

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

Wednesday, January 6, 2021

Hearing Room 1539

10:00 AM
2:00-00000

Chapter

#0.00 All hearings scheduled for today will be conducted remotely, using ZoomGov video and audio.

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

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

Neither a Zoom nor a ZoomGov account is necessary to participate and no pre-registration is required **but you must still notify Chambers at [Chambers SBluebond@cacb.uscourts.gov](mailto:SBluebond@cacb.uscourts.gov) of your appearance**". The audio portion of each hearing will be recorded electronically by the Court and constitutes its official record.

For more information on appearing before Judge Bluebond by ZoomGov, please see the information on the Court's website at:

<https://www.cacb.uscourts.gov/judges/honorable-sheri-bluebond> under the tab, "Telephonic Instructions."

1/6/21 - Hearing conducted by ZOOMGov.

Video/audio web address: <https://cacb.zoomgov.com/j/1618801812>

ZoomGov meeting number: 161 880 1812

Password: 522670

Telephone conference lines: 1 (669) 254 5252 or 1 (646) 828 7666
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Docket 0

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

Wednesday, January 6, 2021

Hearing Room 1539

10:00 AM

CONT...

Chapter

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

- NONE LISTED -

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

Wednesday, January 6, 2021

Hearing Room 1539

10:00 AM

2:10-56192 Daniel Louis Reece and Kimberly Ann Reece

Chapter 7

#1.00 Order to Appear and Show Cause why Trustee has Failed to File Pertinent Documents Required for Closing of a Pending Case and for Failure to Respond to Court's Request to Trustee for Documents dated 11/20/19

fr. 1-8-20, 4-29-20, 9-2-20

Docket 369

***** VACATED *** REASON: CONT'D. TO 3/16/21 @ 11AM**

Courtroom Deputy:

1/6/21 - Hearing conducted by ZOOMGov.

Video/audio web address: <https://cacb.zoomgov.com/j/1618801812>

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Password: 522670

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ZoomGov Appearance by:

1/6/21 - Diane Weil, (818)651-6400

Tentative Ruling:

Ruling from January 8, 2020:

Court has reviewed trustee's status report. Continue hearing to April 29, 2020 at 10:00 a.m. to give trustee an opportunity to complete her administration of the estate. If case has not been closed by then, trustee should file updated status report by April 22, 2020. APPEARANCES WAIVED ON JANUARY 8, 2020.

Tentative Ruling for April 29, 2020:

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

Wednesday, January 6, 2021

Hearing Room 1539

10:00 AM

CONT... Daniel Louis Reece and Kimberly Ann Reece Chapter 7

Docket does not reflect any filings since last hearing. When will trustee be in a position to close this case? Hearing required.

Tentative Ruling for September 2, 2020:

Court has reviewed trustee's status report. Continue hearing to January 6, 2021 at 10:00 a.m. to give trustee an opportunity to complete her administration of the estate. If case has not been closed by then, trustee should file updated status report by December 30, 2020. APPEARANCES WAIVED ON SEPTEMBER 2, 2020.

Tentative Ruling for January 6, 2021:

What is the status of this matter? Did the trustee file the updated status report due December 30, 2020? Has the trustee filed her amended final report? Hearing required.

Update on January 4, 2021: Court has reviewed trustee's status report. Continue status conference to March 16, 2021 at 2:00 11:00 a.m. If case has not been closed by then, trustee should file updated status report not later than March 5, 2021. APPEARANCES WAIVED ON JANUARY 6, 2021.

Party Information

Debtor(s):

Daniel Louis Reece

Represented By
James A Hayes Jr
James R Selth

Joint Debtor(s):

Kimberly Ann Reece

Represented By
James A Hayes Jr
James R Selth

Trustee(s):

Diane C Weil (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
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Wednesday, January 6, 2021

Hearing Room 1539

10:00 AM

2:20-14348 Gardena Business Group LLC

Chapter 7

#2.00 Motion to Approve Compromise of Controversy between the Trustee and Om Yermo, LLC.

Docket 134

Courtroom Deputy:

1/6/21 - Hearing conducted by ZOOMGov.

