Authorizing Payment Of Undisputed Liens, Real Estate Broker's Commissions And Other Ordinary Costs Of Sale; And  
(5) Directing All Occupants Of The Property To Vacate And Remove Their Possessions  
(Motion filed 10/29/18)

Docket 132

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO NOVEMBER 26, 2018  
AT 2:00 P.M. PER ORDER CONTINUING HEARING ENTERED 11-16-18  
- (Docket No. [138])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Mega Development Group LLC

Represented By  
Greg M Mortensen  
Larry Rothman

**Trustee(s):**

Weneta M Kosmala (TR)

Represented By  
Reem J Bello

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, November 19, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-10018 Derek Lee Collins**

**Chapter 7**

Adv#: 8:18-01117 Kermode v. Collins

**#4.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint For Non-Dischargeability Of Debt Pursuant To 11 U.S.C. Section 523(a) (Complaint filed 6/25/18)

FR: 9-12-18

Docket 1

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO MARCH 20, 2019 AT 9:00 A.M. PER ORDER GRANTING STIPULATION TO FURTHER CONTINUE STATUS CONFERENCE ENTERED 11-9-18 - (Docket No. [10])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Derek Lee Collins Pro Se

**Defendant(s):**

Derek Lee Collins Pro Se

**Plaintiff(s):**

Deborah J. Geary Kermode Represented By  
Ryan D ODea

**Trustee(s):**

Weneta M Kosmala (TR) Represented By  
Erin P Moriarty

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, November 20, 2018**

**Hearing Room 225**

9:00 AM

**6:17-17312 Flem Earl McMillan and Lydia Ventura McMillan**

**Chapter 11**

**#1.00**

Hrg. on Chapter 11 Status Conference

(Cont. from 8/30/18)

Docket 0

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Next Status Conference: March 28, 2019 at 9:00 a.m.

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Flem Earl McMillan

Represented By  
Todd L Turoci  
Todd L Turoci

**Joint Debtor(s):**

Lydia Ventura McMillan

Represented By  
Todd L Turoci  
Todd L Turoci

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, November 20, 2018**

**Hearing Room 225**

9:00 AM

**6:18-18057 Marc Daniel Dominguez and Angelina Rose Dominguez**

**Chapter 7**

**#2.00**

Cooksey, Toolen, Gage, Duffy & Woog - movant attorney

Motion for Relief from Stay

AmeriCredit Financial Services, Inc. vs. DEBTOR; Howard B. Grobstein  
(Motion filed 10/26/18)

Re 2011 Chevrolet Silverado 1500, VIN 1GCRSE09BZ102611

Docket 16

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Grant under § 362(d)(1), (d)(2).

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Marc Daniel Dominguez

Represented By  
Gordon L Dayton

**Joint Debtor(s):**

Angelina Rose Dominguez

Represented By  
Gordon L Dayton

**Movant(s):**

Americredit Financial Services, Inc.,

Represented By  
Sheryl K Ith

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, November 20, 2018**

**Hearing Room 225**

---

9:00 AM

**CONT... Marc Daniel Dominguez and Angelina Rose Dominguez**

**Chapter 7**

**Trustee(s):**

Howard B Grobstein (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, November 20, 2018**

**Hearing Room 225**

2:00 PM

**6:16-15176 Widly, Inc.**

**Chapter 7**

**#1.00**

Hrg. on approval of trustee's final report and applications for compensation

Docket 0

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Grant and allow:

Trustee's fees: \$21,042.77

Trustee's expenses: \$59.76

Accountant's fees: \$2,554.50

Accountant's expenses: \$321.00

CHAPTER 7 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Widly, Inc.

Represented By  
Richard R Hurley - DISBARRED -

**Trustee(s):**

Arturo Cisneros (TR)

Represented By  
Elyza P Eshaghi  
Leonard M Shulman  
Melissa Davis Lowe

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, November 20, 2018**

**Hearing Room 225**

2:00 PM

**6:17-15479 Monica B. Rios**

**Chapter 7**

**#2.00**

Hrg. on approval of trustee's final report and applications for compensation

Docket 0

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Grant and allow:

Trustee's fees: \$7,533.64

Trustee's expenses: \$156.94

Shulman Hodges fees: \$6,281.89

Shulman Hodges expenses: \$787.00

Hahn Fife fees: \$1,932.00

Hahn Fife expenses: \$256.70

CHAPTER 7 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Monica B. Rios

Represented By  
W. Derek May

**Trustee(s):**

Charles W Daff (TR)

Represented By  
Lynda T Bui  
Rika Kido



**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

Tuesday, November 20, 2018

Hearing Room 225

2:00 PM

6:17-20521 Val James Simon and Katherine Lois Simon

Chapter 7

#3.00

Hrg. on Debtors' Motion to Avoid Judicial Lien with Jamie Taylor

(Cont. from 6/5/18)

Docket 29

\*\*\* VACATED \*\*\* REASON: Cont. to 5/21/19 @ 2:00 p.m. - jc

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Val James Simon

Represented By  
Todd L Turoci

**Joint Debtor(s):**

Katherine Lois Simon

Represented By  
Todd L Turoci

**Movant(s):**

Val James Simon

Represented By  
Todd L Turoci  
Todd L Turoci  
Todd L Turoci

Katherine Lois Simon

Represented By  
Todd L Turoci  
Todd L Turoci  
Todd L Turoci

**Trustee(s):**

Robert Whitmore (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, November 20, 2018**

**Hearing Room 225**

2:00 PM

**6:18-18731 Scott Shih Lee**

**Chapter 7**

**#4.00**

Hrg on Chapter 7 Trustee's Motion to Reconsider and Vacate Order Dismissing Case

Docket 29

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will grant the motion and vacate its dismissal order.

CHAPTER 7 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Scott Shih Lee

Represented By  
Ronald D Halpern

**Trustee(s):**

Robert Whitmore (TR)

Represented By  
D Edward Hays

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Monday, November 26, 2018**

**Hearing Room 225**

2:00 PM

**6:16-20446 BioData Medical Laboratories, Inc.**

**Chapter 7**

**#1.00**

Status Conference Hrg. on Chapter 7 Trustee's Motion filed 6/18/18 for entry of order authorizing payment of post-petition payroll taxes of the estate

Docket 548

**\*\*\* VACATED \*\*\* REASON: Cont. to 3/14/19 @ 9:00 a.m. - jc**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

BioData Medical Laboratories, Inc.

Represented By  
Robert M Yaspan  
Joseph N Darweesh

**Trustee(s):**

Todd A. Frealy (TR)

Represented By  
Eve H Karasik  
Jeffrey S Kwong  
Juliet Y Oh  
Carmela Pagay

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, November 26, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15604 Leonard N DeSanti and Kathleen R DeSanti**

**Chapter 13**

**#1.00**

CONT'D Motion for relief from stay [Real Property]

Bank Of America, N.A. vs. DEBTORS  
(Motion filed 10/25/18)

**[RE: 29 Summitcrest, Trabuco Canyon, CA 92679]**

FR: 11-19-18

Docket 36

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant under 11 U.S.C. § 362(d)(1).

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Leonard N DeSanti

Represented By  
Anerio V Altman

**Joint Debtor(s):**

Kathleen R DeSanti

Represented By  
Anerio V Altman

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, November 26, 2018**

**Hearing Room 6C**

9:00 AM

**8:16-13608 Artemio Uriostegui Sagal and Elidia Garcia Sagal**

**Chapter 13**

**#2.00**

CONT'D Motion for relief from stay [Real Property]

JPMorgan Chase Bank, National Association vs. DEBTOR  
(Motion filed 8/31/18)

**[RE: 1240 E Banyan Avenue, Anaheim CA 92805 ]**

FR: 10-15-18; 11-19-18

Docket 44

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will grant the motion under 11 U.S.C. § 362(d)(1) unless all arrearages are fully cured at least one day before the hearing.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Artemio Uriostegui Sagal

Represented By  
Luis G Torres

**Joint Debtor(s):**

Elidia Garcia Sagal

Represented By  
Luis G Torres

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, November 26, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-12279 Brian Edward McDonald**

**Chapter 13**

**#3.00**

CONT'D Motion for relief from stay [Real Property]

Deutsche Bank National Trust Company, As Trustee For The Benefit Of The Harborview 2004-8 Trust Fund vs. DEBTOR  
(Motion filed 9/7/18)

**[RE: 21492 Countryside Drive, Lake Forest, CA 92630]**

FR: 10-15-18; 11-19-18

Docket 39

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - PER ORDER  
GRANTING MOTION FOR RELIEF FROM STAY - SETTLED BY  
STIPULATION (ADEQUATE PROTECTION AGREEMENT) - (Docket No.  
[50])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Brian Edward McDonald

Represented By  
Charles J Brash

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, November 26, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-14164 Jennifer Leigh Cunningham**

**Chapter 7**

**#4.00**

CONT'D Motion for relief from stay [Personal Property]

CarFinance Capital vs. DEBTOR  
(Motion filed 10/24/18)

**[RE: 2013 Mitsubishi Lancer - VIN No.: JA32U8FW5DU014917]**

FR: 11-19-18

Docket 34

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The Court will grant the motion under § 362(d)(1) and (d)(2).

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Jennifer Leigh Cunningham

Represented By  
Michael Jones  
Sara Tidd

**Trustee(s):**

Weneta M Kosmala (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, November 26, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-14949 David Michael Weisman**

**Chapter 7**

**#5.00**

CONT'D Motion for relief from stay [Personal Property]

Santander Consumer USA Inc. dba Chrysler Capital vs. DEBTOR  
(Motion filed 10/4/18)

**[RE: 2014 Chrysler 300 - VIN No.: 2C3CCAAG1EH297261]**

FR: 11-19-18

Docket 37

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The Court will grant the motion under § 362(d)(1) and (d)(2).

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

David Michael Weisman

Represented By  
Daniel King

**Trustee(s):**

Karen S Naylor (TR)

Pro Se



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, November 26, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-10203 Phillip Barry Greer**

**Chapter 7**

**#6.00**

CONT'D Motion for relief from stay [Action In Non-Bankruptcy Forum]

Chriss W. Street vs. DEBTOR  
(Motion filed 10/24/18)

**[Case Name: Street v. Greer]  
[Docket Number: G055418 [OSC Case No. 30-2011-00512573]]  
[Pending In: Fourth District, Division Three (Orange County)]**

FR: 11-19-18

Docket 48

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will grant the motion pursuant to § 362(d)(1). Debtor's appeal can go forward in state court, and the Debtor may return to this Court on the issue of dischargeability should the state court rule against him in the appeal.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Phillip Barry Greer

Pro Se

**Trustee(s):**

Richard A Marshack (TR)

Represented By  
James C Bastian Jr  
Ryan D ODea

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, November 26, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-10930 Gerald Bennet Villaverde and Melinda Emma Sutika**

**Chapter 13**

**#7.00**

CONT'D Motion for relief from stay [Real Property]

The Bank Of New York Mellon, F/K/A The Bank Of New York As Trustee For Registered Holders Of CWABS, Inc., Asset-Backed Certificates, Series 2007-12 - vs. DEBTORS  
(Motion filed 10/8/18)

**[RE: 566 Traverse Drive Costa Mesa, California 92626]**

FR: 11-19-18

Docket 53

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will take judicial notice of Debtor's serial filings, grant the motion under § 362(d)(1) and (d)(4), terminate any co-debtor stay and, in addition, will grant (d)(4) relief under numbered paragraph 9 upon the recording of a copy of this order.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Gerald Bennet Villaverde

Represented By  
Christopher J Langley

**Joint Debtor(s):**

Melinda Emma Sutika

Represented By  
Christopher J Langley

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, November 26, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-10936 Darren Kobayashi**

**Chapter 13**

**#8.00**

CONT'D Motion for relief from stay [Real Property]

Wells Fargo Bank, N.A. vs. DEBTOR  
(Motion filed 10/24/18)

**[RE: 1707 Colina Terrestre, San Clemente, CA 92673]**

FR: 11-19-18

Docket 41

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will grant the motion under § 362(d)(1).

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
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**Debtor(s):**

Darren Kobayashi

Represented By  
John Habashy

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, November 26, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-12038 John J Bruno**

**Chapter 13**

**#9.00**

CONT'D Motion for relief from [Action In Non-Bankruptcy Forum]

Elizabeth Anderson vs. DEBTOR  
(Motion filed 10/18/18)

**[RE: Case Name: Elizabeth Anderson vs. John Bruno]  
[Docket Number: TC 028516]  
[Pending In: Superior Court Of California, County Of Los Angeles,  
Compton]**

FR: 11-19-18

Docket 28

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

No tentative ruling.

<b>Party Information</b>
--------------------------

**Debtor(s):**

John J Bruno

Represented By  
Daniel King

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, November 26, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-12655 Lian Menguito Lumba**

**Chapter 13**

**#10.00**

CONT'D Motion for relief from stay [Real Property]

IMPAC Mortgage Corp., dba CashCall Mortgage, And Its Successors And/Or Assignees vs. DEBTOR  
(Motion filed 10/25/18)

**[RE: 357 N. Avelina Way, Anaheim, CA 92805]**

FR: 11-19-18

Docket 20

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant under § 362(d)(1) and terminate co-debtor stay.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Lian Menguito Lumba

Represented By  
Raymond J Seo

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, November 26, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-13558 Lovert B. Hogai**

**Chapter 13**

**#11.00**

CONT'D Motion for relief from stay [Real Property]

Lakeside Park Community Association vs. DEBTOR  
(Motion filed 10/8/18)

**[RE: 24806 Lakefield Street Lake Forest, CA 92630]**

FR: 11-19-18

Docket 12

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

This is a close case, with strong arguments made by each of the parties. The controlling consideration for the Court is that the Debtor is not a repeat filer; this is Debtor's first bankruptcy filing.

The Court will deny the motion without prejudice. Debtor is ordered to make adequate protection payments equal to the regular monthly assessment on or before the 15th day of each calendar month, to be applied to postpetition HOA assessments.

DEBTOR TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Lovert B. Hogai

Represented By  
Matthew D. Resnik

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, November 26, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-13805 Manuel Romero**

**Chapter 7**

**#12.00**

CONT'D Motion for relief from stay [Action In Non-Bankruptcy Forum]

Fidel Ramirez Trejo And Leticia Ramirez vs. DEBTOR  
(Motion filed 10/24/18)

**[RE: Case Name: Ramirez v. Romero Baltazar, et al.]  
[Docket Number: 30-2018-00984161-CU-PA-CJC]  
[Pending In: Orange County Superior Court]**

FR: 11-19-18

Docket 9

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

No tentative ruling.

**Party Information**

**Debtor(s):**

Manuel Romero

Represented By  
Lauren M Foley

**Trustee(s):**

Karen S Naylor (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, November 26, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-13806 Thu Thuy Thi Nguyen**

**Chapter 13**

**#13.00**

CONT'D Motion for relief from stay [Unlawful Detainer]

Mat Surf, LLC, A California LLC vs. DEBTOR  
(Motion filed 10/29/18)

**[RE: 19710 East Arrow Highway, Covina, California 91724]**

FR: 11-19-18

Docket 9

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will grant the motion pursuant to § 362(d)(1) and will permit the state court to determine the unlawful detainer proceeding.

The 14 day stay is waived.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Thu Thuy Thi Nguyen

Represented By  
Michael Jay Berger

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, November 26, 2018**

**Hearing Room 6C**

2:00 PM

**8:15-15715 William John Murphy and Cheryl Lynn Murphy**

**Chapter 7**

**#2.00**

CONT'D Hearing RE: Interim Fee Application For The Period From January 28, 2016 Through August 31, 2018  
(Application filed 9/28/18)

**[RE: SULMEYERKUPETZ, A PROFESSIONAL CORPORATION - Attorneys  
For Jeffrey I. Golden, Chapter 7 Trustee]  
[Fee: \$94,558.50; Expenses: \$2,745.82]**

FR: 11-19-18

Docket 171

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will grant the motion and allow as follows on an interim basis:

Attorneys' fees: \$94,558.50

Attorneys' costs: \$2,745.82

Of these amounts, the Chapter 7 Trustee is authorized to currently pay \$75,696.80 in fees and \$2,745.82 in costs.

APPLICANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

William John Murphy

Represented By  
Sean A OKeefe  
Michael N Nicastr

**Joint Debtor(s):**

Cheryl Lynn Murphy

Represented By

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, November 26, 2018**

**Hearing Room 6C**

---

2:00 PM

**CONT... William John Murphy and Cheryl Lynn Murphy  
Sean A OKeefe**

**Chapter 7**

**Trustee(s):**

Jeffrey I Golden (TR)

Represented By  
Jason Balitzer  
Steven Werth

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, November 26, 2018**

**Hearing Room 6C**

2:00 PM

**8:17-11334 Mega Development Group LLC**

**Chapter 7**

**#3.00**

CONT'D Hearing RE: Chapter 7 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. Sections 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. Section 363(m);  
(4) Authorizing Payment Of Undisputed Liens, Real Estate Broker's Commissions And Other Ordinary Costs Of Sale; And  
(5) Directing All Occupants Of The Property To Vacate And Remove Their Possessions  
(Motion filed 10/29/18)

FR: 11-19-18

Docket 132

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will grant the motion, except that all incremental bids shall be \$5,000 or more.

The Court will inquire whether there are any overbidders.

CHAPTER 7 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Mega Development Group LLC

Represented By  
Greg M Mortensen  
Larry Rothman

**Trustee(s):**

Weneta M Kosmala (TR)

Represented By

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, November 26, 2018**

**Hearing Room 6C**

2:00 PM

**CONT... Mega Development Group LLC**

Reem J Bello

**Chapter 7**

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, November 27, 2018**

**Hearing Room 225**

9:00 AM

**6:17-17512 Douglas Craig Woodard**

**Chapter 7**

**#1.00**

McCarthy & Holthus, LLP - movant's attorney

Motion for Relief from Stay

Finance of America Reverse LLC vs. Debtor  
(Motion filed 10/18/2017)

RE: 225 Birchwood Drive, Lake Arrowhead, CA 92352

(Cont. from 8/28/18)

Docket 12

<b>Party Information</b>
--------------------------

**Debtor(s):**

Douglas Craig Woodard

Pro Se

**Trustee(s):**

Karl T Anderson (TR)

Represented By  
Leonard M Shulman  
Melissa Davis Lowe

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, November 27, 2018**

**Hearing Room 225**

2:00 PM

**6:18-16791 Alisha Shanea Reese**

**Chapter 13**

**#1.00**

Hrg. on Debtor's Motion to Convert case from chapter 7 to chapter 13

Docket 0

<b>Party Information</b>
--------------------------

**Debtor(s):**

Alisha Shanea Reese

Represented By  
Suzette Douglas

**Trustee(s):**

Rod Danielson (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, November 28, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-10559 Michael J Ervin**

**Chapter 7**

Adv#: 8:17-01144 Itria Ventures, LLC v. Ervin

**#1.00**

CONT'D PRE-TRIAL CONFERENCE Hearing RE: Complaint Objecting To  
Dischargeability Of Debt  
(Complaint filed 8/30/17) (PTC set at S/C held 6/27/18)

FR: 11-22-17; 3-7-18; 6-27-18

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

No tentative ruling.

