

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

Wednesday, October 7, 2020

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 entitled "Notice of Video Appearance Procedures" on the Court's website at: <https://www.cacb.uscourts.gov/judges/honorable-sheri-bluebond> under the tab, "Instructions/Procedures."

**10/7/20 - Hearing conducted by ZOOMGov.**  
**Video/audio web address: <https://cacb.zoomgov.com/j/1616061959>**  
**ZoomGov meeting number: 161 606 1959**  
**Password: 412359**

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

Docket 0

**Courtroom Deputy:**

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

**Wednesday, October 7, 2020**

**Hearing Room 1539**

---

10:00 AM

**CONT...**

**Chapter**

- NONE LISTED -

**Tentative Ruling:**

- NONE LISTED -

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

Wednesday, October 7, 2020

Hearing Room 1539

10:00 AM

2:20-15367 Naji Shafiq Batshoun

Chapter 7

#1.00 Reaffirmation Agreement Between Debtor and Kia Motors Finance  
[Presumption of Undue Hardship]

Docket 52

**Courtroom Deputy:**

**10/7/20 - Hearing conducted by ZOOMGov.**

**Video/audio web address: <https://cacb.zoomgov.com/j/1616061959>**

**ZoomGov meeting number: 161 606 1959**

**Password: 412359**

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

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

**Tentative Ruling:**

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

Coversheet appears to have been filled out inadequately and agreement is largely illegible. According to part D, debtor's monthly income is \$650 and other monthly expenses are \$300. The monthly car payment is \$552.87. How does the debtor anticipate being able to make the payments?

**Party Information**

**Debtor(s):**

Naji Shafiq Batshoun

Represented By  
Don Dao

**Movant(s):**

KIA Motors Finance Company

Represented By  
Angela C Williams

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

**Wednesday, October 7, 2020**

**Hearing Room 1539**

10:00 AM

**CONT... Naji Shafiq Batshoun**

**Chapter 7**

**Trustee(s):**

David M Goodrich (TR)

Pro Se

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

Wednesday, October 7, 2020

Hearing Room 1539

10:00 AM

2:20-17047 Rodolfo Hernandez

Chapter 7

#2.00 Debtor's Request/Motion to Dismiss Bankruptcy Case Chapter 7

Docket 12

**Courtroom Deputy:**

10/7/20 - Hearing conducted by ZOOMGov.

Video/audio web address: <https://cacb.zoomgov.com/j/1616061959>

ZoomGov meeting number: 161 606 1959

Password: 412359

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

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

**Tentative Ruling:**

Court can only dismiss a chapter 7 case on notice to creditors. Court assumes that debtor's explanation that case was filed too soon refers to the fact that debtor is not eligible for a discharge in a case filed before September 23, 2020. Is this correct? Hearing required.

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

**Debtor(s):**

Rodolfo Hernandez

Pro Se

**Trustee(s):**

Carolyn A Dye (TR)

Pro Se

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

Wednesday, October 7, 2020

Hearing Room 1539

---

10:00 AM

2:19-19334 MedCoast Medservice Inc.

Chapter 11

#3.00 Debtor's Objection to Claim #18 by Claimant E&F Recovery LLC with request for valuation of security, payment of fully secured claims, and modification of undersecured claims in the amount of \$ 843689.78

Docket 320

**Courtroom Deputy:**

**10/7/20 - Hearing conducted by ZOOMGov.**

**Video/audio web address:** <https://cacb.zoomgov.com/j/1616061959>

**ZoomGov meeting number: 161 606 1959**

**Password: 412359**

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

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

**Tentative Ruling:**

As parties discussed at the confirmation hearing, court agrees that a debtor must commence an adversary proceeding in order to determine the validity or priority of a lien, but there must be some reason to believe or some good faith basis upon which one can argue that there is or at least might be a lien. However, here, there is no lien. There was a security interest, but the lender took no steps to perfect it, either through the filing of a UCC-1 or even by filing a notice of judgment lien in the State of California. A creditor cannot, by simply checking the box labelled "secured" on its proof of claim form, make a debtor resort to the use of an adversary proceeding rather than a claim objection in order to have the claim recharacterized. The debtor is not avoiding a lien, it is seeking to properly characterize the claim as unsecured. If the lender has any basis upon which to argue that it has an enforceable lien, it has not articulated it. Sustain objection to the extent that it seeks to have the claim recharacterized as unsecured rather than secured.

With regard to the amount of the claim, if there was a bona fide dispute, court would deem the objection to be an adversary proceeding, permit the parties

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

Wednesday, October 7, 2020

Hearing Room 1539

10:00 AM

CONT... MedCoast Medservice Inc.