Video/audio web address: <https://cacb.zoomgov.com/j/1618801812>

ZoomGov meeting number: 161 880 1812

Password: 522670

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ZoomGov Appearance by:

Tentative Ruling:

Overrule objection. Court will not adjudicate the merits of the parties' respective positions in the context of a motion for approval of a compromise, and the existence of claims against Om Yermo is not a basis for denial of the motion; however, the motion is incomplete. The motion recites the A&C factors, but does not discuss or apply them to the facts of this case. What claims does the trustee have against Om Yermo and its foreclosure agent? Are these claims worth anything? Is Om Yermo giving up anything in exchange for the releases? What claims, if any, would Om Yermo have against the estate? Are these claims viable?

Continue hearing to give trustee an opportunity to file supplemental declaration walking the court through his analysis of the application of the A&C factors to the facts of this case.

Party Information

Debtor(s):

Gardena Business Group LLC

Represented By

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
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Wednesday, January 6, 2021

Hearing Room 1539

10:00 AM

CONT... Gardena Business Group LLC

Chapter 7

Richard L. Sturdevant

Trustee(s):

John J Menchaca (TR)

Represented By
Wesley H Avery

**United States Bankruptcy Court
Central District of California
Los Angeles
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Wednesday, January 6, 2021

Hearing Room 1539

10:00 AM

2:20-11547 Gennady Moshkovich

Chapter 11

**#3.00 Motion To Withdraw As Counsel For The Debtor And Debtor In Possession In
The Bankruptcy Case And Adversary Case**

Docket 153

***** VACATED *** REASON: MATTER TO BE HEARD AT 11AM**

Courtroom Deputy:

12/18/20 - Notice of rescheduled hearing filed with correct hearing time for
11am

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Gennady Moshkovich

Represented By
David B Golubchik
Todd M Arnold

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

Wednesday, January 6, 2021

Hearing Room 1539

11:00 AM

2:19-20332 West Coast Distribution, Inc.

Chapter 11

#100.00 Post Confirmation Scheduling and Case Management Conference in a Chapter 11 Case

fr.10-16-19, 1-15-20, 3-18-20, 3-26-20, 6-3-20

Docket 87

***** VACATED *** REASON: CONT'D. TO 4/21/21 @ 11AM**

Courtroom Deputy:

1/6/21 - Hearing conducted by ZOOMGov.

Video/audio web address: <https://cacb.zoomgov.com/j/1618801812>

ZoomGov meeting number: 161 880 1812

Password: 522670

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

(when prompted, enter meeting number and password shown above)

ZoomGov Appearance by:

Tentative Ruling:

10/21/19 -- Court approved scheduling order that set following dates:

L/D to serve notice of bar date -- October 25, 2019

Bar date -- December 20, 2019

Con'd case status conference -- January 15, 2020 at 11

L/D to file updated status report -- January 3, 2020

Tentative Ruling for January 15, 2020:

Set deadline for debtor to file plan and disclosure statement and administrative bar date for all creditors other than professional persons. Set deadline for debtor to serve notice of bar date.

Tentative Ruling for March 26, 2020:

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

Wednesday, January 6, 2021

Hearing Room 1539

11:00 AM

CONT... West Coast Distribution, Inc.

Chapter 11

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

If court confirms plan, take case status conference off calendar and set new post-confirmation status conference date and deadline for liquidating trustee to file status report.

Tentative Ruling for January 6, 2021:

Court has reviewed trust's post-confirmation status report. Continue post-confirmation status conference to April 21, 2021 at 11:00 a.m. Trustee should file updated status report not later than April 9, 2021.
APPEARANCES WAIVED ON JANUARY 6, 2021.

Party Information

Debtor(s):

West Coast Distribution, Inc.

Represented By
Ron Bender
Lindsey L Smith

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
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Wednesday, January 6, 2021

Hearing Room 1539

11:00 AM

2:19-21726 Grandview Hills LLC

Chapter 11

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

fr. 12-4-19, 3-4-20, 7-1-20, 10-7-20

Docket 1

Courtroom Deputy:

1/6/21 - Hearing conducted by ZOOMGov.