**Party Information**

**Debtor(s):**

Michael J Ervin

Represented By  
Mark D Klein

**Defendant(s):**

Michael J Ervin

Pro Se

**Plaintiff(s):**

Itria Ventures, LLC

Represented By  
Michael F Chekian

**Trustee(s):**

Karen S Naylor (TR)

Represented By  
Burd & Naylor

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, November 28, 2018

Hearing Room 6C

9:00 AM

**8:17-14949 David Michael Weisman**

**Chapter 7**

Adv#: 8:18-01068 Reaves-Berrard v. Weisman

**#2.00**

CONT'D PRE-TRIAL CONFERENCE Hearing RE: Complaint To Determine Non-Dischargeability Of Debt Pursuant To 11 U.S.C. Section 523(a)(4) And 11 U.S.C. Section 523(a)(6)  
(Complaint filed 4/9/18) (PTC set at S/C held 6/27/18)

FR: 6-27-18

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

No tentative ruling.

<b>Party Information</b>
--------------------------

**Debtor(s):**

David Michael Weisman

Represented By  
Daniel King

**Defendant(s):**

David Weisman

Pro Se

**Plaintiff(s):**

Cherelle Reaves-Berrard

Pro Se

**Trustee(s):**

Karen S Naylor (TR)

Pro Se



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, November 28, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-10229 Patty Sundara**

**Chapter 7**

Adv#: 8:18-01159 Marshack v. Sundara et al

**#3.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint For:  
I) Denial Of Discharge Pursuant To 11 U.S.C. Section 727(a)(3);  
II) Denial Of Discharge Pursuant To 11 U.S.C. Section 727(a)(4);  
III) Turnover Of Property Of Property Pursuant To 11 U.S.C. Section 542; And  
IV) Sale Of Property Pursuant To 11 U.S.C. Section 363  
(Complaint filed 8/7/18)  
(Another Summons Issued 8/31/18)

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Plaintiff shall obtain entry of default by the Clerk on or before January 31, 2019. A motion for entry of default judgment shall be filed on or before April 30, 2019.

PLAINTIFF TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Patty Sundara

Represented By  
Gordon L Dayton

**Defendant(s):**

Patty Sundara

Pro Se

Thachabe Mokda

Pro Se

**Plaintiff(s):**

Richard Marshack

Represented By  
Anerio V Altman

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, November 28, 2018**

**Hearing Room 6C**

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9:00 AM

**CONT... Patty Sundara**

**Chapter 7**

**Trustee(s):**

Richard A Marshack (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, November 28, 2018

Hearing Room 6C

9:00 AM

**8:18-11792 Modern VideoFilm, Inc.**

**Chapter 11**

Adv#: 8:18-01084 Modern VideoFilm, Inc. v. Barkat et al

**#4.00**

CONT'D Hearing RE: Motion To Dismiss Modern VideoFilm, Inc.'s First Amended Complaint  
**[Motion Treated As Summary Judgment Motion]**  
(Motion filed 7/6/18)

FR: 8-1-18; 10-17-18

Docket 33

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO FEBRUARY 27, 2019 AT  
9:00 A.M. PER ORDER FURTHER CONTINUING HEARING ON  
DEFENDANTS' MOTIONS ENTERED 11-16-18 - (Docket No. [85])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Modern VideoFilm, Inc.

Represented By  
Garrick A Hollander  
Andrew B Levin  
Peter W Lianides

**Defendant(s):**

Moshe Barkat

Represented By  
Juliet Y Oh  
David L. Neale

Modern VideoFilm Holdings, LLC

Represented By  
Juliet Y Oh  
David L. Neale

Sidan Engineering, L.P.

Represented By  
David L. Neale

Sivan Barkat Sherman

Represented By

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, November 28, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... Modern VideoFilm, Inc.**

**Chapter 11**

David L. Neale

Danielle Barkat Turner

Represented By  
David L. Neale

Deborah Barkat

Represented By  
David L. Neale

Hugh Miller

Represented By  
David L. Neale

**Plaintiff(s):**

Modern VideoFilm, Inc.

Represented By  
Garrick A Hollander

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, November 28, 2018

Hearing Room 6C

9:00 AM

**8:18-11792 Modern VideoFilm, Inc.**

**Chapter 11**

Adv#: 8:18-01084 Modern VideoFilm, Inc. v. Barkat et al

**#5.00**

CONT'D Hearing RE: Special Motion To Strike Second, Tenth And Fifteenth Claims For Relief From Modern VideoFilm, Inc.'s First Amended Complaint  
**[Motion Treated As Summary Judgment Motion]**  
(Motion filed 7/6/18)  
**[Defendant Hugh Miller dismissed 8/10/18 - Docket No. [57]]**

FR: 8-1-18; 10-17-18

Docket 34

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO FEBRUARY 27, 2019 AT  
9:00 A.M. PER ORDER FURTHER CONTINUING HEARING ON  
DEFENDANTS' MOTIONS ENTERED 11-16-18 - (Docket No. [85])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Modern VideoFilm, Inc.

Represented By  
Garrick A Hollander  
Andrew B Levin  
Peter W Lianides

**Defendant(s):**

Moshe Barkat

Represented By  
Juliet Y Oh  
David L. Neale

Modern VideoFilm Holdings, LLC

Represented By  
Juliet Y Oh  
David L. Neale

Sidan Engineering, L.P.

Represented By  
David L. Neale

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, November 28, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... Modern VideoFilm, Inc.**

**Chapter 11**

Sivan Barkat Sherman

Represented By  
David L. Neale

Danielle Barkat Turner

Represented By  
David L. Neale

Deborah Barkat

Represented By  
David L. Neale

Hugh Miller

Represented By  
David L. Neale

**Plaintiff(s):**

Modern VideoFilm, Inc.

Represented By  
Garrick A Hollander

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, November 28, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-12038 John J Bruno**

**Chapter 13**

Adv#: 8:18-01167 Anderson v. Bruno

**#6.00**

STATUS CONFERENCE Hearing RE: Complaint To Determine Dischargeability  
Of Debt  
[Pursuant To 11 U.S.C. Section 523(a)(2)(A)]  
(Complaint filed 9/4/18)

Docket 1

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO DECEMBER 5, 2018 AT  
9:00 A.M. PER ANOTHER SUMMONS ISSUED ON 9-19-18 - (Docket No.  
[4])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

John J Bruno

Represented By  
Daniel King

**Defendant(s):**

John Bruno

Pro Se

**Plaintiff(s):**

Elizabeth Anderson

Represented By  
Leona R Singer

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, November 28, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-13556 John Olaf Halvorson**

**Chapter 7**

Adv#: 8:17-01119 Kosmala v. Pacific Commercial Group, LLC et al

**#7.00**

PRE-TRIAL CONFERENCE Hearing RE: Complaint:

- (1) For Turnover Of Property Of The Estate And For An Accounting Pursuant To 11 U.S.C. Section 542;
- (2) For Turnover Of Property Of The Estate And For An Accounting Pursuant To 11 U.S.C. Section 542;
- (3) For Turnover Of Property Of The Estate And For An Accounting Pursuant To 11 U.S.C. Section 542;
- (4) For Turnover Of Property Of The Estate And For An Accounting Pursuant To 11 U.S.C. Section 542;
- (5) To Avoid And Recover Fraudulent Transfers Pursuant To 11 U.S.C. Sections 544(B) And 550; And California Civil Code Sections 3439.04(a)(1); 3439.07 And 3439.09;
- (6) To Avoid And Recover Fraudulent Transfers Pursuant To 11 U.S.C. Sections 544(b) And 550; And California Civil Code Sections 3439.04(a)(2); 3439.07 And 3439.09;
- (7) To Avoid And Recover Fraudulent Transfers Under 11 U.S.C. Sections 544(b) And 550; And California Civil Code Sections 3439.05; 3439.07 And 3439.09;
- (8) To Avoid And Recover Fraudulent Transfers Pursuant To 11 U.S.C. Sections 544(A)(1)(A) And 550;
- (9) To Avoid And Recover Fraudulent Transfers Pursuant To 11 U.S.C. Sections 544(A)(1)(B) And 550;
- (10) To Avoid And Recover Unauthorized Post Petition Transfers Pursuant To 11 U.S.C. Sections 549 And 550;
- (11) Declaratory Relief;
- (12) To Preserve Transfers For The Benefit Of The Estate Pursuant To 11 U.S.C. Section 551; And
- (13) For Attorneys' Fees And Costs  
(Complaint filed 7/15/17)  
(PTC set at S/C held 3-7-18)

FR: 10-4-17; 11-8-17; 1-17-18; 3-7-18

Docket 1

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - PER STIPULATION**



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, November 28, 2018

Hearing Room 6C

9:00 AM

CONT... **John Olaf Halvorson**  
**ORDER ENTERED 8-31-18 (Docket No. [36])**

Chapter 7

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will issue a scheduling order:

All discovery shall close on August 31, 2018.

All discovery motions shall be heard before September 30, 2018.

All pretrial motions (except motions in limine) shall be heard before October 31, 2018.

Pretrial conference is set for November 28, 2018 at 9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

John Olaf Halvorson

Represented By  
Marc C Forsythe  
Charity J Miller

**Defendant(s):**

Pacific Commercial Group, LLC	Pro Se
Baek Family Partnership, LLC	Pro Se
Baek 124, LLC	Pro Se
Baek Holdings, LLC	Pro Se
Baek 153, LLC	Pro Se
RGJ Baek, LLC	Pro Se
Richard Baek	Pro Se
Grace Baek	Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, November 28, 2018**

**Hearing Room 6C**

---

9:00 AM

**CONT... John Olaf Halvorson**

**Chapter 7**

**Plaintiff(s):**

Weneta M.A. Kosmala

Represented By  
Reem J Bello

**Trustee(s):**

Weneta M Kosmala (TR)

Represented By  
Reem J Bello  
Faye C Rasch

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, November 28, 2018**

**Hearing Room 6C**

9:00 AM

**8:16-14461 Blue Light Capital Corp**

**Chapter 11**

**#8.00**

CONT'D STATUS CONFERENCE Hearing RE: (1) Status Of Chapter 11 Case;  
And (2) Requiring Report On Status Of Chapter 11 Case  
(Petition filed 10/28/16)

FR: 2-8-17; 5-3-17; 7-26-17; 9-13-17; 12-5-17; 2-14-18; 5-2-18; 8-1-18

Docket 1

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - ORDER DISMISSING  
CHAPTER 11 CASE ENTERED 10-16-18 - (Docket No. [151])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Blue Light Capital Corp

Represented By  
Alan M Lurya

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, November 28, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-14396 Styles For Less, Inc., a California corporation**

**Chapter 7**

**#9.00**

CONT'D STATUS CONFERENCE Hearing RE: (1) Status Of Chapter 11 Case;  
And (2) Requiring Report On Status Of Chapter 11 case  
(Petition filed 11/6/17)

FR: 1-17-18; 2-26-18; 4-9-18; 4-30-18; 8-1-18

Docket 27

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - ORDER ON  
DEBTOR'S MOTION TO CONVERT CASE ENTERED 9-11-18 - (Docket  
no. [496])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Styles For Less, Inc., a California

Represented By

Marc J Winthrop

Andrew B Levin

Garrick A Hollander

Marvin Maurice Oliver

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, November 29, 2018**

**Hearing Room 225**

9:00 AM

**6:16-12645 Frank Bagheritarie**

**Chapter 7**

Adv#: 6:17-01192 Zagros Horizons USA, Inc. v. Bagheritarie

**#2.00**

STATUS CONFERENCE Re: Complaint for: 1. Declaratory relief 2. Preliminary injunction 3. Avoidance and recovery of actual fraudulent transfers (11 U.S.C. §§ 548(1)(A) and 550) 4. Avoidance and recovery of actual fraudulent transfers (CCP §3439) 5. Avoidance and recovery of constructive fraudulent transfer (11 U.S.C. §§5549(a)(1)(B) and 550)

(Cont. from 8/30/18)

Docket 1

<b>Party Information</b>
--------------------------

**Debtor(s):**

Frank Bagheritarie

Represented By  
Neil R Hedtke

**Defendant(s):**

Frank Bagheritarie

Represented By  
Varand Gourjian

**Plaintiff(s):**

Zagros Horizons USA, Inc.

Represented By  
Dina Farhat  
Paymon Bidari

**Trustee(s):**

John P Pringle (TR)

Represented By  
Wesley H Avery

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, November 29, 2018**

**Hearing Room 225**

9:00 AM

**6:16-15248 Murray Altman**

**Chapter 11**

Adv#: 6:16-01167 Shin v. Altman

**#3.00**

STATUS CONFERENCE re: Complaint by Yun Hei Shin against Murray Altman. fraud as fiduciary, embezzlement, larceny)),(68 (Dischargeability - 523(a)(6), willful and malicious injury))

Docket 1

**Party Information**

**Debtor(s):**

Murray Altman

Represented By  
Andrew S Bisom

**Defendant(s):**

Murray Altman

Represented By  
Andrew S Bisom  
Kathleen P March

**Plaintiff(s):**

Yun Hei Shin

Represented By  
Kathleen P March  
Andrew S Bisom

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, November 29, 2018**

**Hearing Room 225**

9:00 AM

**6:17-19513 Terry Lee Fleming, Sr**

**Chapter 11**

Adv#: 6:18-01046 Havasu Lakeshore Investments v. Fleming, Sr

**#4.00**

Status Conference re Complaint to (41) to block debtors discharge; to determine nondischargeability of debt re fraud judgment after jury trial; false pretenses, false representation, actual fraud)),(65 (Dischargeability - other)

(Cont. from 5/10/18)

Docket 1

**Party Information**

**Debtor(s):**

Terry Lee Fleming Sr

Represented By  
James E Till

**Defendant(s):**

Terry Lee Fleming Sr

Pro Se

**Plaintiff(s):**

Havasu Lakeshore Investments

Represented By  
Frederick M. Reich  
Martin A Eliopoulos  
Grant G. Teeple

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, November 29, 2018**

**Hearing Room 225**

9:00 AM

**6:16-18347 Anthony Lorenzo Marcelo**  
Adv#: 6:17-01088 Anderson v. Marcelo

**Chapter 7**

**#5.00**

STATUS CONFERENCE RE: 1) Avoidance of Intentional Fraudulent Transfers and Recovery of Same [11 U.S.C. §§ 544, 548, 550, 551; Cal. Civ. Code §§ 3439.04, 3439.07, 3439.08]; 2) Avoidance of Constructive Fraudulent Transfers and Recovery of Same [11 U.S.C. §§ 544, 548, 550, 551; Cal. Civ. Code §§ 3439.04, 3439.05, 3439.07, 3439.08, 3439.09]; 3) Disallowance of Claims [11 U.S.C. §502(d)]; 4) Unjust Enrichment [11 U.S.C. § 105]; 5) Declaratory Relief [11 U.S.C. §§ 541, 544, 548; FRBP 7001(9)]; and 6) Turnover of Property of the Estate [11 U.S.C. § 542]

(Cont. from 8/30/18)

Docket 1

**\*\*\* VACATED \*\*\* REASON: Adversary case dismissed on 10/19/18 - jc**

**Party Information**

**Debtor(s):**

Anthony Lorenzo Marcelo

Represented By  
Daniel King

**Defendant(s):**

Relito C. Marcelo

Represented By  
Daniel King

**Plaintiff(s):**

Karl T. Anderson

Represented By  
Brandon J Iskander

**Trustee(s):**

Karl T Anderson (TR)

Represented By  
Leonard M Shulman  
Elyza P Eshaghi



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Thursday, November 29, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01186 Official Committee Of Unsecured Creditors v. Circulation Technicians, Inc.

**#1.00**

Hearing RE: Defendant Circulation Technicians, Inc.'s Motion For Summary Judgment  
(Motion filed 10/18/18)

Docket 19

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

Circulation Technicians, Inc.

Represented By  
Scott A Schiff

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine  
Jeffrey P Nolan

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Monday, December 3, 2018**

**Hearing Room 225**

9:00 AM

**6:18-16573 Shelly Lynn Tholander-Turner**

**Chapter 7**

**#1.00**

Allen Law Office, Inc. - movant attorney

Motion for Relief from Stay

Capital One Auto Finance vs. DEBTOR  
(Motion filed 10/31/18)

Re: 2013 NISSAN Sentra Sedan 4D SL I4

Docket 15

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The Court will grant the motion under § 362(d)(1) and (d)(2).

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Shelly Lynn Tholander-Turner

Represented By  
Robert L Firth

**Trustee(s):**

Howard B Grobstein (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Monday, December 3, 2018**

**Hearing Room 225**

9:00 AM

**6:18-18655 Aaron Perez**

**Chapter 7**

**#2.00**

Law Offices of Austin P. Nagel - movant attorney

Motion for Relief from Stay

Toyota Motor Credit Corporation vs DEBTOR  
(Motion filed 10/30/18)

RE: 2018 Toyota Tacoma

Docket 8

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The Court will grant the motion under § 362(d)(1) and (d)(2).

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Aaron Perez

Represented By  
Raj T Wadhvani

**Trustee(s):**

Larry D Simons (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Monday, December 3, 2018**

**Hearing Room 225**

9:00 AM

**6:18-18759 Jennifer Ann Godson**

**Chapter 7**

**#3.00**

Cooksey, Toolen, Gage, Duffy & Woog - movant attorney

Motion for Relief from Stay

TD Auto Finance LLC vs. DEBTOR, Robert Whitmore, trustee  
(Motion filed 10/30/18)

Re: 2013 Chevrolet Cruze, VIN 1G1PA5SG4D7251080

Docket 8

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The Court will grant the motion under § 362(d)(1) and (d)(2).

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Jennifer Ann Godson

Represented By  
Rabin J Pournazarian

**Trustee(s):**

Robert Whitmore (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, December 4, 2018**

**Hearing Room 225**

9:00 AM

**6:18-18782 Daniel Benitez Garcia and Jacqueline Angeles**

**Chapter 7**

**#1.00**

Vanlochem & Associates LLP - movant attorney

Motion for Relief from Stay

Nissan Motor Acceptance Corporation vs. DEBTORS  
(Motion filed 11/12/18)

Re: 2017 NISSAN ALTIMA, VIN # 1N4AL3AP7HN318467

Docket 8

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The Court will grant the motion under § 362(d)(1) and (d)(2).

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Daniel Benitez Garcia

Represented By  
Robert W Ripley

**Joint Debtor(s):**

Jacqueline Angeles

Represented By  
Robert W Ripley

**Trustee(s):**

Robert Whitmore (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, December 4, 2018**

**Hearing Room 225**

2:00 PM

**6:15-21881 Issa Ibrahim Awad**

**Chapter 7**

Adv#: 6:16-01247 Western Union Financial Services, Inc. v. Awad

**#1.00**

STATUS CONFERENCE re: Complaint by Western Union Financial Services, Inc. against Issa Ibrahim Awad. fraud as fiduciary, embezzlement, larceny)),(68 (Dischargeability - 523(a)(6), willful and malicious injury)),(62 (Dischargeability - 523(a)(2), false pretenses, false representation, actual fraud))

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will set this matter over for trial on Monday, February 4, 2019 at 9:00 a.m. Trial shall last one day, commencing at 9:00 a.m., going to noon, and from 1:30 p.m. to 4:30 p.m. Each of plaintiff and defendant shall have three hours to present their respective cases. Exhibits and witness lists (which shall conform to the pretrial order) shall be filed on or before January 11, 2019.