Chapter 11

to conduct any necessary discovery and schedule an adversary proceeding, but where is the issue here? The parties entered into a settlement agreement pursuant to which the plaintiff received a note that, based on the express language of both the note itself and the settlement agreement, is **non-interest bearing**. Why, therefore, has the lender included interest at 12 percent? Where does this number come from?

Further, the note was for \$225,000. Regardless of any conditional release language elsewhere in the agreement, there is one absolutely unambiguous provision that is directly on point here -- Paragraph 6 of the settlement agreement. That paragraph says, "In the event of a failure to make the payments under paragraphs 1(b) or 1(c) of this Agreement, EFR's sole remedy shall be to bring an action based upon a breach of this Agreement. In the event of a default of this under the Note, EFR's sole remedy to pursue its rights under the Note and the Security Agreement." This language could not be clearer. The point of this language is that, if the debtor failed to make the payments required under the Note and the Security Agreement, EFR could not go back and attempt to enforce its rights under the judgment. It would be limited to its rights under the Note and Settlement Agreement, meaning that EFR could be entitled to collect \$225,000, less any payments made under the Note (which total \$50,000). The remaining balance due, therefore, is \$175,000. Perhaps EFR should be entitled to interest at the legal rate on this amount from the date of default, but this would not be 12 percent, and the lender is not entitled to post-petition interest. (Was the debtor current at the time the petition was filed? If so, EFR would not be entitled to any interest.)

**Party Information**

**Debtor(s):**

MedCoast Medservice Inc.

Represented By  
Henry D Paloci

**Movant(s):**

MedCoast Medservice Inc.

Represented By  
Henry D Paloci

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

**Wednesday, October 7, 2020**

**Hearing Room 1539**

10:00 AM

**CONT... MedCoast Medservice Inc.**

**Chapter 11**

**Trustee(s):**

David Keith Gottlieb (TR)

Represented By  
Ron Bender  
Krikor J Meshefejian

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

Wednesday, October 7, 2020

Hearing Room 1539

---

10:00 AM

2:20-17219 Donald Gregory Levenson

Chapter 11

#4.00 U.S. Trustee's Motion Under 11 U.S.C. section 1112(b)(1) to Convert, Dismiss or Appoint a Chapter 11 Trustee

Docket 27

\*\*\* VACATED \*\*\* REASON: 9/25/20 - CASE DISMISSED

**Courtroom Deputy:**

10/7/20 - Hearing conducted by ZOOMGov.

Video/audio web address: <https://cacb.zoomgov.com/j/1616061959>

ZoomGov meeting number: 161 606 1959

Password: 412359

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

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

**Tentative Ruling:**

9/25/20 -- Court approved stipulation that resolves motion. OFF CALENDAR.  
CASE DISMISSED. NO APPEARANCE REQUIRED.

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

**Debtor(s):**

Donald Gregory Levenson

Represented By  
Yoon O Ham

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

**Wednesday, October 7, 2020**

**Hearing Room 1539**

11:00 AM

**2:12-50259 Hansen Freightlines Incorporated**

**Chapter 11**

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

fr. 2-15-17, 8-30-17, 2-28-18, 6-13-18, 12-12-18, 4-17-19, 8-28-19, 2-5-20, 6-3-20

Docket 1

**\*\*\* VACATED \*\*\* REASON: CONT'D. TO 4/7/21 @ 11AM**

**Courtroom Deputy:**

**10/7/20 - Hearing conducted by ZOOMGov.**

**Video/audio web address: <https://cacb.zoomgov.com/j/1616061959>**

**ZoomGov meeting number: 161 606 1959**

**Password: 412359**

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

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

**Tentative Ruling:**

Final Ruling for April 17, 2019:

Court has reviewed reorganized debtor's status report. Continue case status conference to August 28, 2019 at 11:00 a.m. Reorganized debtor should file updated status report accompanied by declaration not later than August 16, 2019. APPEARANCES WAIVED ON APRIL 17, 2019.

Tentative Ruling for August 28, 2019:

Has the debtor now paid the July and August 2019 payments? If not, when will these payments be made? Hearing required.

-----  
Tentative Ruling for February 5, 2020:

Continue case status conference to June 3, 2020 at 11:00 a.m. Reorganized debtor should file updated status report (with accompanying declaration) not

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

**Wednesday, October 7, 2020**

**Hearing Room 1539**

11:00 AM

**CONT... Hansen Freightlines Incorporated Chapter 11**

later than May 22, 2020. APPEARANCES WAIVED ON FEBRUARY 5, 2020.

-----  
Tentative Ruling for June 3, 2020:

Continue case status conference to October 7, 2020 at 11:00 a.m. Reorganized debtor should file updated status report (with accompanying declaration) not later than September 25, 2020. APPEARANCES WAIVED ON JUNE 3, 2020.