Video/audio web address: <https://cacb.zoomgov.com/j/1618801812>

ZoomGov meeting number: 161 880 1812

Password: 522670

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ZoomGov Appearance by:

Tentative Ruling:

Tentative Ruling for December 4, 2019:

Debtor owns 80 percent of the Real Property as a tenant in common with whom? Do the managing member's parents own the other 20 percent as joint tenants? And the debtor itself is 80 percent owned by George Gabriel and 20 percent owned by his father? When was the deed of trust held by Tymeout recorded in the first place? What were the proceeds of the loan used for?

Set bar date and deadline for serving notice of bar date.

12/11/19 -- Court approved order setting following dates:

L/D to serve notice of bar date -- 12/13/19

Bar date -- 1/31/20

Cont'd case status conference -- 03/04/20 at 11:00 a.m.

L/D to file updated case status report -- 02/21/20.

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CONT... Grandview Hills LLC

Chapter 11

Tentative Ruling for March 4, 2020:

Status report was filed late (on February 27, 2020). Discuss with debtor pending litigation in state court concerning the parties' respective priorities. Set deadline for debtor to commence litigation in this court to resolve these issues. Explore whether ordering the parties to mediation would be useful.

Hearing required.

Tentative Ruling for July 1, 2020:

What is currently happening at the property? Who is collecting rents? Are tenants paying rent? Did debtor seek and obtain any stays pending appeal? Hearing required.

NOTE: There are a number of inaccurate or misleading statements in the case status report. For example, there is no mention made of the prior in rem order for relief. Instead, the report makes it appear that the first time Tymeout obtained relief from stay was in the April 28, 2020 order, which was not the case. And the statement that the debtor, "of course" obtained a stay of the foreclosure proceedings by filing this case is inconsistent with the court's prior rulings in this matter.

Tentative Ruling for October 7, 2020:

Discuss with the parties whether to grant the debtor's request that the debtor and Tymeout be ordered to mediation. Hearing required.

10/16/20 -- Court approved order directing parties to complete a day of mediation not later than January 5, 2021 and setting the following additional dates:

Cont'd case status conference -- January 6, 2021 at 11:00
L/D to file updated case status report -- December 27, 2020
L/D to lodge order appointing mediators -- October 26, 2020. (If Tymeout fails to cooperate in selection of mediator, debtor may file declaration to this effect and lodge unilateral order appointing mediators of its choosing. If Tymeout fails to participate in mediation, debtor should file declaration to this effect and court will issue an order to show cause why Tymeout should not be held in contempt.)

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CONT... Grandview Hills LLC

Chapter 11

11/13/20 -- Court approved order appointing mediators.

Tentative Ruling for January 6, 2021:

Court has not approved a settlement agreement, so it is not in a position to issue an order to show cause why someone should, or should not, be held in breach of that agreement. The debtor is a party to the proposed agreement. Does it intend to seek court approval of the agreement? If not, why not? Hearing required.

Party Information

Debtor(s):

Grandview Hills LLC

Represented By
Louis J Esbin

**United States Bankruptcy Court
Central District of California
Los Angeles
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Wednesday, January 6, 2021

Hearing Room 1539

11:00 AM

2:20-16889 Rhino Bare Projects LLC

Chapter 11

#102.00 Scheduling and Case Management Conference in a Chapter 11 Case
fr. 9-30-20

Docket 1

Courtroom Deputy:

1/6/21 - Hearing conducted by ZOOMGov.

Video/audio web address: <https://cacb.zoomgov.com/j/1618801812>

ZoomGov meeting number: 161 880 1812

Password: 522670

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ZoomGov Appearance by:

1/4/21 - Leslie Cohen, (310)394-5900

1/4/21 - Phillip Wang, (415)968-2002

1/4/21 - Ori Blumenfeld, (818)705-2777

Tentative Ruling:

Set deadline for serving notice of bar date and bar date. Continue case status conference for approximately 90 days.

10/6/20 -- Court approved scheduling order with following dates:

L/D to serve notice of bar date -- October 7, 2020

Bar date -- December 7, 2020

L/D to file updated status report -- December 28, 2020

Cont'd status conference -- January 6, 2021 at 11:00 a.m.