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Issa Ibrahim Awad

Represented By  
Chris Scarcella

**Defendant(s):**

Issa Ibrahim Awad

Represented By  
James Husen

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, December 4, 2018**

**Hearing Room 225**

2:00 PM

**CONT... Issa Ibrahim Awad**

**Chapter 7**

**Plaintiff(s):**

Western Union Financial Services,

Represented By  
Ross A Spector

**Trustee(s):**

Karl T Anderson (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, December 4, 2018**

**Hearing Room 225**

2:00 PM

**6:17-15310 Robert Kenneth Phelps and Sharon Lee Phelps**

**Chapter 7**

**#2.00**

Hrg. on attorney for Debtor's Final Application filed 10/15/18 for Approval of Fees and Reimbursement of Expenses by The Turoci Firm Debtor's Attorney, Period: 6/19/2018 to 8/31/2018, Fees: \$4,750.00, Expenses: \$678.84

Docket 128

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will grant the application and allow on a final basis:

Attorneys' fees: \$37,400.00

Attorneys' expenses: \$1,256.49

The Court will approve all interim fee and expense awards.

Applicant may withdraw \$5,194.47 from its client trust account.

APPLICANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Robert Kenneth Phelps

Represented By  
Todd L Turoci  
Marc Rosenthal

**Joint Debtor(s):**

Sharon Lee Phelps

Represented By  
Todd L Turoci

**Trustee(s):**

Charles W Daff (TR)

Pro Se



**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

Tuesday, December 4, 2018

Hearing Room 225

2:00 PM

6:17-17651 Jeffrey Roy Southwick and Angela Marie Southwick

Chapter 7

#3.00

Hrg on Trustee's Final Report and Applications for Compensation

Docket 53

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The Court will grant and allow:

Trustee's fees: \$2,034.97

Trustee's expenses: \$558.40

CHAPTER 7 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Jeffrey Roy Southwick

Represented By  
Stephen H Darrow

**Joint Debtor(s):**

Angela Marie Southwick

Represented By  
Stephen H Darrow

**Trustee(s):**

Lynda T. Bui (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, December 4, 2018**

**Hearing Room 225**

2:00 PM

**6:18-10282 Brittaney Elizabeth Lincoln**

**Chapter 7**

**#4.00**

Hrg. on Trustee's Final Report and Applications for Compensation

Docket 27

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The Court will grant and allow:

Trustee's fees: \$886.00

Trustee's expenses: \$114.94

CHAPTER 7 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Brittaney Elizabeth Lincoln

Represented By  
Wilfred E Briesemeister

**Trustee(s):**

Robert Whitmore (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, December 4, 2018**

**Hearing Room 225**

2:00 PM

**6:18-13196 Sunpro Solar Inc.**

**Chapter 11**

**#5.00**

Hrg. on Motion for extension of time to have plan of reorganization confirmed

Docket 91

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will grant the motion and extend deadline to confirm plan to April 30, 2019.

DEBTOR TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Sunpro Solar Inc.

Represented By  
Robert B Rosenstein

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, December 4, 2018**

**Hearing Room 225**

2:00 PM

**6:18-15837 Darlene R. Hamilton Kessee**

**Chapter 7**

**#6.00**

Hrg. on Debtor's Motion filed 10/4/189 to Dismiss Pending Chapter 7 Bankruptcy Case

(Cont. from 11/13/18)

Docket 12

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

No tentative ruling.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Darlene R. Hamilton Kessee

Represented By  
Cecil R Taylor

**Trustee(s):**

Robert Whitmore (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, December 4, 2018**

**Hearing Room 225**

2:00 PM

**6:17-16492 Douglas Edward Laube**

**Chapter 7**

**#7.00**

Hrg. on chapter 7 trustee's Motion filed 11/13/18 (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 and Other Costs; and (3) Granting Related Relief

Docket 107

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court has questions about the statement in the Motion that there will be no tax liability upon sale.

In the event the Court grants the Motion, minimum bid increments will all be \$5,000 or more over the immediately preceding bid.

**Party Information**

**Debtor(s):**

Douglas Edward Laube

Represented By  
Todd L Turoci

**Trustee(s):**

Lynda T. Bui (TR)

Represented By  
Leonard M Shulman  
Rika Kido

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, December 5, 2018

Hearing Room 6C

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01012 Official Committee of Unsecured Creditors of Freed v. Kushner et al

**#1.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint:

(1) For Damages;

(2) To Avoid Fraudulent Transfers Pursuant To 11 U.S.C. Section 548(a)(1)(B);  
And

(3) To Avoid Fraudulent Transfers Pursuant To 11 U.S.C. Section 544 And  
California Civil Code Sections 3439.04, 3439.05 And 3439.07; And  
Jury Trial Demand

(Complaint filed 1/26/17)

FR: 4-19-17; 6-21-17; 8-2-17; 12-13-17; 2-7-18

Docket 1

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO DECEMBER 12, 2018  
AT 9:00 A.M. PER SCHEDULING ORDER ENTERED 2-9-18 (Docket No.  
[88])**

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

Aaron Kushner

Pro Se

Eric Spitz

Pro Se

Richard J. Covelli

Pro Se

Traci M. Christian

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, December 5, 2018**

**Hearing Room 6C**

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9:00 AM

**CONT... Freedom Communications, Inc.**

**Chapter 11**

Larry P. Chinn	Pro Se
C & C Marketing LLC	Pro Se
C2 Advisors, LLC	Pro Se
Etaros Actuarial Services LLC	Pro Se
Financial Institution Consulting	Pro Se
JTR, LLC	Pro Se

**Plaintiff(s):**

Official Committee of Unsecured

Represented By  
Alan J Kornfeld

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, December 5, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-12038 John J Bruno**

**Chapter 13**

Adv#: 8:18-01167 Anderson v. Bruno

**#2.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint To Determine  
Dischargeability Of Debt  
[Pursuant To 11 U.S.C. Section 523(a)(2)(A)]  
(Complaint filed 9/4/18)  
(Another Summons issued 9/19/18)

FR: 11-28-18)

Docket 1

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO DECEMBER 19, 2018  
AT 9:00 A.M. PER SUA SPONTE ORDER CONTINUING STATUS  
CONFERENCE ENTERED 11-29-18 - (Docket No. [7])**

**Party Information**

**Debtor(s):**

John J Bruno

Represented By  
Daniel King

**Defendant(s):**

John Bruno

Pro Se

**Plaintiff(s):**

Elizabeth Anderson

Represented By  
Leona R Singer

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se



**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, December 6, 2018**

**Hearing Room 225**

9:00 AM

**6:16-12645 Frank Bagheritarie**

**Chapter 7**

Adv#: 6:17-01192 Zagros Horizons USA, Inc. v. Bagheritarie

**#1.00**

Hrg. on Plaintiff's Motion filed 8/2/18 to Compel the Deposition of Frank Bagheritarie and Production of Documents and Request for Sanctions

(Cont. from 8/30/18)

Docket 46

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

In view of the rescheduled mediation, the Court will continue this matter to March 21, 2019 at 9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Frank Bagheritarie

Represented By  
Neil R Hedtke

**Defendant(s):**

Frank Bagheritarie

Represented By  
Varand Gourjian

**Plaintiff(s):**

Zagros Horizons USA, Inc.

Represented By  
Dina Farhat  
Paymon Bidari

**Trustee(s):**

John P Pringle (TR)

Represented By  
Wesley H Avery

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, December 6, 2018**

**Hearing Room 225**

9:00 AM

**CONT... Frank Bagheritarie**

**Chapter 7**

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, December 6, 2018**

**Hearing Room 225**

9:00 AM

**6:16-12645 Frank Bagheritarie**

**Chapter 7**

Adv#: 6:17-01192 Zagros Horizons USA, Inc. v. Bagheritarie

**#2.00**

Hrg on Defendant's Motion to Dismiss Adversary Proceeding

(Cont. from 8/30/18)

Docket 7

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

In view of the rescheduled mediation, the Court will continue this matter to March 21, 2019 at 9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Frank Bagheritarie

Represented By  
Neil R Hedtke

**Defendant(s):**

Frank Bagheritarie

Represented By  
Varand Gourjian

**Movant(s):**

Frank Bagheritarie

Represented By  
Varand Gourjian

**Plaintiff(s):**

Zagros Horizons USA, Inc.

Represented By  
Dina Farhat  
Paymon Bidari

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, December 6, 2018**

**Hearing Room 225**

---

9:00 AM

**CONT... Frank Bagheritarie**

**Chapter 7**

**Trustee(s):**

John P Pringle (TR)

Represented By  
Wesley H Avery

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, December 6, 2018**

**Hearing Room 225**

9:00 AM

**6:16-12645 Frank Bagheritarie**

**Chapter 7**

Adv#: 6:17-01192 Zagros Horizons USA, Inc. v. Bagheritarie

**#3.00**

Hrg on Mohamed Bagheri's, Party in Interest re Motion For Joinder As Additional Plaintiff under F.R.B.P. 7019 and 7020

(Cont. from 8/30/18)

Docket 29

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

In view of the rescheduled mediation, the Court will continue this matter to March 21, 2019 at 9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Frank Bagheritarie

Represented By  
Neil R Hedtke

**Defendant(s):**

Frank Bagheritarie

Represented By  
Varand Gourjian

**Plaintiff(s):**

Zagros Horizons USA, Inc.

Represented By  
Dina Farhat  
Paymon Bidari

**Trustee(s):**

John P Pringle (TR)

Represented By  
Wesley H Avery

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, December 6, 2018**

**Hearing Room 225**

9:00 AM

**CONT... Frank Bagheritarie**

**Chapter 7**

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, December 6, 2018**

**Hearing Room 225**

9:00 AM

**6:16-20446 BioData Medical Laboratories, Inc.**

**Chapter 11**

Adv#: 6:16-01299 BioData Medical Laboratories, Inc. v. Merchant Cash & Capital, LLC.

**#4.00**

PRE-TRIAL CONFERENCE re: Complaint by BioData Medical Laboratories, Inc. against Merchant Cash & Capital, LLC.. (Charge To Estate). Nature of Suit: (12 (Recovery of money/property - 547 preference)),(13 (Recovery of money/property - 548 fraudulent transfer)),(72 (Injunctive relief - other)),(91 (Declaratory judgment))

(Con't from 10/18/18)

Docket 1

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

BioData Medical Laboratories, Inc.

Represented By  
Robert M Yaspan

**Defendant(s):**

Merchant Cash & Capital, LLC.

Pro Se

**Plaintiff(s):**

BioData Medical Laboratories, Inc.

Represented By  
Robert M Yaspan

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, December 6, 2018**

**Hearing Room 225**

9:00 AM

**6:17-19513 Terry Lee Fleming, Sr**

**Chapter 11**

Adv#: 6:17-01273 Havasu Lakeshore Investments v. Fleming, Jr et al

**#5.00**

Hrg on Motion by Terry L. Fleming, Jr. and Havasu Landing, LLC for summary judgment or, in the alternative, partial summary judgment

Docket 39

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Defendants Terry L. Fleming, Jr. ("Junior") and Havasu Landing, LLC ("HL") move for summary judgment or, in the alternative, partial summary judgment (the "Motion") against plaintiff Havasu Lakeshore Investments, LLC ("HLI") in this adversary proceeding.

**BACKGROUND FACTS**

HLI obtained a jury verdict in the amount of \$3,234,343 against Terry L. Fleming, Sr. ("Senior") on January 21, 2015. On or about February 1, 2015 – less than two weeks later, in other words – Senior and Junior entered into a First Amended Operating Agreement of "Havasu Landing, LLC" (the "Operating Agreement"). Previously, Senior had owned 100 percent of HL. Pursuant to the Operating Agreement, Junior became obligated to make capital contributions to HL and received in exchange a 55 percent profits interest in HL. Senior's profits' interest in HL consequently declined from 100 percent to 45 percent.

In October and November 2015, Senior used approximately \$2.6 million from his bank account to purchase cashier's checks from JP Morgan Chase Bank and transferred these checks to a revocable trust whose trustee was his daughter, Patricia Wilson Fleming.

HLI brought an action in state court to set aside the transfer of a 55



**United States Bankruptcy Court  
Central District of California  
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Courtroom 225 Calendar**

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9:00 AM

**CONT... Terry Lee Fleming, Sr Chapter 11**

percent interest in HL to Junior on the ground that it was a fraudulent transfer under California law (the "State Court Action").

Senior filed a voluntary chapter 11 petition on November 15, 2017. HLI removed the State Court Action to this Court on December 12, 2017, commencing this adversary proceeding bearing case number 6:17-ap-01273-MW.

**THE MOTION**

The Motion argues that the transaction by which Junior became the holder of a 55 percent interest in HL and Senior's interest therein declined from 100 percent to 45 percent is neither an intentional fraudulent transfer nor a constructive fraudulent transfer for the reasons set forth in the Motion, that there is no genuine dispute as to any material fact relating to these matters and that therefore Junior and HL are entitled to judgment in their favor as a matter of law pursuant to Federal Rule of Bankruptcy Procedure 7056. HLI opposes the Motion for the reasons stated in its Memorandum of Points and Authorities, Docket No. 43, filed November 15, 2018.

**ANALYSIS – ACTUAL FRAUDULENT TRANSFER**

Under California law in effect with respect to transfers occurring in 2015, a transfer made by a debtor is fraudulent as to a creditor if the debtor made the transfer with actual intent to hinder, delay or defraud any creditor of the debtor. Cal. Code Civ. Pro. § 3439.04(a)(1). Actual intent is a state of mind that cannot be directly perceived by anyone other than the debtor-transferor. However, a debtor's actual intent can be found to exist by a court based upon inferences from known facts. In particular, the law looks to the presence or absence of "badges of fraud" and permits a court to infer the prohibited intent based upon the presence of these badges. Under California law, these "badges of fraud" include factors such as whether the transfer was made to an insider, whether the transfer was disclosed or concealed, whether the debtor had been sued before the transfer was made, whether the value of

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the consideration received by the debtor was reasonably equivalent to the value of the asset transferred, whether the debtor was insolvent or became insolvent shortly after the transfer was made and whether the transfer occurred shortly before or shortly after a substantial debt was incurred. Cal. Code Civ. Pro. § 3439.04(b).

HLI argues that a substantial number of badges of fraud are present here, and that the presence of these multiple badges of fraud precludes any grant of summary judgment in favor of Junior and HL. The Court agrees. Actual intent is a question of fact, and the presence of multiple badges of fraud demonstrates that Junior and HL have failed to show that there is no genuine dispute as to Senior's (or possibly, HL's) actual intent with respect to the transfer (or issuance) of a 55 percent membership interest in HL to Junior. These badges of fraud are the following: the transfer was to Junior, an insider of Senior; Senior had been sued before the transfer was made; and the transfer occurred shortly after a substantial debt was incurred. To be sure, Junior and HL have counter-arguments relating to these badges of fraud, but in the context of a summary judgment the Court cannot weigh the evidence and determine which of the arguments and counter-arguments has greater validity. The Court's role in this context is simply to determine whether a genuine dispute exists as to Senior's (and possibly HL's) actual intent, and it is very clear that a genuine dispute exists.

**ANALYSIS – CONSTRUCTIVE FRAUDULENT TRANSFER**

Under California law in effect with respect to transfers occurring in 2015, a transfer is constructively fraudulent if the debtor made the transfer without receiving a reasonably equivalent value in exchange for the transfer and if certain other conditions are met. Cal. Code Civ. Pro. 3439.04(a)(2). The Motion argues that reasonably equivalent value was received with respect to the transfer or issuance of a 55 percent interest in HL to Junior, and therefore no constructive fraudulent transfer occurred, and HL and Junior are entitled to summary judgment on the matter.

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**Chapter 11**

For the reasons described below, the Court finds that HL and Junior on one hand, and HLI on the other hand, have all erroneously analyzed whether reasonably equivalent value was received in connection with the subject transfer.

The Court agrees with HLI that Senior, Junior and HL receive no pass on the fraudulent transfer issue merely because Junior received his 55 percent interest from HL instead of Senior. *DZ Bank AG Deutsche Zentral-Genossenschaftsbank v. Meyer*, 869 F.3d 839 (9th Cir. 2017). The relevant issue is whether Senior received reasonably equivalent value in exchange for the dilution of his membership interest in HL from 100 percent to 45 percent or, alternatively, whether HL received reasonably equivalent value for the issuance of a 55 percent interest to Junior in exchange for Junior's contribution of cash, overhead and services. The Court does not rule at this point, but the Court is leaning in favor of HLI's argument that the best analysis would be to focus on Senior's receipt (or not) of reasonably equivalent value because that is of greater and more direct concern to creditors than whether HL received reasonably equivalent value.

The correct way to analyze whether Senior received reasonably equivalent value is through the use of what might be termed "before" and "after" snapshots of the value of Senior's holdings in HL. As the Court sees it, Senior transferred (A) a 100 percent profits interest in HL (importantly, where HL did not yet have any commitment from Junior to contribute \$150,000 in cash, perform services for HL with no guaranteed pay for a period of 12 years and cover and/or provide overhead services for or to HL) in exchange for (B) a 45 percent profits interest in HL where HL had Junior's capital contribution and capital contribution commitments available to it.

Junior's and HL's analysis of this issue is flawed because it is contradicted by their own evidence. Senior's declaration in support of the Motion states that he is in his seventies, not in the best of health, weary and lacking the energy or desire to either manage HL or finish developing its

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**Chapter 11**

property. If this is indeed the case, then HL had no functioning manager immediately before the transfer of a 55 percent interest to Junior, and there is no basis for valuing HL as a going concern at that point in time. HL's properties were not going to develop or sell themselves – a functioning manager was required, and none existed. Unless the Court is missing something,<sup>1</sup> HL's and Junior's evidence ignores this reality and values HL as if a functioning manager still existed. For example, the declaration of Steve Calandra in support of the Motion indicates he performed a discounted sell-out analysis "which considers the aggregate retail value of the lots within Phases I, II and III, with consideration given to projected sell-out, additional revenues, holding costs, sales costs, and remaining infrastructure costs." But how would HL conduct retail sales, pay holding costs, sales costs, etc. if it had no functioning manager? The answer would seem to be that it could not, that a functioning manager was required, and that in the absence of such a manager either (a) a new manager would need to be hired, or (b) HL's properties and its entire business would have to be sold wholesale. In either event, the value of Senior's 100 percent interest would seem to be considerably lower than Mr. Calandra's estimate, which incorrectly assumes a continuing business operation with a fully-functioning manager in place (which HL did not have until Junior was admitted as a member of HL).

It might perhaps be contended that Senior should not be permitted to (arguably) artificially reduce the value of HL by walking away from HL's management, but the Court knows of no rule of law that would allow creditors to force a debtor into involuntary servitude to pay his creditors back. Indeed, the Thirteenth Amendment to the Constitution would prohibit such a law.

The parties' analyses of the "after" snapshot of value would also seem to be flawed because they fail to take into account (1) the economic effect on HL's value of Junior's cash and non-cash contributions to HL, and (2) the provisions and effects of the Operating Agreement. For example, HL and Junior calculate the value of Senior's after-transaction interest in HL by merely multiplying the pre-tax value of such interest (\$2,585,497) by 45

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percent to arrive at \$1,163,474. This is clearly erroneous unless it were shown that Junior's capital contribution and future capital contribution commitments to HL were wholly worthless and did not move the needle even one dollar on the HL's value – a position so extreme that even HLI does not argue for it. HLI's approach to the issue is not well-articulated but seems to be based on comparing the reduction in the value of Senior's holdings in HL to the fair market value of Junior's capital contributions to HL. Like Mr. Calandra, HLI's expert Robert Detling seems to value HL as of the time immediately before Junior's admission as a HL member based upon the assumption that HL had a functioning manager in place who would be in a position to sell Vista Del Lago's 107 improved homesites at retail – an approach that ignores the absence of a functioning manager at that point in time and is erroneous for the reasons stated above. HLI's approach to valuation is also materially flawed because it looks to what it believes HL would have to pay a manager on a current basis to replace the services Junior proposes to provide. This totally ignores the reality of the situation – Junior was not receiving any kind of a guaranteed payment from HL but instead was wholly dependent on the profits of HL to get paid for his work. The correct question to ask is what percentage of the profits HL would have to give to an independent third party manager to persuade such manager to work without pay for HL for 12 years, being dependent wholly on a share of the enterprises's profits (and additionally, to come out of pocket to furnish the same type of overhead that Junior was agreeing to provide).