-----  
Tentative Ruling for October 7, 2020:

Continue case status conference to April 7, 2021 at 11:00 a.m. Reorganized debtor should file updated status report (with accompanying declaration) not later than March 29, 2021. APPEARANCES WAIVED ON OCTOBER 7, 2020.

**Party Information**

**Debtor(s):**

Hansen Freightlines Incorporated

Represented By  
David L. Neale  
Krikor J Meshefejian

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

**Wednesday, October 7, 2020**

**Hearing Room 1539**

11:00 AM

**2:14-21184 Tower General Contractors**

**Chapter 11**

**#101.00** Status Conference re: Objection to Claim Number 41 by Claimant Pasadena Hospital Association, LTD., dba Huntington Hospital

fr. 4-15-15, 5-11-16, 11-9-16, 5-24-17, 1-10-18, 7-18-18, 3-20-19  
fr. 12-18-19, 3-18-20, 6-3-20, 8-5-20

Docket 174

**\*\*\* VACATED \*\*\* REASON: CONT'D. TO 2/10/21 @ 11AM**

**Courtroom Deputy:**

**10/7/20 - Hearing conducted by ZOOMGov.**

**Video/audio web address: <https://cacb.zoomgov.com/j/1616061959>**

**ZoomGov meeting number: 161 606 1959**

**Password: 412359**

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

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

**Tentative Ruling:**

Relief from stay has already been granted to permit the parties to resolve their respective disputes in state court. Continue hearing on claim objection along with case status conferences as parties move forward with state court litigation.

5/9/16 -- Court approved stipulation continuing hearing to November 9, 2016 at 11:00 a.m. OFF CALENDAR FOR MAY 11, 2016. NO APPEARANCE REQUIRED.

Tentative Ruling for November 9, 2016:

Continue status conference on objection and case status conference to May 24, 2017 at 11:00 a.m. Reorganized debtor should file updated status report not later than May 15, 2017. Appearances waived on November 9, 2016.

-----

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

**Wednesday, October 7, 2020**

**Hearing Room 1539**

11:00 AM

**CONT... Tower General Contractors**

**Chapter 11**

Tentative Ruling for May 24, 2017:

Court did not receive service copy of status report (which was due on May 15, but filed on May 18, 2017). Perhaps that is because it was addressed to the bin outside of Suite 1482, which does not exist anymore. Judge Bluebond is now in Suite 1534.

Counsel for the reorganized debtor states on page 3, at lines 21-22 of the report, "Trial is set for September 11, 2017, the trial is not expected to be continued." Yet attached to the status report is a copy of a stipulation to amend the case management order in which the parties request that the trial date be continued from September 11, 2017 to January 29, 2018 at 9:00 a.m. Perhaps counsel is trying to say that he does not believe the state court will grant the parties' mutual request for a continuance of the trial date?

Court is now confused. When do the parties actually anticipate that trial of the state court action is likely to occur? Hearing required.

-----  
Final Ruling for May 24, 2017:

Continue status conference to January 10, 2018 at 11:00 a.m.

-----  
Tentative Ruling for January 10, 2018:

Court has reviewed the reorganized debtor's status report. Continue status conference to July 18, 2018 at 11:00 a.m. APPEARANCES WAIVED ON JANUARY 10, 2018.

4/18/18 -- Court approved compromise concerning reduction of \$150,000 to Hospital's claim.

-----  
Tentative Ruling for July 18, 2018:

Court has reviewed the reorganized debtor's case status report. Continue status conference to March 20, 2019 at 11:00 a.m. APPEARANCES WAIVED ON JULY 18, 2018.

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

**Wednesday, October 7, 2020**

**Hearing Room 1539**

11:00 AM

**CONT... Tower General Contractors**

**Chapter 11**

-----  
Tentative Ruling for March 20, 2019:

Court has reviewed the reorganized debtor's case status report. Continue status conference to December 18, 2019 at 11:00 a.m. APPEARANCES WAIVED ON MARCH 20, 2019.

-----  
Tentative Ruling for December 18, 2019:

Court has reviewed the reorganized debtor's case status report. Continue status conference to March 18, 2020 at 11:00 a.m. APPEARANCES WAIVED ON DECEMBER 18, 2019.

Tentative Ruling for March 18, 2020:

Court has reviewed the reorganized debtor's case status report. Continue status conference to June 3, 2020 at 11:00 a.m. Reorganized debtor should file updated status report not later than May 26, 2020. APPEARANCES WAIVED ON MARCH 18, 2020.