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Los Angeles
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CONT... Rhino Bare Projects LLC

Chapter 11

Tentative Ruling for January 6, 2021:

Where is the status report that should have been filed by December 28, 2020? Hearing required.

Update on January 4, 2021: Court has received status report filed December 29, 2020. Other than submitting to a 2004 examination and serving a notice of bar date, what if any steps toward reorganization have been accomplished since the last status conference and what has to happen before the debtor will be in a position to propose a plan? Hearing required.

Party Information

Debtor(s):

Rhino Bare Projects LLC

Represented By
Leslie A Cohen

**United States Bankruptcy Court
Central District of California
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Wednesday, January 6, 2021

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11:00 AM

2:20-11547 Gennady Moshkovich

Chapter 11

#103.00 Order to Show Cause why a Chapter 11 Trustee should not be Appointed or Case Converted to Chapter 7

fr. 9-30-20, 12-2-20

Docket 115

Courtroom Deputy:

1/6/21 - Hearing conducted by ZOOMGov.

Video/audio web address: <https://cacb.zoomgov.com/j/1618801812>

ZoomGov meeting number: 161 880 1812

Password: 522670

Telephone conference lines: 1 (669) 254 5252 or 1 (646) 828 7666
(when prompted, enter meeting number and password shown above)

ZoomGov Appearance by:

1/4/21 - David Jacob, (213)293-5931

1/4/21 - Romy Shy

1/4/21 - Barry Shy

1/6/21 - Todd Arnold, (310)229-1234

Tentative Ruling:

Tentative Ruling for September 30, 2020:

If debtor files nonfrivolous motion to sell property by September 25, 2020, continue hearing to date of hearing on motion for authority to sell property (Debtor noticed it for December 2, 2020 at 10:00 a.m., but why does the hearing need to be two months away?) (Motion to conduct auction with release price at or near debtor's appraised value for the property will not

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11:00 AM

CONT... Gennady Moshkovich

Chapter 11

suffice.) If debtor fails to file nonfrivolous motion for authority to sell by deadline established by the court for this purpose, convert case to chapter 7.

Debtor filed a sale motion on September 25, 2020 that is confusing to say the least. On the one hand, it says that the sale will NOT be free and clear of the Excepted Items, which include the secured claims of SPS, BOBS and JWR. Later in the motion, it appears that the intention of the debtor is to pay at least the undisputed portion (or the entirety) of SPS's claim out of escrow and to have the secured claim of BOBS (whatever that might be) attach to the proceeds of sale. This doesn't make sense.

Either the liens should be paid in full out of escrow (in which event there is no need to sell "free and clear" of the liens) or the sale should be free and clear of the liens with the liens to attach to the proceeds of sale with the same validity, priority, etc. (Or the undisputed portion could be paid out of escrow with the remainder of the liens to attach to the sale proceeds, but, in that event, the sale should still be free and clear of the liens.) Otherwise, the sale would be "subject to" the liens and the buyer is not going to pay more than \$23,000,000 to be subject to either the lien of SPS or BOBS both of which are in default. The property would immediately be lost to foreclosure if the buyer did not pay these liens off or enter into new arrangements with the lenders.

What is the debtor trying to say?

Final Ruling for September 30, 2020:

Debtor is selling subject to the excepted liens and free and clear of the nonexcepted liens, with the liens to attach to the net proceeds of sale. Debtor intends to pay the undisputed portions. There is a 60-day due diligence period.

Continue hearing to December 2, 2020 at 10:00 a.m. to coincide with date of hearing on proposed sale.

Tentative Ruling for January 6, 2021:

In light of motion to withdraw, it would be inappropriate for the court to leave debtor in place as a debtor in possession. Debtor cannot be relied upon to

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11:00 AM

CONT... Gennady Moshkovich Chapter 11
act as a fiduciary for the benefit of creditors. Discuss with parties whether appointment of a chapter 11 trustee or conversion of case would be a better alternative.

Party Information

Debtor(s):

Gennady Moshkovich

Represented By
David B Golubchik
Todd M Arnold

**United States Bankruptcy Court
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Hearing Room 1539

11:00 AM

2:20-11547 Gennady Moshkovich

Chapter 11

#104.00 BOBS, LLC'S Motion to Dismiss Chapter 11 Case Pursuant to 11 USC Section 1112(b)

fr. 8-4-20, 9-30-20, 12-2-20

Docket 81

Courtroom Deputy:

1/6/21 - Hearing conducted by ZOOMGov.