As serious as these issues are, they are dwarfed in importance by the failure of the parties to evaluate the effect of the Operating Agreement on the value of the HL pre- and post-transfer interests. For an understanding of this issue, some background is necessary.

Under section 704(b) of the Internal Revenue Code, allocations of partnership items of income, gain, loss, deduction or credit will be respected and given effect only if such allocations have "substantial economic effect." (The Court assumes here that HL is taxed as a partnership for federal income

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**Chapter 11**

tax purposes, but this is almost always the case when an LLC is in the real estate business). The Internal Revenue Service issued Treasury Regulations under section 704(b) during the 1980s that spell out in great detail what is required for allocations to have substantial economic effect. Two of the requirements are that capital accounts must be maintained in accordance with tax accounting principles and that liquidating distributions must be made in accordance with, and in an amount equal to, the members' ending capital account balances. These rules are augmented by Internal Revenue Code section 704(c), which generally requires existing built-in gain or loss at the time of the admission of a new member to be specially allocated to the old members.

The Operating Agreement generally observes and incorporates these rules. Operating Agreement numbered paragraphs 11, 13(c). The Treasury Regulations generally do not permit a member's capital account to be increased by the amount of a promissory note at the time it is contributed to the entity (unless such promissory note is publicly traded), Treas. Regs. § 1.704-1(b)(2)(iv)(d)(2). Instead, the contributing partner gets capital account credit when he or she makes principal payments on the note. In the case of a contribution of services, there generally is no capital account credit at all. However, if Junior is allocated HL profits, those allocated profits would increase his capital account.

The upshot of these rules is that Junior would receive immediate capital account credit only for the \$150,000 in cash contributed by him to HL. He would receive additional capital account credit for HL overhead expenses covered by him at the time he paid or (possibly) accrued such expenses. He would also receive capital account credit when and if HL had profits and such profits were allocated to him.

Taking all of this together, there is a possibility<sup>2</sup> that if HL were liquidated shortly after Junior's admission, he would be repaid his capital contribution of \$150,000 (i.e., liquidating distributions paid in accordance with

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positive capital account balances) but would not receive anything beyond that. Senior, on the other hand, would have a capital account equal to the fair market value of all of HL's property (not including any property or services contributed by Junior). If HL were liquidated shortly after Junior's admission, Senior arguably would be entitled to receive a distribution of the entirety of this value (i.e., liquidating distributions paid in accordance with positive capital account balances). In summary, the Income Tax Regulations coupled with provisions of the Operating Agreement implementing and following those Regulations may well have created a situation where Senior retained the entirety of the value of what he contributed and parted only with 55 percent of the future appreciation of such property. (Any built-in gain existing in such property at the time of Junior's admission is required by Internal Revenue Code section 704(c) to be allocated back to Senior). All that Junior may have received in this transaction in exchange for his agreement to contribute \$150,000 in cash, to work for HL for 12 years without pay and to fund certain HL overhead expenses is a 55 percent on-the-come interest in future HL profits (while also being exposed to 55 percent of HL's losses which, if incurred, would reduce dollar-for-dollar any previous profits allocated to him).

**ANALYSIS – CONSPIRACY COUNT**

The conspiracy count remains intact because defendants HL and Junior have not shown themselves to be entitled to summary judgment on HLI's intentional fraudulent transfer cause of action.

**ANALYSIS – GOOD FAITH TRANSFEREE**

The Court agrees with HLI that the timing of HL restructuring – less than two weeks after the verdict – when coupled with the fact that Junior is an insider of Senior raise a genuine dispute as to material fact (namely, whether Junior acted in good faith in obtaining his 55 percent profits interest in HL).

**CONCLUSION**

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**Chapter 11**

For the foregoing reasons, the Motion is denied with prejudice as to intentional fraudulent transfer, conspiracy and good faith transferee. The Motion is denied without prejudice as to constructive fraudulent transfer.

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**Endnotes:**

<sup>1</sup> What is set forth herein are not affirmative findings but instead an expression of concern about the methodology used by the parties.

<sup>2</sup> As stated earlier, these comments in no way represent findings by the Court. They represent only the Court's concerns about the correct form of analysis required to evaluate the issue of reasonably equivalent value.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Terry Lee Fleming Sr

Represented By  
James E Till

**Defendant(s):**

Terry Lee Fleming Jr

Represented By  
Michael B Reynolds

Patricia Wilson-Fleming

Represented By  
Randall S Waier

Havasu Landing LLC

Represented By  
Michael B Reynolds

Terry Lee Fleming Sr

Represented By  
James E Till

**Plaintiff(s):**

Havasu Lakeshore Investments

Represented By  
Martin A Eliopulos



**United States Bankruptcy Court  
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**Thursday, December 6, 2018**

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10:00 AM

**6:18-17132 Carlos Alberto Bertolino**

**Chapter 7**

**#6.00**

Hrg. on approval of Reaffirmation Agreement filed 10/31/18 Between Debtor and Tokyo Century (USA) Inc., in the amount of \$25,329.19

Re: 2010 Hino 268A

Docket 16

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will disapprove the agreement as not in Debtor's best interest.

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Carlos Alberto Bertolino

Represented By  
Marlin Branstetter

**Trustee(s):**

John P Pringle (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, December 6, 2018**

**Hearing Room 225**

10:00 AM

**6:18-17132 Carlos Alberto Bertolino**

**Chapter 7**

**#7.00**

Hrg. on approval of Reaffirmation Agreement filed 10/31/18 Between Debtor and Tokyo Century (USA) Inc., in the amount of \$23,498.99

Re: 2011 Freightliner Bus Class M2 106

Docket 17

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will disapprove the agreement as not in Debtor's best interest.

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Carlos Alberto Bertolino

Represented By  
Marlin Branstetter

**Trustee(s):**

John P Pringle (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

Thursday, December 6, 2018

Hearing Room 225

10:00 AM

6:18-17606 Jeffrey Paul Bailey and Pattiann Theresa Bailey

Chapter 7

#8.00

Hrg. on approval of Reaffirmation Agreement filed 11/09/18 Between Debtor and Capital One Auto Finance, in the amount of \$ 11,423.22

Re: 2015 Nissan Altima Sedan 4D S 14 VIN: 1N4AL3APOFC468882

Docket 12

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will disapprove the agreement as not in Debtors' best interest.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Jeffrey Paul Bailey

Represented By  
Michael E Clark

**Joint Debtor(s):**

Pattiann Theresa Bailey

Represented By  
Michael E Clark

**Trustee(s):**

Robert Whitmore (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 301 Calendar**

**Thursday, December 6, 2018**

**Hearing Room 301**

10:00 AM

**6:18-17750 Indolfo Josue Banos**

**Chapter 7**

**#9.00**

Hrg on approval of Reaffirmation Agreement filed 11-15-18 Between Debtor and American Honda Finance Corp., in the amount of \$ 5,887.02

RE: 2014 Honda Accord

Docket 9

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will approve the agreement if Debtor is current, vehicle is insured and debtor is comfortable that all the payments can be made on time.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Indolfo Josue Banos

Represented By  
Daniel King

**Trustee(s):**

Arturo Cisneros (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, December 6, 2018**

**Hearing Room 225**

10:00 AM

**6:18-18357 Sakol Likhitnopakhun**

**Chapter 7**

**#10.00**

Hrg. on approval of Reaffirmation Agreement filed 11/07/18 Between Debtor and Toyota Motor Credit Corporation, in the amount of \$ 24,116.37

Re: 2017 Toyota Prius, VIN: JTDKBRFU9H3052576

Docket 8

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will disapprove the agreement as not in Debtor's best interest.

COURT TO PREPARE ORDER.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Sakol Likhitnopakhun

Pro Se

**Trustee(s):**

Todd A. Frealy (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, December 10, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-13996 Jay Mandel Fontenot**

**Chapter 13**

**#1.00**

Motion for relief from stay [Real Property]

Bayview Loan Servicing LLC, As Servicer For The Bank Of New York Mellon  
FKA The Bank Of New York As Trustee For The Certificateholder Of The  
CWMBS Inc., CHL Mortgage Pass-Through Trust 2007-HYB1, Mortgage Pass-  
Through Certificates, Series 2007-HYB1 - vs. DEBTOR  
(Motion filed 11/13/18)

**[RE: 1311 West Marigold Avenue, La Habra, CA 90631]**

**[Tele. appr., Alexander K. Lee, repr., Bayview Loan Servicing, LLC]**

Docket 59

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will grant the motion under § 362(d)(1).

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Jay Mandel Fontenot

Represented By  
Krystina T Tran

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, December 10, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-10930 Gerald Bennet Villaverde and Melinda Emma Sutika**

**Chapter 13**

**#2.00**

Motion for relief from stay [Personal Property]

JPMorgan Chase Bank, N.A. vs. DEBTORS  
(Motion filed 11/8/18)

**[RE: 2014 Nissan Maxima - VIN No.: 1N4AA5AP2EC465126]**

**[Tele. appr., Alexander K. Lee, repr., JPMorgan Chase Bank, National Association]**

Docket 62

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will grant the motion under § 362(d)(1) and (d)(2) unless debtors are current by the hearing date.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Gerald Bennet Villaverde

Represented By  
Christopher J Langley

**Joint Debtor(s):**

Melinda Emma Sutika

Represented By  
Christopher J Langley

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, December 10, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-13100 Michael Miranda and Sommer Miranda**

**Chapter 7**

**#3.00**

Motion for relief from stay [Personal Property]

JPMorgan Chase Bank, N.A. vs. DEBTORS  
(Motion filed 10/31/18)

**[RE: 2013 Hyundai Sonata - VIN No.: 5NPEB4AC4DH734892]**

Docket 19

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The Court will grant the motion under § 362(d)(1) and (d)(2).

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Michael Miranda

Represented By  
Christopher P Walker

**Joint Debtor(s):**

Sommer Miranda

Represented By  
Christopher P Walker

**Trustee(s):**

Jeffrey I Golden (TR)

Pro Se



**United States Bankruptcy Court  
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Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 5C Calendar**

**Monday, December 10, 2018**

**Hearing Room 5C**

9:00 AM

**8:18-13522 Mohammad Ali Kharazmi**

**Chapter 11**

**#4.00 Motion for relief from automatic stay [Real Property]**

Lone Oak Fund LLC vs. DEBTOR  
(Motion filed 11/14/18)

**[RE: 4721 Cortland Drive, Corona Del Mar, CA 92625]**

Docket 20

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

No tentative ruling.

**Party Information**

**Debtor(s):**

Mohammad Ali Kharazmi

Represented By  
Leonard Pena

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, December 10, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-13522 Mohammad Ali Kharazmi**

**Chapter 11**

**#5.00**

Motion for relief from automatic stay [Personal Property]

Ally Financial Lease Trust vs. DEBTOR  
(Motion filed 11/14/18)

**[RE: 2016 Maserati Ghibli - VIN NO.: ZAM57XSA3G1173804]**

Docket 21

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The Court will grant the motion under § 362(d)(1) and (d)(2).

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Mohammad Ali Kharazmi

Represented By  
Leonard Pena

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, December 10, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-13525 Linda Eileen Rose**

**Chapter 7**

**#6.00**

Motion for relief from stay {Real Property}

Wells Fargo Bank, N.A. vs. DEBTOR  
(Motion filed 10/30/18)

**[RE: 1508 Via Tulipan, San Clemente, CA, 92673]**

Docket 9

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

No tentative ruling.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Linda Eileen Rose

Represented By  
Derik N Lewis

**Trustee(s):**

Jeffrey I Golden (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, December 10, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-13957 Daniel Ater**

**Chapter 13**

**#7.00**

Motion for relief from stay [Unlawful Detainer]

The Arbors - Lake Forest Owner, LLC vs. DEBTOR  
(Motion filed 11/6/18)

[RE: 26356 Vintage Woods Road, #21K, Lake Forest, CA 92630]

Docket 9

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - VOLUNTARY  
DISMISSAL OF MOTION FILED 12-7-18 - (Docket No. [16])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Daniel Ater

Pro Se

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, December 10, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-13973 Cary Clare Lenard and Debbie L Lenard**

**Chapter 7**

**#8.00**

Motion for relief from stay [Unlawful Detainer]

Tony Nguyen and Linda Tran Family Trust Dated January 5, 2011 vs.  
DEBTORS  
(Motion filed 11/7/18) (Amended filed 11/7/18)

**[RE: 28032 Virginia Street, Mission Viejo, CA 92692]**

Docket 18

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - ORDER and Notice of  
Dismissal of Case for Failure to File Initial Petition Documents Within 72  
Hours ENTERED 11-5-18 - (Docket No. [15])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Cary Clare Lenard

Represented By  
Julie Nong

**Joint Debtor(s):**

Debbie L Lenard

Represented By  
Julie Nong

**Trustee(s):**

Richard A Marshack (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Monday, December 10, 2018

Hearing Room 6C

2:00 PM

8:17-12632 Kitcha Ranch and Sana Ranch

Chapter 7

#1.00

Hearing RE: Trustee's Final Report And Applications For Compensation And Reimbursement Of Expenses  
(Final Report filed 11/9/18)

**[RE: RICHARD A. MARSHACK - Chapter 7 Trustee]  
[Fees: \$47,350.00; Expenses: \$354.48]**

**[RE: MARSHACK HAYS LLP - Attorney For Chapter 7 Trustee]  
[Fees: \$35,018.00; Expenses: \$540.26]**

**[RE: HAHN FIFE & COMPANY LLP - Accountant For Trustee]  
[Fees: \$4,746.00; Expenses: \$416.40]**

Docket 90

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will grant and allow:

Trustee's fees: \$47,350.00  
Trustee's expenses: \$354.48  
Marshack Hays fees: \$35,018.00  
Marshack Hays expenses: \$540.26  
Hahn Fife fees: \$4,746.00  
Hahn Fife expenses: \$416.40

CHAPTER 7 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Kitcha Ranch

Represented By  
Bruce D White

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, December 10, 2018**

**Hearing Room 6C**

---

2:00 PM

**CONT... Kitcha Ranch and Sana Ranch**

**Chapter 7**

**Joint Debtor(s):**

Sana Ranch

Represented By  
Bruce D White

**Trustee(s):**

Richard A Marshack (TR)

Represented By  
D Edward Hays  
David Wood

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, December 10, 2018**

**Hearing Room 6C**

2:00 PM

**8:18-12667 WCR Development Company LLC**

**Chapter 11**

**#2.00**

CONT'D Hearing RE: Motion By United States Trustee To Dismiss Case Pursuant To 11 U.S.C. Section 1112(b); Request For Judgment For Any Quarterly Fees Due And Payable To The U.S. Trustee At The Time Of The Hearing  
(Motion filed 9/25/18)

FR: 10-22-18

Docket 29

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will grant the motion and dismiss the action or convert it to Chapter 7.  
Grant judgment to UST for unpaid quarterly fees.

UNITED STATES TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

WCR Development Company LLC

Represented By  
Robert P Goe  
Michael J Hauser



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Monday, December 10, 2018

Hearing Room 6C

2:00 PM

6:08-14592 Empire Land, LLC

Chapter 7

#3.00

Hrg. on Motion to File Under Seal

(OST signed 12/3/18)

Docket 2456

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court appreciates the parties' work in briefing the relevant issues and, particularly, the supplemental briefs the Court had requested.

The Court will hear the parties' arguments and set a date and time for an *in camera* hearing at which the Court will review an exact copy of the pleading sought to be filed under seal and rule on the matter, either at the hearing or after the Court has taken the matter under submission.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Empire Land, LLC

Represented By  
James Stang  
Robert M Saunders  
Michael I Gottfried  
----- O'melveny & Myers  
Dean A Ziehl  
Jonathan A Loeb  
P Sabin Willett  
Richard K Diamond (TR)  
Jeffrey Rosenfeld

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, December 10, 2018**

**Hearing Room      6C**

---

2:00 PM

**CONT...      Empire Land, LLC**

**Chapter 7**

**Trustee(s):**

Richard K Diamond (TR)

**Represented By**

Michael I Gottfried  
Richard S Berger - SUSPENDED -  
Rodger M Landau  
Richard K Diamond  
Peter M Bransten  
Aleksandra Zimonjic  
Monica Rieder  
Lisa N Nobles  
Peter J Gurfein  
Paul Hastings  
Roye Zur  
Amy Evans  
Best Best & Krieger  
Franklin C Adams  
Thomas J Eastmond

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, December 12, 2018

Hearing Room 6C

9:00 AM

**8:15-11423 Leonard Newman**

**Chapter 7**

Adv#: 8:16-01261 Farmers & Merchants Bank Of Long Beach v. Newman et al

**#1.00**

CONT'D PRE-TRIAL CONFERENCE Hearing RE: Complaint To Determine  
Dischargeability Of Debt  
[11 U.S.C. Sections 523(a)(2)(A) and 523(a)(4)]  
(Complaint filed 12/14/16)  
(PTC set at S/C held 2/8/17)

FR: 2-8-17; 10-18-17; 2-28-18

Docket 1

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO JANUARY 23, 2019 AT  
9:00 A.M. PER ORDER CONTINUING PRETRIAL CONFERENCE  
ENTERED 11-20-18 - (Docket No. [26])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Leonard Newman

Represented By  
Darvy M Cohan

**Defendant(s):**

Leonard Newman

Pro Se

Chrisy Anne Newman

Pro Se

**Joint Debtor(s):**

Chrisy Anne Newman

Represented By  
Darvy M Cohan

**Plaintiff(s):**

Farmers & Merchants Bank Of Long

Represented By  
Ronald Appel

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, December 12, 2018**

**Hearing Room 6C**

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9:00 AM

**CONT... Leonard Newman**

**Chapter 7**

**Trustee(s):**

Thomas H Casey (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, December 12, 2018

Hearing Room 6C

9:00 AM

8:15-13556 John Olaf Halvorson

Chapter 7

#2.00

CONT'D Hearing RE: Motion For Order to Show Cause Pursuant to Local Bankruptcy Rule 9020-1 Why the Baeks Should Not Be Held in Contempt for Willfully Violating the Automatic Stay and Court Order and Sanctioned Pursuant to 11 U.S.C. Section 105  
(Motion filed 5/29/18)  
(Set per Order Entered 8-31-18)

FR: 10-22-18

Docket 282

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The Court will continue almost all Halvorson matters, including this matter, as a status conference only (i.e., no motion will be heard on the continued hearing date) to January 29, 2019 at 2:00 p.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

John Olaf Halvorson

Represented By  
Marc C Forsythe  
Charity J Manee

**Trustee(s):**

Weneta M Kosmala (TR)

Represented By  
Reem J Bello  
Faye C Rasch  
Jeffrey I Golden

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, December 12, 2018

Hearing Room 6C

9:00 AM

**8:15-13556 John Olaf Halvorson**

**Chapter 7**

Adv#: 8:15-01391 Baek et al v. Halvorson et al

**#3.00**

CONT'D Hearing RE: Motion For (1) Sanctions Against Richard Baek, Baek 153, LLC, Pacific Commercial Group, LLC, Grace Baek, And Their Attorneys Of Record, Corey Tolliver, And Christopher Coyle For Failure To Participate In Court Ordered Mediation In Good Faith; And (2) Order Revoking Pro Hac Vice Admissions Of Attorneys Christopher Coyle And Corey Tolliver (Docket No. [61] in 8:15-ap-01391, Docket No. [41] in 8:15-ap-01454) And Motion To Lift The Stay Imposed On June 29, 2016 (Docket No. [76] in 8:15-ap-01391, Docket No. [58] in 8:15-ap-01454)  
(Order setting hearing Entered 11/22/17)

FR: 2-28-18; 4-11-18; 6-13-19; 10-17-18

Docket 61

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The Court will continue almost all Halvorson matters, including this matter, as a status conference only (i.e., no motion will be heard on the continued hearing date) to January 29, 2019 at 2:00 p.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

John Olaf Halvorson

Represented By  
Marc C Forsythe  
Charity J Miller

**Defendant(s):**

John O. Halvorson

Represented By  
Marc C Forsythe  
Charity J Miller

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, December 12, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... John Olaf Halvorson**

**Chapter 7**

Dan L. Halvorson

Represented By

Guillermo Cabrera  
Christopher Celentino  
Peter W Bowie  
Reem J Bello  
Marc C Forsythe  
Steven J. Katzman  
Kyle Kveton  
Charity J Miller

Jerry Ann Randall

Represented By

Guillermo Cabrera  
Christopher Celentino  
Peter W Bowie  
Reem J Bello  
Marc C Forsythe  
Steven J. Katzman  
Kyle Kveton  
Charity J Miller

PCC Fund I, LLC

Pro Se

Granite Bay Partners II, LLC

Pro Se

JH RE Holdings, LLC

Pro Se

Commercial Income Advisors, Inc.