-----  
Tentative Ruling for June 3, 2020:

Court has reviewed the reorganized debtor's status report. Continue status conferences to August 5, 2020 at 11:00 a.m. Reorganized debtor should file updated status report not later than July 25, 2020. APPEARANCES WAIVED ON JUNE 3, 2020.

-----  
Tentative Ruling for August 5, 2020:

Court has reviewed the reorganized debtor's status report. Continue status conferences to October 7, 2020 at 11:00 a.m. Reorganized debtor should file updated status report not later than September 25, 2020. APPEARANCES WAIVED ON AUGUST 5, 2020.

-----  
Tentative Ruling for October 7, 2020:

Continue case status conference to February 10, 2021 at 11:00 a.m.

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

**Wednesday, October 7, 2020**

**Hearing Room 1539**

11:00 AM

**CONT... Tower General Contractors**

**Chapter 11**

Reorganized debtor should file updated status report (with accompanying declaration) not later than February 1, 2021. APPEARANCES WAIVED ON OCTOBER 7, 2020.

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

**Debtor(s):**

Tower General Contractors

Represented By  
Jeffrey S Shinbrot

**Movant(s):**

Tower General Contractors

Represented By  
Jeffrey S Shinbrot

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

**Wednesday, October 7, 2020**

**Hearing Room 1539**

11:00 AM

**2:14-21184 Tower General Contractors**

**Chapter 11**

**#102.00 Scheduling and Case Management Conference in a Chapter 11 Case**

fr. 7-30-14, 8-20-14, 11-19-14, 1-21-15, 4-15-15, 10-14-15, 4-13-16, 11-9-16,  
5-24-17, 1-10-18, 7-18-18, 3-20-19, 12-18-19, 3-18-20, 6-3-20, 8-5-20

Docket 1

**\*\*\* VACATED \*\*\* REASON: CONT'D. TO 2/10/21 @ 11AM**

**Courtroom Deputy:**

**10/7/20 - Hearing conducted by ZOOMGov.**

**Video/audio web address: <https://cacb.zoomgov.com/j/1616061959>**

**ZoomGov meeting number: 161 606 1959**

**Password: 412359**

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

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

**Tentative Ruling:**

6/18/14 -- At hearing held this date, Court continued case status conference to August 20, 2014 at 11:00 a.m. Debtor should file status report not later than August 6, 2014. OFF CALENDAR FOR JULY 30, 2014. NO APPEARANCE REQUIRED.

Tentative Ruling for August 20, 2014:

Debtor has withdrawn its request for authority to use cash collateral. If debtor has no ongoing operations and will not have any employees, should this case be converted to chapter 7? Hearing required.

8/26/14 -- Court signed scheduling order setting following dates:

L/D to serve notice of bar date -- September 1, 2014

Bar date -- November 30, 2014

Cont'd status conference -- November 19, 2014 at 11:00

L/D to file updated status report -- November 10, 2014

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

**Wednesday, October 7, 2020**

**Hearing Room 1539**

11:00 AM

**CONT... Tower General Contractors**

**Chapter 11**

-----  
Tentative Ruling for November 19, 2014:

Set deadline for filing plan and continue case status conference to date that can serve as hearing on disclosure statement.

11/25/14 -- Court signed order setting following dates:

L/D to file plan and disclosure statement -- December 15, 2014  
Hearing on disclosure statement -- January 21, 2015 at 2:00 p.m.  
Cont'd status conference -- January 21, 2015 at 2:00 p.m.

Tentative Ruling for January 21, 2015:

If court approves disclosure statement, continue status conference to date of confirmation hearing. If court continues hearing on disclosure statement, continue case status conference to same date.

-----  
Tentative Ruling for April 15, 2015:

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

-----  
Tentative Ruling for October 14, 2015:

Court has reviewed reorganized debtor's status report. Continue status conference to April 13, 2016 at 11:00 a.m. Reorganized debtor should file updated status report not later than April 4, 2015.

-----  
Tentative Ruling for April 13, 2016:

Court has reviewed reorganized debtor's status report. Continue status conference to November 9, 2016 at 11:00 a.m. Reorganized debtor should file updated status report not later than October 31, 2016.

Tentative Ruling for November 9, 2016:

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

**Wednesday, October 7, 2020**

**Hearing Room 1539**

---

11:00 AM

**CONT... Tower General Contractors**

**Chapter 11**

Continue status conference on objection and case status conference to May 24, 2017 at 11:00 a.m. Reorganized debtor should file updated status report not later than May 15, 2017. Appearances waived on November 9, 2016.

-----  
Tentative Ruling for May 24, 2017:

Continue case management conference to same date and time as continued hearing on claim objection.

-----  
Final Ruling for May 24, 2017:

Continue status conference to January 10, 2018 at 11:00 a.m. Reorganized debtor should file and serve updated status report not later than December 22, 2017.