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ZoomGov Appearance by:

1/4/21 - David Jacob, (213)293-5931

1/4/21 - Rommy Shy

1/4/21 - Barry Shy

1/6/21 - Todd Arnold, (310)229-1234

Tentative Ruling:

Tentative Ruling for August 4, 2020:

The Court has been closely monitoring the debtor's progress with regard to a sale of the property in this case and will continue to do so. This case was filed on February 12, 2020 and, within approximately a month, reality changed dramatically. Debtor may be excused for the fact that vigorous marketing efforts did not begin and yield fruit immediately; however, the Court's patience and understanding is limited. At some point in the very near future, the Court

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CONT...

Gennady Moshkovich

Chapter 11

will begin to share the movant's frustration with the pace at which the debtor has marketed this property and will reach the conclusion that the debtor is indeed trying simply to retain his luxury lifestyle at no cost for as long as possible.

At this point, the Court is not yet ready to conclude that the case was filed in bad faith, but the proof will be "in the pudding." Continue hearing 60 to 90 days to see whether the debtor complies with the deadline that the court has established for the filing of a motion to sell the property.

Final Ruling for August 4, 2020:

Continue hearing to September 30, 2020 at 11:00 a.m. No new briefing required or permitted.

Tentative Ruling for September 30, 2020:

If debtor files nonfrivolous motion to sell property by September 25, 2020, continue hearing to date of hearing on motion for authority to sell property. (Motion to conduct auction with release price at or near debtor's appraised value for the property will not suffice.) If debtor fails to file nonfrivolous motion for authority to sell by deadline established by the court for this purpose, revisit motion after conclusion of hearing on court's order to show cause.

Tentative Ruling for December 2, 2020:

Revisit motion after conclusion of hearing on sale motion.

Tentative Ruling for January 6, 2021:

Deny motion. If trustee concludes that a sale of the property cannot be consummated in a manner that would produce a benefit for the estate, trustee can abandon property or court can grant relief from stay. Dismissal of case is unnecessary and would not be in the best interest of any party other than movant.

Party Information

**United States Bankruptcy Court
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11:00 AM

CONT... Gennady Moshkovich

Chapter 11

Debtor(s):

Gennady Moshkovich

Represented By
David B Golubchik
Todd M Arnold

Movant(s):

BOBS LLC

Represented By
David Jacob

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
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Wednesday, January 6, 2021

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11:00 AM

2:20-11547 Gennady Moshkovich

Chapter 11

#105.00 Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 911 Loma Vista Drive, Beverly Hills, California 90210

MOVANT: BOBS, LLC.

fr. 8-4-20, 9-30-20, 12-2-20

Docket 80

Courtroom Deputy:

1/6/21 - Hearing conducted by ZOOMGov.

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ZoomGov Appearance by:

1/4/21 - David Jacob, (213)293-5931

1/4/21 - Rommy Shy

1/4/21 - Barry Shy

1/6/21 - Todd Arnold, (310)229-1234

Tentative Ruling:

Tentative Ruling for August 4, 2020:

Grant motion to disqualify Rommy Shy as an expert witness. He may be qualified to perform an appraisal of the property, but he has not demonstrated that with the information contained in his declaration. With regard to the

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CONT...

Gennady Moshkovich

Chapter 11

second argument advanced in the motion to strike -- that he should be disqualified because of his economic stake in the outcome -- the court recognizes that there is a difference between hiring a supposedly independent expert and then compensating that expert on a contingency basis and letting a party in interest who has the requisite expertise offer expert testimony. Court would not necessarily exclude testimony in the latter instance, but the existence of incentive and bias would certainly cause the court to take the incentives of the declarant into consideration in weighing the validity/accuracy of the testimony.

In light of the foregoing, the only admissible evidence currently in the record as to the value of the property is that supplied by the debtor -- an appraisal showing the value of the property at \$26 million. There is no evidence that the property is declining in value, so, at present, the movant has not established that it is entitled to relief from stay under either section 362(d)(1) for lack of adequate protection or under section 362(d)(2).