Pro Se

**Plaintiff(s):**

Richard Baek

Represented By

Reem J Bello  
Ali Matin  
Steven J. Katzman  
Kyle Kveton

Pacific Commercial Group, LLC

Represented By

Reem J Bello  
Kyle Kveton  
Steven J. Katzman

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, December 12, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... John Olaf Halvorson**

**Chapter 7**

Baek 153, LLP

Ali Matin

Represented By  
Reem J Bello  
Kyle Kveton  
Steven J. Katzman  
Ali Matin

Weneta M. Kosmala

Pro Se

**Trustee(s):**

Weneta M Kosmala (TR)

Represented By  
Reem J Bello  
Faye C Rasch  
Jeffrey I Golden



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, December 12, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-13556 John Olaf Halvorson**

**Chapter 7**

Adv#: 8:15-01391 Baek et al v. Halvorson et al

**#4.00**

CONT'D Hearing RE: Motion (1) For Stay Relief To The Extent Necessary And (2) To Vacate All Orders And Dismiss Action PURsuant To FRCP 12(b)(1) For Lack Of Subject Matter Jursidiction (Motion filed 8/31/18)

FR: 10-15-18

Docket 298

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The Court will continue almost all Halvorson matters, including this matter, as a status conference only (i.e., no motion will be heard on the continued hearing date) to January 29, 2019 at 2:00 p.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

John Olaf Halvorson

Represented By  
Marc C Forsythe  
Charity J Manee

**Defendant(s):**

John O. Halvorson

Represented By  
Marc C Forsythe  
Charity J Manee

Dan L. Halvorson

Represented By  
Guillermo Cabrera  
Christopher Celentino

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, December 12, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... John Olaf Halvorson**

**Chapter 7**

Peter W Bowie  
Reem J Bello  
Marc C Forsythe  
Steven J. Katzman  
Kyle Kveton  
Charity J Manee

Jerry Ann Randall

Represented By  
Guillermo Cabrera  
Christopher Celentino  
Peter W Bowie  
Reem J Bello  
Marc C Forsythe  
Steven J. Katzman  
Kyle Kveton  
Charity J Manee

PCC Fund I, LLC

Pro Se

Granite Bay Partners II, LLC

Pro Se

JH RE Holdings, LLC

Pro Se

Commercial Income Advisors, Inc.

Pro Se

**Plaintiff(s):**

Richard Baek

Represented By  
Reem J Bello  
Ali Matin  
Steven J. Katzman  
Kyle Kveton

Pacific Commercial Group, LLC

Represented By  
Reem J Bello  
Kyle Kveton  
Steven J. Katzman  
Ali Matin

Baek 153, LLP

Represented By  
Reem J Bello

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, December 12, 2018**

**Hearing Room 6C**

---

9:00 AM

**CONT...**

**John Olaf Halvorson**

**Chapter 7**

Kyle Kveton  
Steven J. Katzman  
Ali Matin

Weneta M. Kosmala

Pro Se

**Trustee(s):**

Weneta M Kosmala (TR)

Represented By  
Reem J Bello  
Faye C Rasch  
Jeffrey I Golden

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, December 12, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-13556 John Olaf Halvorson**

**Chapter 7**

Adv#: 8:15-01391 Baek et al v. Halvorson et al

**#5.00**

CONT'D STATUS CONFERENCE Hearing  
(Set per Order Staying Memorandum Decision And Order After Bifurcated Trial  
On Unclean Hands Entered on 2/20/18)

FR: 2-28-18; 4-25-18; 9-5-18; 10-17-18

Docket 1

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The Court will continue almost all Halvorson matters, including this matter, as a status conference only (i.e., no motion will be heard on the continued hearing date) to January 29, 2019 at 2:00 p.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

John Olaf Halvorson

Represented By  
Marc C Forsythe  
Charity J Miller

**Defendant(s):**

John O. Halvorson

Represented By  
Marc C Forsythe  
Charity J Miller

Dan L. Halvorson

Represented By  
Guillermo Cabrera  
Christopher Celentino  
Peter W Bowie  
Reem J Bello

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, December 12, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... John Olaf Halvorson**

**Chapter 7**

Jerry Ann Randall

Marc C Forsythe  
Steven J. Katzman  
Kyle Kveton  
Charity J Miller

Represented By  
Guillermo Cabrera  
Christopher Celentino  
Peter W Bowie  
Reem J Bello  
Marc C Forsythe  
Steven J. Katzman  
Kyle Kveton  
Charity J Miller

PCC Fund I, LLC

Pro Se

Granite Bay Partners II, LLC

Pro Se

JH RE Holdings, LLC

Pro Se

Commercial Income Advisors, Inc.

Pro Se

**Plaintiff(s):**

Richard Baek

Represented By  
Reem J Bello  
Ali Matin  
Steven J. Katzman  
Kyle Kveton

Pacific Commercial Group, LLC

Represented By  
Reem J Bello  
Kyle Kveton  
Steven J. Katzman  
Ali Matin

Baek 153, LLP

Represented By  
Reem J Bello  
Kyle Kveton  
Steven J. Katzman

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, December 12, 2018**

**Hearing Room      6C**

---

9:00 AM

**CONT...      John Olaf Halvorson**

**Chapter 7**

Weneta M. Kosmala

Ali Matin

Pro Se

**Trustee(s):**

Weneta M Kosmala (TR)

Represented By  
Reem J Bello  
Faye C Rasch  
Jeffrey I Golden

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, December 12, 2018

Hearing Room 6C

9:00 AM

**8:15-13556 John Olaf Halvorson**

**Chapter 7**

Adv#: 8:15-01454 Baek v. Halvorson et al

**#6.00**

CONT'D Hearing RE: Motion For (1) Sanctions Against Richard Baek, Baek 153, LLC, Pacific Commercial Group, LLC, Grace Baek, And Their Attorneys Of Record, Corey Tolliver, And Christopher Coyle For Failure To Participate In Court Ordered Mediation In Good Faith; And (2) Order Revoking Pro Hac Vice Admissions Of Attorneys Christopher Coyle And Corey Tolliver (Docket No. [61] in 8:15-ap-01391, Docket No. [41] in 8:15-ap-01454) And Motion To Lift The Stay Imposed On June 29, 2016 (Docket No. [76] in 8:15-ap-01391, Docket No. [58] in 8:15-ap-01454)  
(Order setting hearing Entered 11/22/17)

FR: 2-28-18; 4-11-18; 6-13-18; 10-17-18

Docket 41

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The Court will continue almost all Halvorson matters, including this matter, as a status conference only (i.e., no motion will be heard on the continued hearing date) to January 29, 2019 at 2:00 p.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

John Olaf Halvorson

Represented By  
Marc C Forsythe  
Charity J Miller

**Defendant(s):**

John Olaf Halvorson

Represented By  
Charity J Miller

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, December 12, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... John Olaf Halvorson**

**Chapter 7**

Weneta M.A. Kosmala

Marc C Forsythe

Represented By  
Reem J Bello

**Plaintiff(s):**

Grace Baek

Represented By  
Ali Matin  
Steven J. Katzman  
Kyle Kveton

**Trustee(s):**

Weneta M Kosmala (TR)

Represented By  
Reem J Bello  
Faye C Rasch  
Jeffrey I Golden



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, December 12, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-13556 John Olaf Halvorson**

**Chapter 7**

Adv#: 8:15-01454 Baek v. Halvorson et al

**#7.00**

CONT'D STATUS CONFERENCE Hearing  
(Set per Order Staying Memorandum Decision And Order After Bifurcated Trial  
On Unclean Hands Entered on 2/20/18)

FR: 2-28-18; 4-25-18; 9-5-18; 10-17-18

Docket 1

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The Court will continue almost all Halvorson matters, including this matter, as a status conference only (i.e., no motion will be heard on the continued hearing date) to January 29, 2019 at 2:00 p.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

John Olaf Halvorson

Represented By  
Marc C Forsythe  
Charity J Miller

**Defendant(s):**

John Olaf Halvorson

Represented By  
Charity J Miller  
Marc C Forsythe

Weneta M.A. Kosmala

Represented By  
Reem J Bello

**Plaintiff(s):**

Grace Baek

Represented By

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, December 12, 2018**

**Hearing Room 6C**

---

9:00 AM

**CONT... John Olaf Halvorson**

**Chapter 7**

Ali Matin  
Steven J. Katzman  
Kyle Kveton

**Trustee(s):**

Weneta M Kosmala (TR)

Represented By  
Reem J Bello  
Faye C Rasch  
Jeffrey I Golden

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, December 12, 2018

Hearing Room 6C

9:00 AM

**8:15-13556 John Olaf Halvorson**

**Chapter 7**

Adv#: 8:17-01120 Kosmala v. Hoosten et al

**#8.00**

CONT'D STATUS CONFERENCE RE: Complaint:

- (1) To Avoid And Recover Fraudulent Transfers Pursuant To 11 U.S.C. Sections 548(a)(1)(A), 548(a)(1)(B) And 550;
- (2) To Avoid And Recover Fraudulent Transfers Pursuant To 11 U.S.C. Sections 548(a)(1)(A), 548(a)(1)(B) And 550;
- (3) For Breach Of Contract;
- (4) To Avoid And Recover Fraudulent Transfers Pursuant To 11 U.S.C. Sections 548(a)(1)(A), 548(a)(1)(B) And 550;
- (5) To Avoid And Recover Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550;
- (6) For Resulting Trust;
- (7) For Constructive Trust;
- (8) To Preserve Transfers For The Benefit Of The Estate Pursuant To 11 U.S.C. Section 551; And
- (9) For Attorneys' Fees And Costs  
(set per order entered 3-2-18)

FR: 4-25-18; 7-25-18; 11-14-18

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will continue the status conference to April 17, 2019 at 9:00 a.m. to permit the parties to proceed with mediation. A mediation stipulation shall be filed and an order thereon lodged on or before January 31, 2019.

COURT TO PREPARE ORDER.

**Party Information**

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, December 12, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... John Olaf Halvorson**

**Chapter 7**

**Debtor(s):**

John Olaf Halvorson

Represented By  
Marc C Forsythe  
Charity J Miller

**Defendant(s):**

David Hoosten

Pro Se

PCC Fund 1, LLC

Pro Se

Rod Van Zandt

Pro Se

**Plaintiff(s):**

Weneta M.A. Kosmala

Represented By  
Reem J Bello

**Trustee(s):**

Weneta M Kosmala (TR)

Represented By  
Reem J Bello  
Faye C Rasch  
Jeffrey I Golden

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, December 12, 2018

Hearing Room 6C

9:00 AM

**8:15-13556 John Olaf Halvorson**

**Chapter 7**

Adv#: 8:17-01120 Kosmala v. Hoosten et al

**#9.00**

Hearing RE: Defendant's Motion To Dismiss The Adversary Complaint  
(Motion filed 11/20/18)

Docket 33

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will deny the motion with prejudice on the ground that the motion is untimely under Federal Rule of Bankruptcy Procedure 7012(b) and Federal Rule of Civil Procedure 12(b), which require a motion dismiss be filed before an answer is filed. Movant filed an answer on October 16, 2017.

CHAPTER 7 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

John Olaf Halvorson

Represented By  
Marc C Forsythe  
Charity J Manee

**Defendant(s):**

David Hoosten

Pro Se

PCC Fund 1, LLC

Pro Se

Rod Van Zandt

Pro Se

**Plaintiff(s):**

Weneta M.A. Kosmala

Represented By  
Reem J Bello

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, December 12, 2018**

**Hearing Room 6C**

---

9:00 AM

**CONT... John Olaf Halvorson**

**Chapter 7**

**Trustee(s):**

Weneta M Kosmala (TR)

Represented By  
Reem J Bello  
Faye C Rasch  
Jeffrey I Golden

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, December 12, 2018

Hearing Room 6C

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01012 Official Committee of Unsecured Creditors of Freed v. Kushner et al

**#10.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint:

(1) For Damages;

(2) To Avoid Fraudulent Transfers Pursuant To 11 U.S.C. Section 548(a)(1)(B);  
And

(3) To Avoid Fraudulent Transfers Pursuant To 11 U.S.C. Section 544 And  
California Civil Code Sections 3439.04, 3439.05 And 3439.07; And  
Jury Trial Demand

(Complaint filed 1/26/17)

FR: 4-19-17; 6-21-17; 8-2-17; 12-13-17; 2-7-18; 2-5-18

Docket 1

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO MAY 31, 2019 AT 9:00  
A.M. PER ORDER APPROVING JOINT STIPULATION ENTERED 6-18-  
18 - (Docket No. [91] - nlb**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

Aaron Kushner

Pro Se

Eric Spitz

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, December 12, 2018**

**Hearing Room      6C**

9:00 AM

**CONT...      Freedom Communications, Inc.**

**Chapter 11**

Richard J. Covelli      Pro Se

Traci M. Christian      Pro Se

Larry P. Chinn      Pro Se

C & C Marketing LLC      Pro Se

C2 Advisors, LLC      Pro Se

Etaros Actuarial Services LLC      Pro Se

Financial Institution Consulting      Pro Se

JTR, LLC      Pro Se

**Plaintiff(s):**

Official Committee of Unsecured

Represented By  
Alan J Kornfeld



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, December 12, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01167 Official Committee Of Unsecured Creditors v. Ink Systems, Inc.

**#11.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550  
(Complaint filed 10/26/17)

FR: 2-28-18 at 9:00 a.m.; 2-28-18; 4-4-18

**[Tele. appr., Shadi Farzan, repr., Ink Systems]**

Docket 1

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The Court will continue this status conference to March 27, 2019 at 9:00 a.m. to permit finalization of settlement.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, December 12, 2018**

**Hearing Room 6C**

---

9:00 AM

**CONT... Freedom Communications, Inc.**

**Chapter 11**

**Defendant(s):**

Ink Systems, Inc.

Represented By  
Theodore A Cohen

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine  
Jeffrey P Nolan

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, December 12, 2018

Hearing Room 6C

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01201 Official Committee Of Unsecured Creditors v. Advantage Mailing, LLC

**#12.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550  
(Complaint filed 10/26/17)

FR: 4-4-18

Docket 1

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - ORDER APPROVING  
STIPULATION OF DISMISSAL WITH PREJUDICE ENTERED 12-7-18 -  
(Docket No. [13])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

Advantage Mailing, LLC

Represented By  
Michael B Reynolds

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, December 12, 2018**

**Hearing Room 6C**

9:00 AM

**CONT...**

**Freedom Communications, Inc.**

Jeffrey P Nolan

**Chapter 11**

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, December 12, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01204 Official Committee Of Unsecured Creditors v. Press-One Customer Care,

**#13.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550  
(Complaint filed 10/26/17)

FR: 4-4-18

Docket 1

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The Court will continue this status conference to March 27, 2019 at 9:00 a.m. to allow mediation to proceed. The parties shall file a mediation stipulation and lodge an order thereon on or before January 15, 2019.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

Press-One Customer Care, Inc.

Represented By

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, December 12, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... Freedom Communications, Inc.**

**Chapter 11**

Scott A Schiff

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine  
Jeffrey P Nolan

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, December 12, 2018

Hearing Room 6C

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01205 Official Committee Of Unsecured Creditors v. Goodwill Industries of

**#14.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550  
(Complaint filed 10/26/17)

FR: 4-4-18

Docket 1

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The Court approves the mediation stipulation and continues this status conference to March 27, 2019 at 9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

Goodwill Industries of Orange

Represented By  
Donald W Sieveke

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, December 12, 2018**

**Hearing Room 6C**

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9:00 AM

**CONT... Freedom Communications, Inc.**

**Chapter 11**

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine  
Jeffrey P Nolan



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, December 12, 2018

Hearing Room 6C

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01206 Official Committee Of Unsecured Creditors v. Turn-Key Solutions, Inc.

**#15.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550  
(Complaint filed 10/26/17)

FR: 4-4-18

Docket 1

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The Court will continue this status conference to March 27, 2019 at 9:00 a.m. to permit settlement documents to be finalized.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

Turn-Key Solutions, Inc.

Represented By  
Kristofer R McDonald

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, December 12, 2018**

**Hearing Room 6C**

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9:00 AM

**CONT... Freedom Communications, Inc.**

**Chapter 11**

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine  
Jeffrey P Nolan

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, December 12, 2018

Hearing Room 6C

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01209 Official Committee Of Unsecured Creditors v. Case Paper Co., Inc.

**#16.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550  
(Complaint filed 10/26/17)

FR: 4-4-18

Docket 1

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The Court will continue this status conference to March 27, 2019 at 9:00 a.m. to permit settlement negotiations to go forward.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

Case Paper Co., Inc.

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, December 12, 2018**

**Hearing Room 6C**

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9:00 AM

**CONT... Freedom Communications, Inc.**

**Chapter 11**

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine  
Jeffrey P Nolan

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, December 12, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01210 Official Committee Of Unsecured Creditors v. McGrann Paper Corporation

**#17.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550  
(Complaint filed 10/26/17)

FR: 4-4-18

Docket 1

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - NOTICE OF  
DISMISSAL WITHOUT PREJUDICE - (Docket No. [14])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

McGrann Paper Corporation

Pro Se

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine  
Jeffrey P Nolan

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, December 12, 2018

Hearing Room 6C

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01213 Official Committee Of Unsecured Creditors v. United Information Services,

**#18.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550  
(Complaint filed 10/26/17)

FR: 4-4-18

**[Tele. appr., David B. Golubchik, repr., United Information Service, Inc.]**

Docket 1

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The Court will continue this status conference to March 27, 2019 at 9:00 a.m. to permit settlement negotiations to go forward.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

United Information Services, Inc.