-----  
Tentative Ruling for January 10, 2018:

Court has reviewed the reorganized debtor's (belated) status report. Continue case status conference to July 18, 2018 at 11:00 a.m. Reorganized debtor should file updated status report not later than July 6, 2018. APPEARANCES WAIVED ON JANUARY 10, 2018.

-----  
Tentative Ruling for July 18, 2018:

Court has reviewed the reorganized debtor's case status report. Continue status conference to March 20, 2019 at 11:00 a.m. Reorganized debtor should file updated status report not later than March 8, 2018. APPEARANCES WAIVED ON JULY 18, 2018.

-----  
Tentative Ruling for March 20, 2019:

Court has reviewed the reorganized debtor's case status report. Continue status conference to December 18, 2019 at 11:00 a.m. Reorganized debtor should file updated status report not later than December 6, 2019. APPEARANCES WAIVED ON MARCH 20, 2019.

-----  
Tentative Ruling for December 18, 2019:

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

**Wednesday, October 7, 2020**

**Hearing Room 1539**

11:00 AM

**CONT... Tower General Contractors**

**Chapter 11**

Court has reviewed the reorganized debtor's case status report. Continue status conference to March 18, 2020 at 11:00 a.m. Reorganized debtor should file updated case status report not later than March 4, 2020. APPEARANCES WAIVED ON DECEMBER 18, 2019.

Tentative Ruling for March 18, 2020:

Court has reviewed the reorganized debtor's case status report. Continue status conference to June 3, 2020 at 11:00 a.m. Reorganized debtor should file updated status report not later than May 26, 2020. APPEARANCES WAIVED ON MARCH 18, 2020.

-----  
Tentative Ruling for June 3, 2020:

Court has reviewed the reorganized debtor's status report. Continue status conferences to August 5, 2020 at 11:00 a.m. Reorganized debtor should file updated status report not later than July 25, 2020. APPEARANCES WAIVED ON JUNE 3, 2020.

-----  
Tentative Ruling for August 5, 2020:

Court has reviewed the reorganized debtor's status report. Continue status conferences to October 7, 2020 at 11:00 a.m. Reorganized debtor should file updated status report not later than September 25, 2020. APPEARANCES WAIVED ON AUGUST 5, 2020.

-----  
Tentative Ruling for October 7, 2020:

Continue case status conference to February 10, 2021 at 11:00 a.m. Reorganized debtor should file updated status report (with accompanying declaration) not later than February 1, 2021. APPEARANCES WAIVED ON OCTOBER 7, 2020.

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

**Wednesday, October 7, 2020**

**Hearing Room 1539**

11:00 AM

**CONT... Tower General Contractors**

**Chapter 11**

**Party Information**

**Debtor(s):**

Tower General Contractors

Represented By  
Jeffrey S Shinbrot

**Movant(s):**

Tower General Contractors

Represented By  
Jeffrey S Shinbrot

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

**Wednesday, October 7, 2020**

**Hearing Room 1539**

11:00 AM

**2:19-21726 Grandview Hills LLC**

**Chapter 11**

**#103.00 Scheduling and Case Management Conference in a Chapter 11 Case**

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

Docket 1

**Courtroom Deputy:**

**10/7/20 - Hearing conducted by ZOOMGov.**

**Video/audio web address: <https://cacb.zoomgov.com/j/1616061959>**

**ZoomGov meeting number: 161 606 1959**

**Password: 412359**

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

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

Zoomgov Appearance by:

9/29/20 - Louis Esbin, (661)305-8995

**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.

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

**Wednesday, October 7, 2020**

**Hearing Room 1539**

11:00 AM

**CONT... Grandview Hills LLC**

**Chapter 11**

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

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.

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

**Debtor(s):**

Grandview Hills LLC

Represented By  
Louis J Esbin

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

**Wednesday, October 7, 2020**

**Hearing Room 1539**

2:00 PM

**2:17-25304 California Sandblasting & Coating, Inc**

**Chapter 7**

**#200.00 Trustee's Final Report and Applications for Compensation**

Docket 147

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

**Courtroom Deputy:**

**10/7/20 - Hearing conducted by ZOOMGov.**

**Video/audio web address: <https://cacb.zoomgov.com/j/1616061959>**

**ZoomGov meeting number: 161 606 1959**

**Password: 412359**

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

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

**Tentative Ruling:**

Approve trustee's final report in full (with the fee reductions set forth in the stipulation between the U.S. Trustee and attorneys for the chapter 7 trustee).  
APPEARANCES WAIVED. TRUSTEE IS AUTHORIZED TO UPLOAD  
ORDER CONSISTENT WITH TENTATIVE.