However, as the court has previously explained, particularly in light of the limited resources that the debtor has to maintain the property pending the consummation of a sale, the property needs to be sold promptly. And the court will have an opportunity in connection with the sale process to determine whether the debtor's valuation is accurate. Toward this end, the Court entered a scheduling order on June 23, 2020, directing the debtor to file a motion to approve a sale of the property not later than September 25, 2020. (An order approving real estate brokers was entered on July 28, 2020.)

Based on this record, if the Court were to rule on the motion now, it would deny the motion without prejudice, but, if movant would prefer, court will continue hearing for approximately 60 to 90 days to see whether the debtor moves forward promptly with a sale of the property or whether relief from stay should be granted to prevent the debtor from further delaying this process. (See tentative ruling for matter number 7 for court's tentative ruling with regard to contention that relief from stay should be granted because case was filed in bad faith.)

Final Ruling for August 4, 2020:

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CONT... Gennady Moshkovich

Chapter 11

Continue hearing to September 30, 2020 at 11:00 a.m. No new briefing required or permitted.

Tentative Ruling for September 30, 2020:

If debtor files nonfrivolous motion to sell property by September 25, 2020, continue hearing to date of hearing on motion for authority to sell property. (Motion to conduct auction with release price at or near debtor's appraised value for the property will not suffice.) If debtor fails to file nonfrivolous motion for authority to sell by deadline established by the court for this purpose, grant motion.

Tentative Ruling for December 2, 2020:

If court grants sale motion, deny motion for relief from stay.

Tentative Ruling for January 6, 2021:

Continue hearing to give trustee appointed an opportunity to ascertain whether the sale should be consummated or whether relief from stay should be granted.

Party Information

Debtor(s):

Gennady Moshkovich

Represented By
David B Golubchik
Todd M Arnold

Movant(s):

BOBS LLC

Represented By
David Jacob

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2:20-11547 Gennady Moshkovich

Chapter 11

**#106.00 Motion To Withdraw As Counsel For The Debtor And Debtor In Possession In
The Bankruptcy Case And Adversary Case**

Docket 153

Courtroom Deputy:

1/6/21 - Hearing conducted by ZOOMGov.

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ZoomGov Appearance by:

1/4/21 - David Jacob, (213)293-5931

1/4/21 - Rommy Shy

1/4/21 - Barry Shy

1/6/21 - Todd Arnold, (310)229-1234

Tentative Ruling:

Grant.

Party Information

Debtor(s):

Gennady Moshkovich

Represented By
David B Golubchik
Todd M Arnold

**United States Bankruptcy Court
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2:20-11547 Gennady Moshkovich

Chapter 11

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

fr. 4-1-20, 4-2-20, 6-17-20, 9-30-20, 12-2-20

Docket 1

Courtroom Deputy:

1/6/21 - Hearing conducted by ZOOMGov.

Video/audio web address: <https://cacb.zoomgov.com/j/1618801812>

ZoomGov meeting number: 161 880 1812

Password: 522670

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

(when prompted, enter meeting number and password shown above)

ZoomGov Appearance by:

1/4/21 - David Jacob, (213)293-5931

1/4/21 - Rommy Shy

1/4/21 - Barry Shy

1/6/21 - Todd Arnold, (310)229-1234

Tentative Ruling:

Continue case status conference to April 2, 2020 at 10:00 to be heard concurrently with final hearing on interim financing. OFF CALENDAR FOR APRIL 1, 2020. NO APPEARANCE REQUIRED.

4/3/20 -- Court approved scheduling order setting following dates:

L/D for debtor to serve notice of bar date -- April 10, 2020

Bar date -- June 8, 2020

Cont'd status conference -- June 17, 2020 at 11:00 a.m.

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

Wednesday, January 6, 2021

Hearing Room 1539

11:00 AM

CONT... Gennady Moshkovich

Chapter 11

L/D to file updated status report -- June 12, 2020.

Tentative Ruling for June 17, 2020:

Debtor's game plan is to sell real property and then do structured dismissal. Debtor does not believe it necessary to set a deadline for filing a plan. Therefore, set a deadline for debtor to file sale motion instead.