Represented By

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, December 12, 2018**

**Hearing Room 6C**

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9:00 AM

**CONT... Freedom Communications, Inc.**

**Chapter 11**

David B Golubchik

Sourcehov LLC

Represented By  
David B Golubchik

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine  
Jeffrey P Nolan

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, December 12, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15715 William John Murphy**

**Chapter 7**

Adv#: 8:16-01147 Vohne Liche Kennels, Inc. et al v. Murphy et al

**#19.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint For  
Nondischargeability Of Debt Pursuant To 11 U.S.C. Sections 523(a)(2)(A), And  
(a)(6) And 727(a)(3), (a)(4), (a)(5) And (a)(7)  
Complaint filed 6/7/16  
(S/C set per Order Entered 6-23-17 - Docket No. [39])

FR: 8-24-16; 2-13-17; 9-20-17, 12-6-17, 7-11-18

Docket 1

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO JULY 17, 2019 AT 9:00  
A.M. PER ORDER APPROVING REQUEST TO CONTINUE STATUS  
CONFERENCE ENTERED 11-2-18 - (Docket No. [55])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

William John Murphy

Represented By  
D Edward Hays

**Defendant(s):**

William John Murphy

Represented By  
D Edward Hays

Cheryl Lynn Murphy

Represented By  
D Edward Hays

**Joint Debtor(s):**

Cheryl Lynn Murphy

Represented By  
D Edward Hays

**Plaintiff(s):**

Vohne Liche Kennels, Inc.

Represented By



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, December 12, 2018**

**Hearing Room 6C**

---

9:00 AM

**CONT... William John Murphy**

**Chapter 7**

Neal Salisian  
Ashleigh A Danker

VLK Risk Consultants, Inc.

Represented By  
Ashleigh A Danker  
Neal Salisian

**Trustee(s):**

Jeffrey I Golden (TR)

Represented By  
Jason Balitzer

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, December 12, 2018**

**Hearing Room 6C**

9:00 AM

**8:16-10045 C & W Murphy and Associates, Inc.**

**Chapter 7**

Adv#: 8:18-01002 Kosmala v. Savannah Corp. et al

**#20.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint For Avoidance Of Fraudulent Transfers (11 U.S.C. Section 548, And/Or Section 544); Avoidance Of Preferential Transfers (11 U.S.C. Section 547); And Conversion (Complaint filed 1/5/18)  
(Another Summons issued 3/8/18)

FR: 3-28-18; 5-30-18

Docket 1

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO JANUARY 23, 2019 AT  
9:00 A.M. PER ORDER CONTINUING STATUS CONFERENCE  
ENTERED 11-20-18 - (Docket No. [17])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

C & W Murphy and Associates, Inc.

Represented By  
D Edward Hays

**Defendant(s):**

Savannah Corp.	Pro Se
The Olivia Group	Pro Se
Reagan Industries, Inc.	Pro Se
William J Murphy and Cheryl Lynn	Pro Se
Cristen Durham	Pro Se
Jacquelyn Murphy Romero	Pro Se
Brandon Durham	Pro Se
Margaret Murphy	Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, December 12, 2018**

**Hearing Room 6C**

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9:00 AM

**CONT... C & W Murphy and Associates, Inc.**

**Chapter 7**

**Plaintiff(s):**

Weneta M.A. Kosmala

Represented By  
Erin P Moriarty

**Trustee(s):**

Weneta M Kosmala (TR)

Represented By  
Erin P Moriarty

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, December 12, 2018**

**Hearing Room 6C**

9:00 AM

**8:16-10045 C & W Murphy and Associates, Inc.**

**Chapter 7**

Adv#: 8:18-01003 Kosmala v. Infinity Builders, Inc. et al

**#21.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint For Avoidance Of Fraudulent Transfers (11 U.S.C. Section 548, And/Or Section 544) And/Or Preferential Transfers (11 U.S.C. Section 547)  
(Complaint filed 1/5/18)  
(Another Summons issued 3/8/18)

FR: 3-8-18; 5-30-18; 7-25-18

Docket 1

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO JANUARY 23, 2019 AT  
9:00 A.M. PER ORDER CONTINUING STATUS CONFERENCE  
ENTERED 12-20-18 - (Docket No. [17])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

C & W Murphy and Associates, Inc.

Represented By  
D Edward Hays

**Defendant(s):**

Infinity Builders, Inc.

Pro Se

Ashley N. Belthius

Pro Se

**Plaintiff(s):**

Weneta M.A. Kosmala

Represented By  
Erin P Moriarty

**Trustee(s):**

Weneta M Kosmala (TR)

Represented By  
Erin P Moriarty

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, December 12, 2018**

**Hearing Room 6C**

9:00 AM

**8:16-10045 C & W Murphy and Associates, Inc.**

**Chapter 7**

Adv#: 8:18-01004 Kosmala v. First Farmers Bank & Truste Co. et al

**#22.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint For Declaratory Relief; Avoidance Of Lien (11 U.S.C. Section 544, And/Or Section 548); Accounting; And Objection To Claim (11 U.S.C. Section 502) (Complaint filed 1/5/18) (Another Summons issued 5/8/18)

FR: 5=30-18; 7-25-18

Docket 1

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO JULY 17, 2019 AT 9:00 A.M. PER ORDER APPROVING STIPULATION ENTERED 11-2-18 - (Docket No. [22])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

C & W Murphy and Associates, Inc.	Represented By D Edward Hays
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**Defendant(s):**

First Farmers Bank & Truste Co.	Pro Se
Vohne Liche Kennels, Inc.	Pro Se
VLK Risk Consultants, Inc.	Pro Se

**Plaintiff(s):**

Weneta M.A. Kosmala	Represented By Erin P Moriarty
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**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, December 12, 2018**

**Hearing Room 6C**

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9:00 AM

**CONT... C & W Murphy and Associates, Inc.**

**Chapter 7**

**Trustee(s):**

Weneta M Kosmala (TR)

Represented By  
Erin P Moriarty

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, December 12, 2018**

**Hearing Room 6C**

9:00 AM

**8:16-15208 Michael Younessi**

**Chapter 11**

**#23.00**

CONT'D STATUS CONFERENCE Hearing RE: (1) Status Of Chapter 11 Case;  
And (2) Requiring Report On Status Of Chapter 11 Case  
(Petition filed 12/27/16)

FR: 3-8-17; 8-2-17; 11-29-17; 3-28-18; 8-8-18

Docket 0

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The Court will continue the status conference to January 30, 2019 at 9:00 a.m. No updated status report is required.

COURT TO PREPARE ORDER.

<b>Party Information</b>
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**Debtor(s):**

Michael Younessi

Represented By  
Michael Jones  
Sara Tidd

United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar

Wednesday, December 12, 2018

Hearing Room 6C

9:00 AM

8:17-11749 Dean Lavar Corbin and Lianne Corbin

Chapter 11

#24.00

CONT'D STATUS CONFERENCE Hearing RE: (1) Status of Chapter 11 Case;  
And (2) Requiring Report On Status Of Chapter 11 Case  
(Petition filed 5/2/17)

FR: 7-5-17; 11-15-17; 3-7-18; 6-13-18; 10-24-18

Docket 0

\*\*\* VACATED \*\*\* REASON: CONTINUED TO JANUARY 23, 2019 AT  
9:00 A.M. PER ORDER CONTINUING STATUS CONFERENCE  
ENTERED 11-20-18 - (Docket No. [232])

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Dean Lavar Corbin

Represented By  
Michael Jones

**Joint Debtor(s):**

Lianne Corbin

Represented By  
Michael Jones



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, December 12, 2018

Hearing Room 6C

9:00 AM

**8:17-14089 Mohdsameer Aljanedi Dental Corporation**

**Chapter 11**

**#25.00**

Hearing RE: Confirmation Of First Amended Chapter 11 Plan Of Reorganization  
(Confirmation hearing set at D.S. hearing held 10/24/18)

Docket 146

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO JANUARY 23, 2019 AT  
9:00 A.M. PER ORDER CONTINUING HEARINGS ENTERED 11-20-18 -  
(Docket No. [180])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Mohdsameer Aljanedi Dental

Represented By  
Andy C Warshaw  
Richard L. Sturdevant

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, December 12, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-14089 Mohdsameer Aljanedi Dental Corporation**

**Chapter 11**

**#26.00**

CONT'D STATUS CONFERENCE Hearing RE: (1) Status of Chapter 11 Case;  
And (2) Requiring Report On Status Of Chapter 11 Case  
(Petition filed 10/15/17)

FR: 12-20-17; 3-7-18; 5-30-18; 9-12-18; 10-24-18 at 9:00 a.m.; 10-24-18

Docket 1

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO JANUARY 23, 2019 AT  
9:00 A.M. PER ORDER CONTINUING HEARINGS ENTERED 11-20-18 -  
(Docket No. [180])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
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**Debtor(s):**

Mohdsameer Aljanedi Dental

Represented By

Andy C Warshaw

Richard L. Sturdevant

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, December 12, 2018

Hearing Room 6C

9:00 AM

**8:17-14793 Jason Andrew Balthasar**

**Chapter 7**

Adv#: 8:18-01029 BMB Auto, LLC v. Balthasar

**#27.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint To Determine Dischargeability Of Debt Pursuant To 11 U.S.C. Sections 523(a)(2)(A) And 523(a)(2)(B)  
(Complaint filed 2/6/18)

FR: 4-25-18

Docket 1

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO MARCH 13, 2019 AT 9:00 A.M. PER ORDER APPROVING STIPULATION ENTERED 11-2-18 - (Docket No. [19])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
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**Debtor(s):**

Jason Andrew Balthasar

Represented By  
Kevin Tang

**Defendant(s):**

Jason Andrew Balthasar

Represented By  
D Edward Hays

**Plaintiff(s):**

BMB Auto, LLC

Represented By  
Randall P Mroczynski

**Trustee(s):**

Thomas H Casey (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, December 12, 2018

Hearing Room 6C

9:00 AM

**8:18-10013 Fred Asafu-Adjaye and Esther Asafu-Adjaye**

**Chapter 11**

**#28.00**

CONT'D STATUS CONFERENCE Hearing RE: (1) Status of Chapter 11 Case;  
And (2) Requiring Report On Status Of Chapter 11 Case  
(Petition filed 1/3/18)

FR: 3-7-18, 7-11-18; 10-24-18;11-14-18

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will inquire into compliance with U.S. Trustee guidelines and requirements. The Court will extend the deadline for filing a plan and disclosure statement to April 30, 2019 and the deadline for confirming a chapter 11 plan to July 31, 2019. This is likely to be the final deadline extension.

Next status conference: May 8, 2019 at 9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Fred Asafu-Adjaye

Represented By  
Kevin Tang

**Joint Debtor(s):**

Esther Asafu-Adjaye

Represented By  
Kevin Tang

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, December 12, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-12541 Scott Lawrence Chappell**

**Chapter 7**

Adv#: 8:18-01174 Chappell et al v. Chappell et al

**#29.00**

STATUS CONFERENCE Hearing RE: Adversary Complaint To:

1. Determine Non-Dischargeability Of Debt Pursuant To Section 523(a)(2), and (a)(6);
2. Objection To Discharge Pursuant to 11 U.S.C. Section 727(a)(2) and (a)(4) (Complaint filed 9/12/18)

Docket 1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Based upon the parties' request, the Court will order this adversary proceeding into mediation. The parties shall file a mediation stipulation and lodge an order thereon on or before January 31, 2019.

Next status conference: April 17, 2019 at 9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Scott Lawrence Chappell

Represented By  
Stephen E Olear

**Defendant(s):**

Scott Lawrence Chappell

Pro Se

Alicia Woolsey

Pro Se

**Joint Debtor(s):**

Alicia Woolsey

Represented By  
Stephen E Olear

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, December 12, 2018**

**Hearing Room      6C**

---

9:00 AM

**CONT...      Scott Lawrence Chappell**

**Chapter 7**

**Plaintiff(s):**

William Chappell

Represented By  
Stephen A Madoni

Russell Chappell

Represented By  
Stephen A Madoni

**Trustee(s):**

Thomas H Casey (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, December 12, 2018

Hearing Room 6C

9:00 AM

8:18-13522 **Mohammad Ali Kharazmi**

**Chapter 11**

#30.00

STATUS CONFERENCE Hearing RE: (1) Status Of Chapter 11 Case; And (2) Requiring Report On Status Of Chapter 11 Case (Petition filed 9/24/18)

Docket 1

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO JANUARY 23, 2019 AT 9:00 A.M. PER ORDER CONTINUING STATUS CONFERENCE ENTERED 11/20/18 - (Docket No. [26])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Mohammad Ali Kharazmi

Represented By  
Leonard Pena

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, December 12, 2018**

**Hearing Room 6C**

10:00 AM

**8:17-12759 Bette Mae Doremus**

**Chapter 13**

**#1.00**

CONT'D Hearing RE: Trustee's Verified Motion For Order Dismissing Chapter 13 Proceeding For Failure To Make Plan Payments [11 U.S.C. 1307(c)] (Motion filed 9/6/18) (Opposition filed 9/20/18)

FR: 11-16-18

Docket 84

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will grant the motion and dismiss the case.

CHAPTER 13 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Bette Mae Doremus

Represented By  
Christopher J Langley

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, December 12, 2018**

**Hearing Room 6C**

10:00 AM

**8:18-12843 Stanley Chicheng Wu**

**Chapter 13**

**#2.00**

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 14

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Stanley Chicheng Wu

Represented By  
Maria W Tam

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, December 12, 2018**

**Hearing Room 6C**

10:00 AM

**8:18-13386 Edward Nelson Hernandez and Sharon Susan Hernandez**

**Chapter 13**

**#3.00**

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 2

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Edward Nelson Hernandez

Represented By  
Kevin Tang

**Joint Debtor(s):**

Sharon Susan Hernandez

Represented By  
Kevin Tang

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, December 12, 2018**

**Hearing Room 6C**

10:00 AM

**8:18-13558 Lovert B. Hogai**

**Chapter 13**

**#4.00**

Hearing RE: Confirmation Of Chapter 13 Plan

**[Tele. appr., Jason A. Savlov, repr., Lakeside Park]**

Docket 20

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Lovert B. Hogai

Represented By  
Matthew D. Resnik

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, December 12, 2018**

**Hearing Room 6C**

10:00 AM

**8:18-13616 Manuel Figueroa**

**Chapter 13**

**#5.00**

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 2

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Manuel Figueroa

Represented By  
Andrew Moher

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, December 12, 2018**

**Hearing Room 6C**

10:00 AM

**8:18-13669 Antoinette Mae Canete Espanol**

**Chapter 13**

**#6.00**

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 2

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Antoinette Mae Canete Espanol

Represented By  
Andy C Warshaw

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, December 12, 2018**

**Hearing Room 6C**

10:00 AM

**8:18-13724 David Shomaker**

**Chapter 13**

**#7.00**

Hearing RE: Confirmation Of Chapter 13 Plan

**[Tele. appr., Alexander K. Lee, repr., U.S. Bank National Association]**

Docket 20

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

David Shomaker

Represented By  
Ashishkumar Patel

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, December 12, 2018**

**Hearing Room 6C**

10:00 AM

**8:18-13806 Thu Thuy Thi Nguyen**

**Chapter 13**

**#8.00**

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 12

**Tentative Ruling:**

Hearing RE: Confirmation Of Chapter 13 Plan

<b>Party Information</b>
--------------------------

**Debtor(s):**

Thu Thuy Thi Nguyen

Represented By  
Michael Jay Berger

**Movant(s):**

Thu Thuy Thi Nguyen

Represented By  
Michael Jay Berger

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, December 12, 2018**

**Hearing Room 6C**

10:00 AM

**8:18-13848 Carl J. Strasky, III and Cynthia D. Strasky**

**Chapter 13**

**#9.00**

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 2

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Carl J. Strasky III

Represented By  
Christine A Kingston

**Joint Debtor(s):**

Cynthia D. Strasky

Represented By  
Christine A Kingston

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, December 12, 2018

Hearing Room 6C

10:00 AM

8:18-12600 Shakeel Ahmed

Chapter 13

#10.00

CONT'D Hearing RE: Confirmation Of Chapter 13 Plan  
(Reset from 10-24-18)

FR: 10-24-18

Docket 0

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - ORDER and notice of  
dismissal for failure to file schedules, statements, and/or plan ENTERED 11-  
6-18 (Docket No. [53])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Shakeel Ahmed

Represented By  
Bahram Madaen

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, December 12, 2018

Hearing Room 6C

10:00 AM

8:18-13407 Sherman George Davis

Chapter 13

#11.00

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 0

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - Order and Notice of  
Dismissal for Failure to File Schedules, Statements, and/or Plan ENTERED  
10-1-18 - (Docket No. [14])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Sherman George Davis

Pro Se

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar

Wednesday, December 12, 2018

Hearing Room 6C

10:00 AM

8:18-13462 PhuDung Le

Chapter 13

#12.00

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 0

\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - Order and Notice of  
Dismissal for Failure to File Schedules, Statements, and/or Plan ENTERED  
10-5-18 - (Docket No. [10])

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

PhuDung Le

Pro Se

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, December 12, 2018

Hearing Room 6C

10:00 AM

8:18-13492 Emmanuel Viramontes Barrios

Chapter 13

#13.00

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 0

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - ORDER and notice of dismissal for failure to file schedules, statements, and/or plan ENTERED 10-9-18 - (Docket No. [24])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Emmanuel Viramontes Barrios

Represented By  
James F Drake

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, December 12, 2018**

**Hearing Room 6C**

10:00 AM

**8:18-13876 Twyla Renee Channel**

**Chapter 13**

**#14.00**

Hearing RE: Confirmation Of Chapter 13 Plan

Docket 0

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - Order and Notice of  
Dismissal for Failure to File Schedules, Statements, and/or Plan ENTERED  
11-9-18 - (Docket No. [12])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Twyla Renee Channel

Represented By  
Kahlil J McAlpin

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, December 12, 2018

Hearing Room 6C

10:00 AM

**8:18-13760 Juana Pierda Mondragon**

**Chapter 13**

**#15.00**

CONT'D Hearing RE: Motion To Vacate Order Dismissing Bankruptcy Case  
(Set per Order Entered 10/31/18)

FR: 11-16-18

Docket 13

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO JANUARY 9, 2019 AT  
3:00 P.M. PER ORDER CONTINUING HEARING ON MOTION  
ENTERED 11-26-18 - (Docket No. [20])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Juana Pierda Mondragon

Represented By  
Bryn C Deb

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, December 17, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-11759 Chester Davenport**

**Chapter 7**

**#0.00**

Motion for Relief from Stay [Real Property]

Crosswind Capital, Inc. vs. DEBTOR  
(Motion filed 12/6/18) (Amended Motion filed 12/7/18)

**[RE: 6 James Cove Road, Edgartown, MA 02539]**

Docket 200

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

No tentative ruling.

**Party Information**

**Debtor(s):**

Chester Davenport

Represented By  
Michael Jay Berger

**Trustee(s):**

Karen S Naylor (TR)

Represented By  
Kathleen J McCarthy  
Thomas H Casey

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, December 17, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-11759 Chester Davenport**

**Chapter 7**

**#0.00**

Motion for Relief from Stay [Real Property]

Crosswind Capital, Inc. vs. DEBTOR  
(Motion filed 12/6/18) (Amended Motion filed 12/7/18)

**[RE: 9225 Inglewood Drive, Potomac, MD 20854]**

Docket 201

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

No tentative ruling.