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

**Debtor(s):**

California Sandblasting & Coating,

Pro Se

**Trustee(s):**

Wesley H Avery (TR)

Represented By

Michelle A Marchisotto

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

Wednesday, October 7, 2020

Hearing Room 1539

2:00 PM

**2:19-23080 Joseph Espiritu and Cynthia J Espiritu**

**Chapter 7**

**#201.00 Trustee's Final Report and Applications for Compensation**

Docket 40

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

**Courtroom Deputy:**

**10/7/20 - Hearing conducted by ZOOMGov.**

**Video/audio web address: <https://cacb.zoomgov.com/j/1616061959>**

**ZoomGov meeting number: 161 606 1959**

**Password: 412359**

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

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

**Tentative Ruling:**

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

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

**Debtor(s):**

Joseph Espiritu Pro Se

**Joint Debtor(s):**

Cynthia J Espiritu Pro Se

**Trustee(s):**

Elissa Miller (TR) Pro Se

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

Wednesday, October 7, 2020

Hearing Room 1539

2:00 PM

2:17-17315 Premiere Medical Management Group, LLC

Chapter 7

**#202.00** First Interim Application for Compensation and Reimbursement of Expenses for CBIZ Valuation Group LLC, Financial Advisor, Period: 7/21/2017 to 2/19/2020, **[Fees requested: \$13,000.00, Expenses: \$0]**

Docket 131

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

**Courtroom Deputy:**

**10/7/20 - Hearing conducted by ZOOMGov.**

**Video/audio web address: <https://cacb.zoomgov.com/j/1616061959>**

**ZoomGov meeting number: 161 606 1959**

**Password: 412359**

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

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

**Tentative Ruling:**

Grant application. Allow on interim basis fees of \$13,000 and no costs. Ratify payments made to date and authorize payment of remaining balance due on pro rata basis from available funds. APPEARANCES WAIVED. APPLICANT IS AUTHORIZED TO LODGE ORDER(S) GRANTING APPLICATION(S) ON TERMS CONSISTENT WITH TENTATIVE RULING.

**Party Information**

**Debtor(s):**

Premiere Medical Management

Represented By  
David L Oberg

**Trustee(s):**

Wesley H Avery (TR)

Represented By  
Daniel R Lahana  
Stephen L Raucher

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

Wednesday, October 7, 2020

Hearing Room 1539

2:00 PM

2:17-17315 Premiere Medical Management Group, LLC

Chapter 7

#203.00 First Interim Application for Compensation and Reimbursement of Expenses for Reuben Raucher & Blum, Trustee's Attorney, Period: 10/27/2017 to 5/19/2020, [Fees Requested: \$14,567.57, Expenses: \$2,432.43]

Docket 135

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

**Courtroom Deputy:**

10/7/20 - Hearing conducted by ZOOMGov.

Video/audio web address: <https://cacb.zoomgov.com/j/1616061959>

ZoomGov meeting number: 161 606 1959

Password: 412359

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

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

**Tentative Ruling:**

Grant application. Allow on interim basis fees of \$14,567.57 and costs of \$2,432.43. Ratify payments made to date and authorize payment of remaining balance due on pro rata basis from available funds. APPEARANCES WAIVED. APPLICANT IS AUTHORIZED TO LODGE ORDER(S) GRANTING APPLICATION(S) ON TERMS CONSISTENT WITH TENTATIVE RULING.

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

**Debtor(s):**

Premiere Medical Management

Represented By  
David L Oberg

**Trustee(s):**

Wesley H Avery (TR)

Represented By  
Daniel R Lahana  
Stephen L Raucher

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

**Wednesday, October 7, 2020**

**Hearing Room 1539**

2:00 PM

**2:19-14758 Marco General Construction, Inc.**

**Chapter 11**

**#204.00** Debtor's Motion for Order Approving the Adequacy of Debtor's Disclosure Statement and Setting Dates and Procedures for Approval of Plan of Reorganization

Docket 133

**Courtroom Deputy:**

**10/7/20 - Hearing conducted by ZOOMGov.**

**Video/audio web address:** <https://cacb.zoomgov.com/j/1616061959>

**ZoomGov meeting number: 161 606 1959**

**Password: 412359**

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

Zoomgov Appearance by:

10/6/20 - Samuel Boyamian, (310)271-6223

10/6/20 - Kenneth Lau, (818)794-7430

**Tentative Ruling:**

See tentative ruling for matter no. 205.

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

**Debtor(s):**

Marco General Construction, Inc.