6/23/20 -- Court approved scheduling order setting following dates:

L/D for debtor to file motion to approve sale of debtor's real property --
September 25, 2020

Cont'd status conference -- September 30, 2020 at 11:00 a.m.

L/D to file updated status report -- September 18, 2020

Tentative Ruling for September 30, 2020:

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

Tentative Ruling for December 2, 2020:

Discuss with debtor plans for future of this case if/when sale of property closes. Hearing required.

Tentative Ruling for January 6, 2021:

Continue case status conference to date of continued hearing on Bobs' motion for relief from stay.

Party Information

Debtor(s):

Gennady Moshkovich

Represented By
David B Golubchik
Todd M Arnold

**United States Bankruptcy Court
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Los Angeles
Judge Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

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Hearing Room 1539

11:00 AM

2:20-11547 Gennady Moshkovich

Chapter 11

#108.00 NVSI, INC'S Motion:

(1) to Enforce Order Approving Sale of Real Property;

(2) for an Order Finding that the Debtor is in Contempt for Noncompliance with a Court Order

Docket 179

Courtroom Deputy:

Hearing conducted by ZOOMGov.

Video/audio web address: <https://cacb.zoomgov.com/j/1618801812>

ZoomGov meeting number: 161 880 1812

Password: 522670

Telephone conference lines: 1 (669) 254 5252 or 1 (646) 828 7666
(when prompted, enter meeting number and password shown above)

ZoomGov Appearance by:

1/4/21 - David Jacob, (213)293-5931

1/4/21 - Rommy Shy

1/4/21 - Barry Shy

1/6/21 - Todd Arnold, (310)229-1234

Tentative Ruling:

Grant motion insofar as it seeks an order compelling debtor to perform his obligations under the purchase agreement; however, there is little point in ordering this debtor to do what he was already obligated to do. As this debtor cannot be trusted to fulfill his obligations as a fiduciary for the benefit of creditors, as evidenced by his failure to perform under the sale agreement, court will either convert case to chapter 7 or appoint chapter 11 trustee who

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CONT...

Gennady Moshkovich

Chapter 11

can execute the required documents. (Discuss with parties whether it would make more sense to direct the clerk to sign documents on debtor's behalf in the interim pursuant to FRCP 70.) Order should also require debtor to vacate the premises immediately.

There is no showing in the motion of any damage due to the delay, and the court is not inclined to punish other creditors who played no role in debtor's misconduct by saddling this estate with an administrative claim to punish the debtor. With regard to movant's request for attorneys' fees for bringing the motion, it would be inappropriate for the court to create a right to attorneys' fees that would not otherwise exist under the parties' contract.

Court assumes that assignment/amendment of the sale agreement did not alter the terms of the original agreement insofar as they relate to the ability of a party to recover attorneys' fees from the other. Paragraph 25 of the agreement does give the prevailing party in a proceeding to enforce the contract the right to recover reasonable attorneys' fees, but that paragraph is subject to the provisions of paragraph 22(A), which provides that a party who commences a legal action without first attempting to resolve a dispute through mediation forfeits its right to recover attorneys' fees under paragraph 25. Therefore, as a matter of contract, movant is not entitled to recover its attorneys' fees for bringing this motion, as it did not first attempt to resolve the matter through mediation.

Court will not hold the debtor in contempt of the sale order, as there is no language in the sale order that directs the debtor to do anything. It approves and authorizes the sale. The debtor did not disobey the order; he has merely demonstrated that he is unwilling to perform the functions of a debtor in possession in a manner that is consistent with the best interests of creditors and the estate. Therefore, he must be replaced with someone who will perform these duties and functions.

Party Information

**United States Bankruptcy Court
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Los Angeles
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11:00 AM

CONT... Gennady Moshkovich

Chapter 11

Debtor(s):

Gennady Moshkovich

Represented By
David B Golubchik
Todd M Arnold

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

Wednesday, January 6, 2021

Hearing Room 1539

2:00 PM

2:18-23844 Judith Anne Sanchez

Chapter 7

#200.00 Trustee's Final Report and Applications for Compensation

Docket 121

*** VACATED *** REASON: APPROVED. APPEARANCES WAIVED.

Courtroom Deputy:

1/6/21 - Hearing conducted by ZOOMGov.