**Party Information**

**Debtor(s):**

Chester Davenport

Represented By  
Michael Jay Berger

**Trustee(s):**

Karen S Naylor (TR)

Represented By  
Kathleen J McCarthy  
Thomas H Casey



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, December 17, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-11759 Chester Davenport**

**Chapter 7**

**#0.00**

Motion for Relief from Stay [Real Property]

Crosswind Capital, Inc. vs. DEBTOR  
(Motion filed 12/6/18) (Amended Motion filed 12/7/18)

**[RE: 9227 Inglewood Drive, Potomac, MD 20854]**

Docket 202

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

No tentative ruling.

**Party Information**

**Debtor(s):**

Chester Davenport

Represented By  
Michael Jay Berger

**Trustee(s):**

Karen S Naylor (TR)

Represented By  
Kathleen J McCarthy  
Thomas H Casey

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, December 17, 2018**

**Hearing Room 6C**

9:00 AM

**8:16-13608 Artemio Uriostegui Sagal and Elidia Garcia Sagal**

**Chapter 13**

**#1.00**

CONT'D Motion for relief from stay [Real Property]

JPMorgan Chase Bank, National Association vs. DEBTOR  
(Motion filed 8/31/18)

**[RE: 1240 E Banyan Avenue, Anaheim CA 92805 ]**

FR: 10-15-18; 11-19-18; 11-26-18

Docket 44

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will grant the motion under 11 U.S.C. § 362(d)(1) unless all arrearages are fully cured at least one day before the hearing.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Artemio Uriostegui Sagal

Represented By  
Luis G Torres

**Joint Debtor(s):**

Elidia Garcia Sagal

Represented By  
Luis G Torres

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Monday, December 17, 2018

Hearing Room 6C

9:00 AM

8:18-10930 Gerald Bennet Villaverde and Melinda Emma Sutika

Chapter 13

#2.00

CONT'D Motion for relief from stay [Real Property]

The Bank Of New York Mellon, F/K/A The Bank Of New York As Trustee For Registered Holders Of CWABS, Inc., Asset-Backed Certificates, Series 2007-12 - vs. DEBTORS  
(Motion filed 10/8/18)

**[RE: 566 Traverse Drive Costa Mesa, California 92626]**

FR: 11-19-18; 11-26-18

Docket 53

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will take judicial notice of Debtor's serial filings, grant the motion under § 362(d)(1) and (d)(4), terminate any co-debtor stay and, in addition, will grant (d)(4) relief under numbered paragraph 9 upon the recording of a copy of this order.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Gerald Bennet Villaverde

Represented By  
Christopher J Langley

**Joint Debtor(s):**

Melinda Emma Sutika

Represented By  
Christopher J Langley

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, December 17, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-14203 Pacific Foods, Inc.**

**Chapter 7**

**#3.00**

Motion for relief from stay [Personal Property]

Cashmere Valley Bank vs. DEBTOR  
(Motion filed 11/20/18)

**[RE: Two 2018 Isuzu FTR Trucks With 30' Body]  
[VIN No. : 54DK6S166JSG00161 And VIN No.: 54DK6S168JSG00162]**

Docket 9

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will grant the motion under 11 U.S.C. § 362(d)(1) and (d)(2).

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Pacific Foods, Inc.

Represented By  
Edmond Richard McGuire

**Trustee(s):**

Jeffrey I Golden (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, December 17, 2018**

**Hearing Room 6C**

2:00 PM

**8:16-10045 C & W Murphy and Associates, Inc.**

**Chapter 7**

**#1.00**

Hearing RE: Objection to Claim:  
(Motion filed)

Claim No. 8  
Determined

DefensTech International, Inc.

\$ To Be

Docket 263

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will grant the motion, sustain the objection and disallow Claim No. 8 DefensTech International, Inc. in its entirety.

CHAPTER 7 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

C & W Murphy and Associates, Inc.

Represented By  
D Edward Hays

**Trustee(s):**

Weneta M Kosmala (TR)

Represented By  
Erin P Moriarty

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Monday, December 17, 2018**

**Hearing Room 6C**

2:00 PM

**8:17-10699 Sen Hieu Phung**

**Chapter 7**

Adv#: 8:17-01090 Lam v. Phung

**#2.00**

Hearing RE: Defendant's Motion For Summary Judgment Against Plaintiff On Plaintiff's Complaint, Or In The Alternative For An Order Limiting The Potential Nondischargeability To No More Than \$55,000  
(Motion filed 11/4/18)

Docket 25

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - STIPULATED  
JUDGMENT ENTERED 12-7-18 - (Docket No. [30])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Sen Hieu Phung

Represented By  
Jeffrey J Hagen  
Daniel M Clauss

**Defendant(s):**

Sen Hieu Phung

Represented By  
Michael Jones

**Plaintiff(s):**

Elaine Lam

Represented By  
Jai H Kim

**Trustee(s):**

Jeffrey I Golden (TR)

Represented By  
Jeffrey I Golden

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, December 18, 2018**

**Hearing Room 225**

9:00 AM

**6:18-13918 Ruben Valdivia**

**Chapter 7**

**#1.00**

Robertson, Anschutz & Schneid, P.L. - movant attorney

Motion for Relief from Stay

Reverse Mortgage Solutions, Inc. vs. DEBTOR  
(Motion filed 11/14/18)

Re: 474 S Eastern Avenue, Los Angeles, CA 90022

Docket 30

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

No tentative ruling.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Ruben Valdivia

Pro Se

**Trustee(s):**

Larry D Simons (TR)

Represented By  
Frank X Ruggier

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, December 18, 2018**

**Hearing Room 225**

9:00 AM

**6:18-17611 Rian James Gorden and Shelly Anne Gorden**

**Chapter 7**

**#2.00**

The Law Offices of Jason C. Tatman, A.P.C. - movant attorney

Motion for Relief from Stay

VW Credit Inc. vs. DEBTORS  
(Motion filed 11/13/18)

Re: 2016 VOLKSWAGEN JETTA SEDAN

Docket 27

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The Court will grant the motion under 11 U.S.C. § 362(d)(1) and (d)(2).

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Rian James Gorden

Represented By  
Thomas Shanner

**Joint Debtor(s):**

Shelly Anne Gorden

Represented By  
Thomas Shanner

**Trustee(s):**

Lynda T. Bui (TR)

Pro Se



**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, December 18, 2018**

**Hearing Room 225**

9:00 AM

**6:18-18744 Pablo Antonio Romero and Deanna M Romero**

**Chapter 7**

**#3.00**

Cooksey, Toolen, Gage, Duffy & Woog - movant attorney

Motion for Relief from Stay

Santander Consumer USA Inc. vs. DEBTORS, Karl Anderson, trustee  
(Motion filed 11/9/18)

Re: 2006 Hummer H3, VIN: 5GTDN136968208390

Docket 9

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The Court will grant the motion under 11 U.S.C. § 362(d)(1) and (d)(2).

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Pablo Antonio Romero

Represented By  
Daniel King

**Joint Debtor(s):**

Deanna M Romero

Represented By  
Daniel King

**Trustee(s):**

Karl T Anderson (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, December 18, 2018**

**Hearing Room 225**

9:00 AM

**6:18-18744 Pablo Antonio Romero and Deanna M Romero**

**Chapter 7**

**#4.00**

Cooksey, Toolen, Gage, Duffy & Woog - movant attorney

Motion for Relief from Stay

Santander Consumer USA Inc. vs. DEBTORS, Karl T. Anderson, trustee  
(Motion filed 11/19/18)

Re: 2011 GMC Terrain, VIN: 2CTALUEC4B6360974

Docket 12

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The Court will grant the motion under 11 U.S.C. § 362(d)(1) and (d)(2).

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Pablo Antonio Romero

Represented By  
Daniel King

**Joint Debtor(s):**

Deanna M Romero

Represented By  
Daniel King

**Trustee(s):**

Karl T Anderson (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, December 18, 2018**

**Hearing Room 225**

9:00 AM

**6:18-19590 Salvador Cortez and Clara R Cortez**

**Chapter 7**

**#5.00**

Ferns, Adams & Associates - movant attorney

Motion for Relief from Stay

Pawnee Leasing Corporation vs. DEBTOR  
(Motion filed 11/27/18)

Re: 2010 FREIGHTLINER DS, VIN#1FUJGHCV3ALAN4507

Docket 7

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The Court will grant the motion under 11 U.S.C. § 362(d)(1) and (d)(2).

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Salvador Cortez

Represented By  
Neil R Hedtke

**Joint Debtor(s):**

Clara R Cortez

Represented By  
Neil R Hedtke

**Trustee(s):**

Larry D Simons (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, December 18, 2018**

**Hearing Room 225**

2:00 PM

**6:16-20904 Billy Zachery Earley**

**Chapter 7**

**#1.00**

Hrg. on trustee's final report; applications for compensation

Docket 0

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The Court will grant and approve:

Trustee's fees: \$1,726.15

Trustee's expenses: \$0

Sulmeyer Kupetz fees: \$5,652.00

Sulmeyer Kupetz expenses: \$146.33

Grobstein Teeple fees: \$1,000

CHAPTER 7 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Billy Zachery Earley

Represented By  
Yves-Georges Joseph

**Trustee(s):**

Howard B Grobstein (TR)

Represented By  
Elissa Miller

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, December 18, 2018**

**Hearing Room 225**

2:00 PM

**6:17-17512 Douglas Craig Woodard**

**Chapter 7**

**#2.00**

McCarthy & Holthus, LLP - movant's attorney

Motion for Relief from Stay

Finance of America Reverse LLC vs. Debtor  
(Motion filed 10/18/2017)

RE: 225 Birchwood Drive, Lake Arrowhead, CA 92352

(Cont. from 11/27/18)

(2:00 p.m. time approved by Chambers)

Docket 12

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will inquire whether its anticipated granting of the Trustee's motion of 11/27/18, relating to the same subject property (225 Birchwood Drive in Lake Arrowhead), renders this 10/18/17 motion moot.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Douglas Craig Woodard

Pro Se

**Trustee(s):**

Karl T Anderson (TR)

Represented By  
Leonard M Shulman  
Melissa Davis Lowe

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

Tuesday, December 18, 2018

Hearing Room 225

2:00 PM

6:17-17512 Douglas Craig Woodard

Chapter 7

#3.00

Hrg on Chapter 7 Trustee Motion for order; (1) Approving the Sale of Real Property and Personal 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 and Other Costs; and (3) Granting Related Relief

Docket 94

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will grant the motion and inquire whether there are any overbidders.

CHAPTER 7 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Douglas Craig Woodard

Pro Se

**Trustee(s):**

Karl T Anderson (TR)

Represented By  
Leonard M Shulman  
Melissa Davis Lowe

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, December 18, 2018**

**Hearing Room 225**

2:00 PM

**6:17-19513 Terry Lee Fleming, Sr**

**Chapter 11**

**#4.00**

Hrg. on First Interim Application of Bosley Till LLP, Counsel to Debtor and Debtor-in-Possession, for Compensation for James E Till, Debtor's Attorney, Period: 11/15/2017 to 8/31/2018, Fee: \$364,007.75, Expenses: \$4,236.62.

Docket 229

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The UST's Objection

The Court regards some of the UST's "lumping" objections as well-founded. Time spent on telephone conferences and preparing correspondence should not be lumped with other types of work, such as writing a brief. On the other hand, the Court does not regard a reference to "follow up" in a fee statement as laying the ground for a successful lumping objection. "Follow-up" is part of the original work done. The Court will sustain in part and overrule in part the UST's objections to the items set forth in Exhibit A to Mr. Green's declaration.

Regarding Exhibit B to Mr. Green's declaration, these entries refer to work performed by paralegal Martha Araki. The Court agrees with the U. S. Trustee's Office that certain of the fees itemized on Exhibit B (totaling \$3,507) should be disallowed as representing unbillable clerical work. Most of the work was essentially the type of work that in the past was performed by legal secretaries, and such work traditionally is not billed to clients. Having the work done by a paralegal instead of a legal secretary does not make it billable. However, the Court recognizes that finalization of documents can be a legal task and therefore sets the disallowance amount at \$2,363.00.

HLI's Objection

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, December 18, 2018**

**Hearing Room 225**

2:00 PM

**CONT... Terry Lee Fleming, Sr**

**Chapter 11**

The Court previously determined that HLI is adequately protected. This remains the law of the case. The Court agrees that HLI's rights to object to a final fee application are preserved and also that fee amounts previously awarded through an interim fee application can be required to be disgorged in connection with a final fee application.

Summary

The Court will disallow \$2,637 in fees with respect to the items on Exhibit A and \$2,363 in fees with respect to the items on Exhibit B, for a total disallowance of \$5,000. The other requested fees and expenses are allowed on an interim basis.

APPLICANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Terry Lee Fleming Sr

Represented By  
James E Till



**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, December 18, 2018**

**Hearing Room 225**

2:00 PM

**6:18-10094 Deontay Daymont Potter and Joy Shaun Potter**

**Chapter 11**

**#5.00**

Hrg. on Application for Compensation First Interim Application By Resnik Hayes Moradi Llp, General Bankruptcy Counsel For The Debtors, For Allowance Of Fees And Reimbursement Of Costs For The Period April 12, 2018 Through November 12, 2018

Docket 152

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will grant the application and allow on an interim basis:

Fees: \$35,734.75

Costs: \$346.85

Payment (less the \$5,000 retainer) is approved.

APPLICANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Deontay Daymont Potter

Represented By  
M. Jonathan Hayes

**Joint Debtor(s):**

Joy Shaun Potter

Represented By  
M. Jonathan Hayes

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, December 18, 2018**

**Hearing Room 225**

2:00 PM

**6:18-11331 Sara Rey Hutson**

**Chapter 7**

**#6.00**

Hrg on Trustee's Final Report and Applications for Compensation

Docket 24

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The Court will grant and allow:

Trustee's fees: \$553.98

Trustee's expenses: \$27.20

CHAPTER 7 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Sara Rey Hutson

Represented By  
Ignazio Ficara

**Trustee(s):**

Steven M Speier (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Tuesday, December 18, 2018**

**Hearing Room 225**

2:00 PM

**6:18-13196 Sunpro Solar Inc.**

**Chapter 11**

**#7.00**

Hrg on Debtor in Possession Motion for Approval of Disclosure Statement

Docket 86

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will approve the disclosure statement.

The deadline for filing and serving the plan, disclosure statement and ballots is January 4, 2019. Ballots and objections to plan confirmation are due February 8, 2019. Responses to objections and a plan confirmation memorandum are due February 22, 2019.

The plan confirmation hearing is set for March 14, 2019 at 2:00 p.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Sunpro Solar Inc.

Represented By  
Robert B Rosenstein

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

Tuesday, December 18, 2018

Hearing Room 225

2:00 PM

6:18-13434 WILLIAM LOUIS BRYAN, III

Chapter 7

#8.00

Hrg. on Chapter 7 Trustee's Motion for Order (1) Authorizing the Sale of Real Property of the Estate Pursuant to Bankruptcy Code § 363(b), Subject to Overbids, Combined With Notice of the Bidding Procedures and Request for Approval of the Bidding Procedures Utilized; (2) Approving Payment of Real Estate Commission and Other Costs; and (3) Granting Related Relief

Docket 40

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will inquire whether there are overbidders. If so, minimum bid increments will be \$2,000.

The Court will grant the motion, conditioned upon full payment of Wells Fargo's lien amount on the escrow closing date.

CHAPTER 7 TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

WILLIAM LOUIS BRYAN III

Represented By  
Brian J Soo-Hoo

**Trustee(s):**

Lynda T. Bui (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, December 19, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01176 Official Committee Of Unsecured Creditors v. Southern Lithoplate, Inc.

**#1.00**

PRETRIAL CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550

(Complaint filed 10/26/17) (set at s/c held 2-28-18)

FR: 2-28-18; 10-24-18

Docket 1

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The Court will continue this matter to March 27, 2019 at 9:00 a.m. to permit preparation and filing of settlement documentation.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By

William N Lobel

Beth Gaschen

Alan J Friedman

Christopher J Green

Caroline Djang

Scott D Fink

Reed M Mercado

**Defendant(s):**

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, December 19, 2018**

**Hearing Room 6C**

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9:00 AM

**CONT... Freedom Communications, Inc.**

**Chapter 11**

Southern Lithoplate, Inc.

Pro Se

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, December 19, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01180 Official Committee Of Unsecured Creditors v. Staffmark Investment LLC

**#2.00**

Hearing RE: Defendant Staffmark Investment, LLC's Motion For Summary Judgment  
(Motion filed 11/7/18)

Docket 24

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The presence of genuine issues of material fact precludes the Court from granting summary judgment in favor of defendant Staffmark Investment LLC ("Staffmark") as to the ordinary course of business defense.

Staffmark bases its ordinary-course-of-business defense under 11 U.S.C. § 547(c)(2) upon a mathematical analysis of the time it took Debtors to pay Staffmark invoices during a base period (two years prior to the beginning of the 90 day preference period) and the preference period. This analysis is supported by the Affidavit of Thomas Jurman (the "Jurman Declaration"). The average time-to-pay period during the base period was 37.89 days, whereas during the preference period it was 32.82 days. The Court agrees with Staffmark that the five-day disparity is not meaningful in the absence of other evidence.

The Official Committee of Unsecured Creditors (the "Committee") points to a major departure from past practice in which the Debtors shifted from paying Staffmark by check to paying by electronic funds transfer. The Committee also casts doubt on the validity of the time-to-pay analysis (also known as range methodology), citing Judge Mary Walrath's opinion in *Stanziale v. Superior Tech. Res. Inc. (In re Powerwave Techs.)*, Adv. No. 15-50085 (MFW), 2017 Bankr. LEXIS 1023 (Bankr. D. Del., April 13, 2017).

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, December 19, 2018

Hearing Room 6C

9:00 AM

**CONT... Freedom Communications, Inc.**

**Chapter 11**

The Court determines, in line with *Stanziale*, that genuine issues of material fact exist regarding the application of the ordinary course defense of 11 U.S.C. § 547(c)(2), those issues being the validity and weight of range methodology and the use of averages and, most important, the shift to a different form of payment at the eleventh hour.

As to the new value defense of 11 U.S.C. § 547(c)(4), the Court agrees with Staffmark that there is no genuine issue of material fact that new value was provided to the Debtors in the amount of \$210,876.59 as shown by the Jurman Affidavit in support of Staffmark's Reply. The balance of the Transfer after deducting the new value is fixed by the Court at \$45,060.43. New value is calculated based upon date of service rendered rather than the invoice date.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

Staffmark Investment LLC

Represented By  
Scott A Schiff

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, December 19, 2018**

**Hearing Room 6C**

9:00 AM

**CONT...**

**Freedom Communications, Inc.**

Jeffrey P Nolan

**Chapter 11**

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, December 19, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01184 Official Committee Of Unsecured Creditors v. Professional Courier &

**#3.00**

CONT'D PRE-TRIAL CONFERENCE Hearing RE: Complaint For Avoidance  
And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547  
And 550

(Complaint filed 10/26/17)

(PTC set at S/C held 3/28/18)

FR: 3-28-18

Docket 1

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The Court will continue this matter to March 27, 2019 at 9:00 a.m. to permit  
preparation and filing of settlement documentation.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

Professional Courier & Newspaper

Represented By  
Justin D Harris

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, December 19, 2018**

**Hearing Room 6C**

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9:00 AM

**CONT... Freedom Communications, Inc.**  
Brandt Brothers, LLC

Represented By  
Justin D Harris

**Chapter 11**

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine  
Jeffrey P Nolan

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, December 19, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01186 Official Committee Of Unsecured Creditors v. Circulation Technicians, Inc.