Represented By  
Michael Jay Berger

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

**Wednesday, October 7, 2020**

**Hearing Room 1539**

2:00 PM

**2:19-14758 Marco General Construction, Inc.**

**Chapter 11**

**#205.00 Debtor's Disclosure Statement Describing Debtor's Chapter 11 Plan of Reorganization**

fr. 8-26-20

Docket 105

**Courtroom Deputy:**

**10/7/20 - Hearing conducted by ZOOMGov.**

**Video/audio web address: <https://cacb.zoomgov.com/j/1616061959>**

**ZoomGov meeting number: 161 606 1959**

**Password: 412359**

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

Zoomgov Appearance by:

10/6/20 - Samuel Boyamian, (310)271-6223

10/6/20 - Kenneth Lau, (818)794-7430

**Tentative Ruling:**

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

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

**Debtor(s):**

Marco General Construction, Inc.

Represented By  
Michael Jay Berger

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

**Wednesday, October 7, 2020**

**Hearing Room 1539**

2:00 PM

**2:19-14758 Marco General Construction, Inc.**

**Chapter 11**

**#206.00 Scheduling and Case Management Conference in a Chapter 11 Case**

fr. 6-19-19, 9-18-19, 12-18-19, 4-1-20, 6-30-20, 8-26-20

Docket 1

**Courtroom Deputy:**

**10/7/20 - Hearing conducted by ZOOMGov.**

**Video/audio web address: <https://cacb.zoomgov.com/j/1616061959>**

**ZoomGov meeting number: 161 606 1959**

**Password: 412359**

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

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

Zoomgov Appearance by:

10/6/20 - Samuel Boyamian, (310)271-6223

10/6/20 - Kenneth Lau, (818)794-7430

**Tentative Ruling:**

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

6/20/19 -- Court signed scheduling order setting following dates:

L/D to serve notice of bar date -- June 26, 2019

Bar date -- August 16, 2019

L/D to file updated status report -- September 6, 2019

Cont'd status conference -- September 18, 2019 at 11:00 a.m.

-----  
Tentative Ruling for September 18, 2019:

Does it make sense for the debtor to utilize the bankruptcy court's mediation

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

**Wednesday, October 7, 2020**

**Hearing Room 1539**

2:00 PM

**CONT... Marco General Construction, Inc. Chapter 11**

program in an effort to resolve disputes with Creditor's Adjustment Bureau?  
Now that the debtor has succeeded in setting aside default judgment, is it  
even necessary for this case to remain in bankruptcy?

Hearing required.

-----  
9/19/19 -- Court approved scheduling order with the following dates:

Cont'd status conference -- December 18, 2019 at 11:00 a.m.  
L/D to file updated status report -- December 6, 2019  
L/D to lodge order appointing mediators -- October 1, 2019  
L/D to complete mediation -- December 18, 2019

10/2/19 -- Court approved order appointing mediators.

-----  
Tentative Ruling for December 18, 2019:

Has debtor filed an objection to the proofs of claim filed by State  
Compensation Insurance Fund and 1 West Capital, LLC? If not, why not?  
What is the debtor's game plan with regard to the claim of Creditor's  
Adjustment Bureau? Is it time to permit the state court litigation to proceed to  
a final judgment?

Hearing required.

-----  
12/20/19 -- Court approved scheduling order setting following dates:

1/6/2020 -- L/D for debtor to file objections to claims of State Compensation  
Insurance Fund and 1 West Capital;  
3/20/2020 -- L/D for debtor to file updated status report  
3/31/2020 -- L/D for debtor to file plan and disclosure statement  
4/1/2020 at 11:00 a.m. -- Cont'd case status conference

-----  
3/27/20 -- Court approved stipulation setting following dates:

L/D for debtor to file plan and disclosure statement -- June 30, 2020  
Cont'd status conference -- July 1, 2020 at 11:00 a.m.

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

**Wednesday, October 7, 2020**

**Hearing Room 1539**

2:00 PM

**CONT... Marco General Construction, Inc.**  
OFF CALENDAR FOR APRIL 1, 2020.

**Chapter 11**

-----  
Tentative Ruling for June 30, 2020:

Deadline to file plan set by the Court is June 30, 2020. Will debtor meet that deadline? If not, why not? Hearing required.

8/14/20 -- Court approved stipulation continuing hearing on disclosure statement to October 7, 2020 at 2:00 p.m. Court continued case status conference to same date and time. OFF CALENDAR FOR AUGUST 26, 2020.

-----  
Tentative Ruling for October 7, 2020:

If court approves disclosure statement, continue case status conference to same date and time as confirmation hearing.

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

**Debtor(s):**

Marco General Construction, Inc.