Video/audio web address: <https://cacb.zoomgov.com/j/1618801812>

ZoomGov meeting number: 161 880 1812

Password: 522670

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

(when prompted, enter meeting number and password shown above)

ZoomGov Appearance by:

Tentative Ruling:

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

Party Information

Debtor(s):

Judith Anne Sanchez

Represented By
George J Paukert

Trustee(s):

Rosendo Gonzalez (TR)

Represented By
Carolyn A Dye

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

Wednesday, January 6, 2021

Hearing Room 1539

2:00 PM

2:19-21748 Raymond D. Rivera

Chapter 7

#201.00 Trustee's Final Report and Applications for Compensation

Docket 38

*** VACATED *** REASON: APPROVED. APPEARANCES WAIVED.

Courtroom Deputy:

1/6/21 - Hearing conducted by ZOOMGov.

Video/audio web address: <https://cacb.zoomgov.com/j/1618801812>

ZoomGov meeting number: 161 880 1812

Password: 522670

Telephone conference lines: 1 (669) 254 5252 or 1 (646) 828 7666
(when prompted, enter meeting number and password shown above)

ZoomGov Appearance by:

Tentative Ruling:

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

Party Information

Debtor(s):

Raymond D. Rivera

Represented By
Steven B Lever

Trustee(s):

Peter J Mastan (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Sheri Bluebond, Presiding
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Wednesday, January 6, 2021

Hearing Room 1539

2:00 PM

2:20-10055 Michael R Hall and La Vada Rhodes-Hall

Chapter 7

#202.00 Trustee's Final Report and Applications for Compensation

Docket 42

*** VACATED *** REASON: APPROVED. APPEARANCES WAIVED.

Courtroom Deputy:

1/6/21 - Hearing conducted by ZOOMGov.

Video/audio web address: <https://cacb.zoomgov.com/j/1618801812>

ZoomGov meeting number: 161 880 1812

Password: 522670

Telephone conference lines: 1 (669) 254 5252 or 1 (646) 828 7666
(when prompted, enter meeting number and password shown above)

ZoomGov Appearance by:

Tentative Ruling:

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

Party Information

Debtor(s):

Michael R Hall

Represented By
Stephen S Smyth

Joint Debtor(s):

La Vada Rhodes-Hall

Represented By
Stephen S Smyth

Trustee(s):

Heide Kurtz (TR)

Pro Se

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

Wednesday, January 6, 2021

Hearing Room 1539

2:00 PM

2:18-24870 Daniel E. Rogosin and Elizabeth Rogosin

Chapter 11

#203.00 Final Application for Compensation and Reimbursement of Expenses for Roksana D. Moradi-Brovia, Debtor's Attorney, Period: 2/11/2020 to 11/5/2020
[Fees requested: \$17,125.50, Expenses: \$0.00]

Docket 168

*** VACATED *** REASON: GRANTED. APPEARANCES WAIVED.

Courtroom Deputy:

1/6/21 - Hearing conducted by ZOOMGov.

Video/audio web address: <https://cacb.zoomgov.com/j/1618801812>

ZoomGov meeting number: 161 880 1812

Password: 522670

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

(when prompted, enter meeting number and password shown above)

ZoomGov Appearance by:

Tentative Ruling:

Grant application. Allow on a final basis fees of \$64,243 and costs of \$1,911.60. Ratify application of retainer and authorize payment of remaining balance due on terms set forth in application. APPEARANCES WAIVED. APPLICANT IS AUTHORIZED TO LODGE ORDER(S) GRANTING APPLICATION(S) ON TERMS CONSISTENT WITH TENTATIVE RULING.

Party Information

Debtor(s):

Daniel E. Rogosin

Represented By

Matthew D. Resnik

Roksana D. Moradi-Brovia

Joint Debtor(s):

Elizabeth Rogosin

Represented By

Matthew D. Resnik

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Hearing Room 1539

2:00 PM

CONT...

Daniel E. Rogosin and Elizabeth Rogosin

Roksana D. Moradi-Brovia

Chapter 11