**#4.00**

CONT'D PRE-TRIAL CONFERENCE Hearing RE: Complaint For Avoidance  
And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547  
And 550

(Complaint filed 10/26/17)

(PTC set at S/C held 3/28/18)

FR: 3-28-18

Docket 1

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The Court will continue this matter to March 27, 2019 at 9:00 a.m. to permit  
preparation and filing of settlement documentation.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

Circulation Technicians, Inc.

Represented By  
Scott A Schiff

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, December 19, 2018**

**Hearing Room 6C**

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9:00 AM

**CONT... Freedom Communications, Inc.**

**Chapter 11**

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine  
Jeffrey P Nolan

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, December 19, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01188 Official Committee Of Unsecured Creditors v. Gabriels Technology

**#5.00**

CONT'D PRE-TRIAL CONFERENCE Hearing RE: Complaint For Avoidance  
And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547  
And 550

(Complaint filed 10/26/17)

(Another Summons issued 11/27/17)

(PTC set at S/C held 3/28/18)

FR: 3-28-18

Docket 1

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR; NOTICE OF  
DISMISSAL WITHOUT PREJUDICE FILED 8/16/18 (Docket No. 11)**

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

**NO TELEPHONIC APPEARANCES PERMITTED.**

The Court will issue a scheduling order:

All fact discovery shall close on June 30, 2018.

Expert reports under Rule 26 are due August 31, 2018, and responses to such reports  
are due September 15, 2018.

All discovery motions shall be heard before October 31, 2018.

All pretrial motions (except motions in limine) shall be heard before November 30,  
2018.

Pretrial conference is set for December 19, 2018 at 9:00 a.m.

**COURT TO PREPARE ORDER.**

**Party Information**

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, December 19, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... Freedom Communications, Inc.**

**Chapter 11**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

Gabriels Technology Solutions, Inc.

Pro Se

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine  
Jeffrey P Nolan

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, December 19, 2018

Hearing Room 6C

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01191 Official Committee Of Unsecured Creditors v. Oath Inc. et al

**#6.00**

CONT'D PRE-TRIAL CONFERENCE Hearing RE: Complaint For Avoidance  
And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547  
And 550

(Complaint filed 10/26/17)

(PTC set for S/C held 3/28/18)

FR: 3-28-18

Docket 1

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - NOTICE OF  
DISMISSAL WITH PREJUDICE FILED 12-5-18 - (Docket No. [17])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By

William N Lobel

Beth Gaschen

Alan J Friedman

Christopher J Green

Caroline Djang

Scott D Fink

Reed M Mercado

**Defendant(s):**

Oath Inc.

Pro Se

Oath Brands, Inc.

Pro Se

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By

Andrew W Caine



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, December 19, 2018**

**Hearing Room 6C**

9:00 AM

**CONT...**

**Freedom Communications, Inc.**

Jeffrey P Nolan

**Chapter 11**

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, December 19, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01193 Official Committee Of Unsecured Creditors v. One Stop Printing & Design

**#7.00**

CONT'D PRE-TRIAL CONFERENCE Hearing RE: Complaint For Avoidance  
And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547  
And 550  
(Complaint filed 10/26/17)  
(PTC set at S/C held 3/28/18)

Docket 1

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The Court will continue this matter to March 27, 2019 at 9:00 a.m. to permit  
preparation and filing of settlement documentation.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

One Stop Printing & Design Co.,

Represented By  
Alan M Kindred  
Stuart I Koenig

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, December 19, 2018**

**Hearing Room 6C**

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9:00 AM

**CONT... Freedom Communications, Inc.**

**Chapter 11**

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine  
Jeffrey P Nolan

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, December 19, 2018

Hearing Room 6C

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01194 Official Committee Of Unsecured Creditors v. Optimus Group, Inc.

**#8.00**

CONT'D PRE-TRIAL CONFERENCE Hearing RE: Complaint For Avoidance  
And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547  
And 550

(Complaint filed 10/26/17)

(PTC set at S/C held 3/28/18)

FR: 3-28-18

Docket 1

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - ORDER APPROVING  
STIPULATION OF DISMISSAL WITH PREJUDICE ENTERED 9-19-18 -  
(Docket No. [29])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

Optimus Group, Inc.

Represented By  
Jeffrey D Cawdrey

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, December 19, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... Freedom Communications, Inc.**

Andrew W Caine  
Jeffrey P Nolan

**Chapter 11**

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, December 19, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01199 Official Committee Of Unsecured Creditors v. Veritiv Operating Company

**#9.00**

CONT'D PRE-TRIAL CONFERENCE Hearing RE: Complaint For Avoidance  
And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547  
And 550

(Complaint filed 10/26/17)

(PTC set at S/C held 3/28/18)

FR: 3-28-19

Docket 1

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The Court will continue this matter to March 27, 2019 at 9:00 a.m. to permit  
preparation and filing of settlement documentation.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By

William N Lobel

Beth Gaschen

Alan J Friedman

Christopher J Green

Caroline Djang

Scott D Fink

Reed M Mercado

**Defendant(s):**

Veritiv Operating Company

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, December 19, 2018**

**Hearing Room 6C**

---

9:00 AM

**CONT... Freedom Communications, Inc.**

**Chapter 11**

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine  
Jeffrey P Nolan

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, December 19, 2018**

**Hearing Room 6C**

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01200 Official Committee Of Unsecured Creditors v. 82Wolverine Distributing

**#10.00**

CONT'D PRE-TRIAL CONFERENCE Hearing RE: Complaint For Avoidance  
And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547  
And 550

(Complaint filed 10/26/17)

(PTC set at S/C held 3/28/18)

FR: 3-28-18

Docket 1

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - ORDER APPROVING  
STIPULATION OF DISMISSAL WITHOUT PREJUDICE ENTERED 7-23-  
18 (Docket No. [11])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Freedom Communications, Inc.

Represented By

William N Lobel

Beth Gaschen

Alan J Friedman

Christopher J Green

Caroline Djang

Scott D Fink

Reed M Mercado

**Defendant(s):**

82Wolverine Distributing

Represented By

David Cantrell

Matthew J Kraus



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, December 19, 2018**

**Hearing Room 6C**

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9:00 AM

**CONT... Freedom Communications, Inc.**

**Chapter 11**

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine  
Jeffrey P Nolan

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, December 19, 2018

Hearing Room 6C

9:00 AM

**8:15-15311 Freedom Communications, Inc.**

**Chapter 11**

Adv#: 8:17-01203 Official Committee Of Unsecured Creditors v. Central National Gottesman,

**#11.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint For Avoidance And Recovery Of Preferential Transfers Pursuant To 11 U.S.C. Sections 547 And 550

(Complaint filed 10/26/17)

FR: 4-4-18

Docket 1

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO MARCH 27, 2019 AT  
9:00 A.M. PER ORDER APPROVING STIPULATION OF PLAINTIFF  
AND DEFENDANT FOR EXTENTION OF TIME ENTERED 7-3-18 -  
(Docket No. [30])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Freedom Communications, Inc.

Represented By  
William N Lobel  
Beth Gaschen  
Alan J Friedman  
Christopher J Green  
Caroline Djang  
Scott D Fink  
Reed M Mercado

**Defendant(s):**

Central National Gottesman, Inc.

Represented By  
David M Banker  
Kyra E Andrassy

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, December 19, 2018**

**Hearing Room 6C**

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9:00 AM

**CONT... Freedom Communications, Inc.**

**Chapter 11**

**Plaintiff(s):**

Official Committee Of Unsecured

Represented By  
Andrew W Caine  
Jeffrey P Nolan

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, December 19, 2018**

**Hearing Room 6C**

9:00 AM

**8:17-10699 Sen Hieu Phung**

**Chapter 7**

Adv#: 8:17-01090 Lam v. Phung

**#12.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint For  
Nondischargeability Of Debt Pursuant To 11 U.S.C. Section 523(a)(4)  
(Complaint filed 6/2/17)

FR: 8-30-17; 1-17-18; 4-25-18

Docket 1

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - STIPULATED  
JUDGMENT ENTERED 12-7-18 - (Docket No. [30])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Sen Hieu Phung

Represented By  
Jeffrey J Hagen  
Daniel M Clauss

**Defendant(s):**

Sen Hieu Phung

Represented By  
Michael Jones

**Plaintiff(s):**

Elaine Lam

Represented By  
Jai H Kim

**Trustee(s):**

Jeffrey I Golden (TR)

Represented By  
Jeffrey I Golden

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, December 19, 2018

Hearing Room 6C

9:00 AM

**8:18-10203 Phillip Barry Greer**

Chapter 7

Adv#: 8:18-01069 Marshack et al v. Biden

**#13.00**

Hearing RE: Motion Of Plaintiff Chriss W. Street For Order Consolidating Adversary Proceedings For All Purposes, Including Trial (Motion filed 10/25/18)

**[RE: Case 8:18-ap-01069-MW with 8:18-ap-01075-MW]**

Docket 20

**\*\*\* VACATED \*\*\* REASON: CONTINUED TO JANUARY 23, 2019 AT 9:00 A.M. PER ORDER CONTINUING HEARING ON MOTION ENTERED 12-12-18 - (Docket No. [72])**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Phillip Barry Greer

Pro Se

**Defendant(s):**

Arlene C Biden

Represented By  
Phillip Greer

**Plaintiff(s):**

Richard A Marshack

Represented By  
Ryan D ODea

Chriss W. Street

Represented By  
Timothy C Aires

**Trustee(s):**

Richard A Marshack (TR)

Represented By  
James C Bastian Jr  
Ryan D ODea

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, December 19, 2018

Hearing Room 6C

9:00 AM

**8:18-10203 Phillip Barry Greer**

**Chapter 7**

Adv#: 8:18-01075 Street v. Greer et al

**#14.00**

Hearing RE: Motion Of Plaintiff For Order Extending Time Within Which To File Notice Of Appeal As To October 10, 2018 Dismissal Order (Motion filed 10/24/18)

Docket 54

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

This motion was rendered moot on November 14, 2018, when the Court orally granted Plaintiff's motion (docket #48) for relief from the Court's October 10, 2018 order (#47) granting Arlene Biden (Greer)'s motion (#27) for her dismissal from this action. (Although Plaintiff lodged a proposed order granting the relief motion on December 3, 2018, that order has not yet been approved and docketed.)

**Party Information**

**Debtor(s):**

Phillip Barry Greer Pro Se

**Defendant(s):**

Phillip Barry Greer Represented By  
Phillip Greer

Richard A. Marshack Represented By  
Ryan D ODea

**Plaintiff(s):**

Chriss W. Street Represented By  
Timothy C Aires

**Trustee(s):**

Richard A Marshack (TR) Represented By  
James C Bastian Jr

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, December 19, 2018**

**Hearing Room 6C**

9:00 AM

**CONT...**

**Phillip Barry Greer**

Ryan D ODea

**Chapter 7**

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, December 19, 2018

Hearing Room 6C

9:00 AM

**8:18-11759 Chester Davenport**

**Chapter 7**

Adv#: 8:18-01194 Sun et al v. Davenport

**#15.00**

Hearing RE: Motion To Withdraw As Counsel Of Record For Plaintiffs Bianca Sun And Yan Yu Sun  
(Motion filed 11/21/18)

Docket 7

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

Grant.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Chester Davenport

Represented By  
Michael Jay Berger

**Defendant(s):**

Chester C. Davenport

Pro Se

**Plaintiff(s):**

Bianca Sun

Represented By  
Charles C H Wu

Yanyu Sun

Represented By  
Charles C H Wu

**Trustee(s):**

Karen S Naylor (TR)

Represented By  
Kathleen J McCarthy  
Thomas H Casey



**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, December 19, 2018

Hearing Room 6C

9:00 AM

**8:18-11792 Modern VideoFilm, Inc.**

**Chapter 11**

Adv#: 8:18-01084 Modern VideoFilm, Inc. v. Barkat et al

**#16.00**

Hearing RE: Motion For Reconsideration And Clarification Of Order Denying Debtor's Motion To Approve Stipulation RE Production Of Documents By Managease, Inc. Pursuant To Local Rule 9013-1(o)  
(Motion filed 11/26/18)

Docket 88

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The Court will continue the hearing on this matter to February 27, 2019 at 9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

Modern VideoFilm, Inc.

Represented By  
Garrick A Hollander  
Andrew B Levin  
Peter W Lianides

**Defendant(s):**

Moshe Barkat

Represented By  
Juliet Y Oh  
David L. Neale

Modern VideoFilm Holdings, LLC

Represented By  
Juliet Y Oh  
David L. Neale

Sidan Engineering, L.P.

Represented By  
David L. Neale

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, December 19, 2018**

**Hearing Room      6C**

9:00 AM

**CONT...      Modern VideoFilm, Inc.**

**Chapter 11**

Sivan Barkat Sherman

Represented By  
David L. Neale

Danielle Barkat Turner

Represented By  
David L. Neale

Deborah Barkat

Represented By  
David L. Neale

**Plaintiff(s):**

Modern VideoFilm, Inc.

Represented By  
Garrick A Hollander  
Richard H Golubow

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, December 19, 2018

Hearing Room 6C

9:00 AM

8:18-11997 QDOS, Inc

Chapter 11

#17.00

CONT'D STATUS CONFERENCE Hearing RE: Chapter 11 Involuntary Petition  
(Petition filed 5/31/18)

FR: 6-25-18; 8-1-18; 9-19-18; 10-24-18

Docket 1

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR PER MEMORANDUM  
DECISION AND ORDER ENTERED 10-31-18 ( Document no. [80])**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
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**Debtor(s):**

QDOS, Inc

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, December 19, 2018

Hearing Room 6C

9:00 AM

**8:18-12038 John J Bruno**

**Chapter 13**

Adv#: 8:18-01167 Anderson v. Bruno

**#18.00**

Hearing RE: Motion For Default Judgment Under LBR 7055-1  
(Motion filed 11/13/18)

Docket 5

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The Court will continue this matter to February 27, 2019 at 9:00 a.m.

COURT TO PREPARE ORDER.

<b>Party Information</b>
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**Debtor(s):**

John J Bruno

Represented By  
Daniel King

**Defendant(s):**

John Bruno

Pro Se

**Plaintiff(s):**

Elizabeth Anderson

Represented By  
Leona R Singer

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, December 19, 2018**

**Hearing Room 6C**

9:00 AM

**8:18-12038 John J Bruno**

**Chapter 13**

Adv#: 8:18-01167 Anderson v. Bruno

**#19.00**

CONT'D STATUS CONFERENCE Hearing RE: Complaint To Determine  
Dischargeability Of Debt  
[Pursuant To 11 U.S.C. Section 523(a)(2)(A)]  
(Complaint filed 9/4/18)  
(Another Summons issued 9/19/18)

FR: 11-28-18; 12-5-18

Docket 1

**Tentative Ruling:**

**APPEARANCES NOT REQUIRED.**

The Court will continue this matter to February 27, 2019 at 9:00 a.m.

COURT TO PREPARE ORDER.

**Party Information**

**Debtor(s):**

John J Bruno

Represented By  
Daniel King

**Defendant(s):**

John Bruno

Pro Se

**Plaintiff(s):**

Elizabeth Anderson

Represented By  
Leona R Singer

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

Wednesday, December 19, 2018

Hearing Room 6C

9:00 AM

6:08-14592 Empire Land, LLC

Chapter 7

#20.00

Hrg. re: In Camera Motion to Seal

Docket 0

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

Grant in part and deny in part.

The Court likely will require the motion to be filed unsealed, but will permit the redaction of certain portions of the motion to preserve confidential information.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

**Party Information**

**Debtor(s):**

Empire Land, LLC

Represented By

James Stang

Robert M Saunders

Michael I Gottfried

----- O'melveny & Myers

Dean A Ziehl

Jonathan A Loeb

P Sabin Willett

Richard K Diamond (TR)

Jeffrey Rosenfeld

**Trustee(s):**

Richard K Diamond (TR)

Represented By

Michael I Gottfried

Richard S Berger - SUSPENDED -

Rodger M Landau

Richard K Diamond

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Judge Mark Wallace, Presiding  
Courtroom 6C Calendar**

**Wednesday, December 19, 2018**

**Hearing Room 6C**

9:00 AM

**CONT... Empire Land, LLC**

**Chapter 7**

Peter M Bransten  
Aleksandra Zimonjic  
Monica Rieder  
Lisa N Nobles  
Peter J Gurfein  
Paul Hastings  
Royce Zur  
Amy Evans  
Best Best & Krieger  
Franklin C Adams  
Thomas J Eastmond

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, December 20, 2018**

**Hearing Room 225**

9:00 AM

**6:17-20091 Nanette Denise Marchand**  
Adv#: 6:18-01059 Banhart v. Marchand

**Chapter 7**

**#1.00**

Hrg. on Defendant's Motion filed 8/14/18 to Dismiss First Amended Adversary Complaint for denial of discharge

(Cont. from 12/13/18)

Docket 27

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The motion to dismiss is:

1. Denied as to allegations involving the cashier's check. Continuing concealment is alleged, and movant has not shown that transfer plus concealment must both be shown.
2. Denied as to allegations of withdrawal of funds and Nat Global Properties LLC and designer clothing and jewelry. Here too continuing concealment is alleged.
3. Denied as to the Second Claim for Relief. Arguments concerning Rule 11 violations are preserved for defendant.
4. Denied as to the Third Claim for Relief. Once again, Rule 11 arguments are preserved for defendant.

In conclusion, the Motion to Dismiss is denied in its entirety.

PLAINTIFF TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Nanette Denise Marchand

Represented By  
David M Flader



**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, December 20, 2018**

**Hearing Room 225**

9:00 AM

**CONT... Nanette Denise Marchand**

**Chapter 7**

**Defendant(s):**

Nanette Denise Marchand

Represented By  
Baruch C Cohen

**Plaintiff(s):**

Robert Banhart

Represented By  
Kyle P Kelley

**Trustee(s):**

John P Pringle (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, December 20, 2018**

**Hearing Room 225**

9:00 AM

**6:17-20091 Nanette Denise Marchand**  
Adv#: 6:18-01059      Banhart v. Marchand

**Chapter 7**

**#2.00**

Hrg. on STATUS CONFERENCE re: Complaint for Denial of Discharge 11  
U.S.C. §727

(Cont. from 9/13/18)

Docket      1

**Tentative Ruling:**

**APPEARANCES REQUIRED.**

The Court will issue a scheduling order:

1. All discovery shall close on June 30, 2019.
2. All discovery motions shall be heard before July 31, 2019.
3. All pretrial motions shall be heard before September 30, 2019.
4. Pretrial conference is set for October 18, 2019 at 9:00 a.m.

COURT TO PREPARE ORDER.

<b>Party Information</b>
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**Debtor(s):**

Nanette Denise Marchand

Represented By  
David M Flader

**United States Bankruptcy Court  
Central District of California  
Riverside  
Judge Mark Wallace, Presiding  
Courtroom 225 Calendar**

**Thursday, December 20, 2018**

**Hearing Room 225**

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9:00 AM

**CONT... Nanette Denise Marchand**

**Chapter 7**

**Defendant(s):**

Nanette Denise Marchand

Represented By  
Baruch C Cohen

**Plaintiff(s):**

Robert Banhart

Represented By  
Kyle P Kelley

**Trustee(s):**

John P Pringle (TR)

Pro Se