Represented By  
Michael Jay Berger

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

**Wednesday, October 7, 2020**

**Hearing Room 1539**

2:00 PM

**2:20-15422 Upgrade Labs Inc., a Delaware corporation**

**Chapter 11**

**#207.00 Confirmation Hearing re: Amended Chapter 11 Small Business Plan  
(SubChapter V)**

Docket 107

**Courtroom Deputy:**

**10/7/20 - Hearing conducted by ZOOMGov.**

**Video/audio web address: <https://cacb.zoomgov.com/j/1616061959>**

**ZoomGov meeting number: 161 606 1959**

**Password: 412359**

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

Zoomgov Appearance by:

10/5/20 - Robert Goe, (949)798-2460

10/6/20 - Charity Manee, (949)798-2460

10/6/20 - Miranda Cameron, (239)565-2101

10/6/20 - James Wong, (714)222-5552

10/6/20 - Gregory Jones, (310)429-9581

10/6/20 - Kenneth Lau, (818)794-7430

**Tentative Ruling:**

Overrule objection from David & Kimberly Tobias. Objecting parties hold an equity interest in the debtor. Equity is being wiped out under the plan. Debtor's majority interest holder is purchasing new equity in exchange for cash infusion of \$50,000. Objecting parties are not making a cash infusion. As this is a Subchapter V case, only the debtor is entitled to propose a plan

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

**Wednesday, October 7, 2020**

**Hearing Room 1539**

2:00 PM

**CONT... Upgrade Labs Inc., a Delaware corporation Chapter 11**

and there is no absolute priority rule. Objection is not legally cognizable and was late-filed. (It was dated September 23, 2020, but was not received by the court until the following day.)

Class 1 is unimpaired and not entitled to vote. (One member of that class voted to reject the plan, but his vote does not count, as class is not entitled to vote and creditor did not file a proof of claim.)

In Class 2 (general unsecured claims), 9 claimants voted. 7 of those voted to accept the plan; 2 voted to reject. That results in approval of 77.78 percent in number and 85.56 percent in dollar amount.

Class 3 has 3 members, each of whom consented to the treatment for the class in an earlier stipulation. Plan treatment does not alter the treatment provided for by the stipulation. Class 3 can be considered unimpaired.

Class 4 is equity, which is being wiped out. Equity is deemed to reject the plan under section 1126(g), which still applies in a subchapter V case, but the plan can be confirmed over their objection under section 1191(c), if it is fair and equitable as to class 4. The provisions of section 1129(b) do not appear to apply. Instead, 1191(c) says that the requirement that a plan be fair and equitable with regard to a class of claims or interests includes the requirements set forth in section 1191(c)(2)(A) and (B). Does this plan satisfy this requirement? That is, is the debtor devoting all of its projected disposable income for a period of 3 to 5 years (or is the value of the property to be distributed not less than its projected disposable income for this period)? Can the court make the finding that the debtor will be able to make all payments due under the plan? Does the plan provide appropriate remedies to protect holders of claims in the event of default?

Hearing required.

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

**Debtor(s):**

Upgrade Labs Inc., a Delaware

Represented By  
Robert P Goe  
Charity J Manee

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

**Wednesday, October 7, 2020**

**Hearing Room 1539**

---

2:00 PM

**CONT... Upgrade Labs Inc., a Delaware corporation**

**Chapter 11**

**Trustee(s):**

Gregory Kent Jones (TR)

Pro Se

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

**Wednesday, October 7, 2020**

**Hearing Room 1539**

2:00 PM

**2:20-15422 Upgrade Labs Inc., a Delaware corporation**

**Chapter 11**

**#208.00 Scheduling and Case Management Conference in a Chapter 11 SubChapter V Case**

fr. 8-5-20, 8-12-20

Docket 1

**Courtroom Deputy:**

**10/7/20 - Hearing conducted by ZOOMGov.**

**Video/audio web address: <https://cacb.zoomgov.com/j/1616061959>**

**ZoomGov meeting number: 161 606 1959**

**Password: 412359**

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

Zoomgov Appearance by:

10/5/20 - Robert Goe, (949)798-2460

10/6/20 - Charity Manee, (949)798-2460

10/6/20 - Miranda Cameron, (239)565-2101

10/6/20 - James Wong, (714)222-5552

10/6/20 - Gregory Jones, (310)429-9581

10/6/20 - Kenneth Lau, (818)794-7430

**Tentative Ruling:**

Revisit status of case after conclusion of confirmation hearing.

**Party Information**

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

**Wednesday, October 7, 2020**

**Hearing Room 1539**

---

2:00 PM

**CONT... Upgrade Labs Inc., a Delaware corporation**

**Chapter 11**

**Debtor(s):**

Upgrade Labs Inc., a Delaware

Represented By  
Robert P Goe

**Trustee(s):**

Gregory Kent Jones (TR)

Pro Se