

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

**Tuesday, October 18, 2016**

**Hearing Room 1539**

10:00 AM

**2:16-11865 Jacqueline Delgado**

**Chapter 7**

**#1.00** Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 10304 Ruthelen Street, Los Angeles, California 90047-4143

MOVANT: HRB MORTGAGE HOLDINGS, LLC.

Docket 35

**Courtroom Deputy:**

10/13/16 - Gilbert Yabes, (714) 285-2665, has been approved for telephonic appearance on 10/18/16 @ 10am

**Tentative Ruling:**

Motion does not contain any admissible evidence of value. Movant has attached a Broker's Price Opinion, but it is not signed by anyone and is not accompanied by a declaration. Deny motion or, if movant prefers and agrees to waive deadlines set forth in section 362(e), continue hearing to give movant an opportunity to provide admissible evidence of value.

Deny request for relief under section 362(d)(4). The transfer of a 15 percent interest in the property more than 6 years before the filing does not constitute sufficient evidence to persuade the bankruptcy court that the transfer was part of a scheme to hinder, delay or defraud anyone.

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

Jacqueline Delgado

Pro Se

**Movant(s):**

HRB Mortgage Holdings LLC

Represented By  
Gilbert R Yabes

**Trustee(s):**

John J Menchaca (TR)

Pro Se

**United States Bankruptcy Court  
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**CONT... Jacqueline Delgado**

**Chapter 7**

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10:00 AM

**2:16-18963 Gregory Morris Johnston**

**Chapter 7**

**#2.00** Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2015 FIAT 500, VIN 3C3CFFAR3FT636648

MOVANT: WELLS FARGO BANK, NA

Docket 11

**Courtroom Deputy:**

10/11/16 - Jennifer H. Wang, (714) 431-1058, has been approved for telephonic appearance on 10/18/16 @ 10am

**Tentative Ruling:**

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

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

Gregory Morris Johnston

Represented By  
Lauren Ross

**Movant(s):**

Wells Fargo Bank, N.A., dba Wells

Represented By  
Jennifer H Wang

**Trustee(s):**

Heide Kurtz (TR)

Pro Se

**United States Bankruptcy Court  
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**2:16-19226 Taryn Vu - Rose**

**Chapter 7**

**#3.00** Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 215 South Bedford Drive, Beverly Hills, CA

MOVANT: WILMINGTON SAVINGS FUND SOCIETY FSB.

Docket 63

**Courtroom Deputy:**

- NONE LISTED -

**Tentative Ruling:**

There is no evidence that property is declining in value. Trustee believes that there is equity in the property. Deny motion without prejudice to give the trustee an opportunity to market and sell the property.

**Party Information**

**Debtor(s):**

Taryn Vu - Rose

Represented By  
Eric Bensamochan

**Movant(s):**

Wilmington Savings Fund Society,

Represented By  
Angie M Marth

**Trustee(s):**

Wesley H Avery (TR)

Represented By  
David M Goodrich

**United States Bankruptcy Court  
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10:00 AM

**2:16-19913 David R Borman and Joyce Hecht Borman**

**Chapter 7**

**#4.00** Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2015 MERCEDES-BENZ ML350, VIN 4JGDA5JB4FA540347

MOVANT: DAIMLER TRUST

Docket 9

**Courtroom Deputy:**

10/11/16 - Jennifer H. Wang, (714) 431-1058, has been approved for telephonic appearance on 10/18/16 @ 10am

**Tentative Ruling:**

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

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

David R Borman

Represented By  
Mark J Markus

**Joint Debtor(s):**

Joyce Hecht Borman

Represented By  
Mark J Markus

**Movant(s):**

Daimler Trust

Represented By  
Jennifer H Wang

**Trustee(s):**

Brad D Krasnoff (TR)

Pro Se

**United States Bankruptcy Court  
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Tuesday, October 18, 2016

Hearing Room 1539

10:00 AM

**2:16-21085 Guillermo Jimenez and Delgadina Jimenez**

**Chapter 7**

**#5.00** Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: (2013 NISSAN ROGUE Vin # JN8AS5MT5DW519343

MOVANT: ALLY FINANCIAL

Docket 13

**Courtroom Deputy:**

10/11/16 - Adam Barasch, (650)592-6367, has been approved for telephonic appearance on 10/18/16 @ 10am

**Tentative Ruling:**

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

**Party Information**

**Debtor(s):**

Guillermo Jimenez

Represented By  
Michael H Colmenares

**Joint Debtor(s):**

Delgadina Jimenez

Represented By  
Michael H Colmenares

**Movant(s):**

Ally Financial

Represented By  
Adam N Barasch

**Trustee(s):**

Howard M Ehrenberg (TR)

Pro Se

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**2:16-21327 Rizal S Martin**

**Chapter 7**

**#6.00** Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 6420 Pat Avenue, West Hills (LA), CA 91307

MOVANT: NATIONSTAR MORTGAGE, LLC.

Docket 17

**Courtroom Deputy:**

- NONE LISTED -

**Tentative Ruling:**

Grant motion, including waiver of Rule 4001(a)(3). Make finding that bankruptcy case was part of a scheme to hinder, delay and defraud creditors that included the transfer of an interest in property without movant's consent and multiple bankruptcy filings affecting this property.

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

Rizal S Martin

Pro Se

**Movant(s):**

Nationstar Mortgage LLC as

Represented By  
Merdaud Jafarnia

**Trustee(s):**

David A Gill (TR)

Pro Se

**United States Bankruptcy Court  
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10:00 AM

**2:16-21327 Rizal S Martin**

**Chapter 7**

**#6.10** Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 22838 Serra Drive, Carson, CA 90745

MOVANT: WELLS FARGO BANK, N.A.

fr. 10-4-16

Docket 11

**Courtroom Deputy:**

- NONE LISTED -

**Tentative Ruling:**

Tentative Ruling for October 4, 2016:

Case has been dismissed. Motion is not entirely moot, as it seeks extraordinary relief. Either deny motion as moot or, if movant prefers, continue hearing to give movant an opportunity to comply with Court's local, local rule re proceeding to hearing on motions in dismissed cases.

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Final Ruling for October 4, 2016:

Court continued hearing to October 18, 2016 at 10:00 and instructed movant to file and serve a notice that it intended to proceed to hearing notwithstanding dismissal of the bankruptcy case and to put in that notice not only the new hearing date but also that oppositions to the motion must be filed and served by October 14, 2016.

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Tentative Ruling for October 18, 2016:

Deny motion as moot. Movant served a notice, but it merely contained the new date and time of the continued hearing. It did not advise parties in interest of movant's intent to proceed notwithstanding dismissal of the case or of the deadline for the filing and service of oppositions.

**Party Information**

**Debtor(s):**

Rizal S Martin

Pro Se

**United States Bankruptcy Court  
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10:00 AM

**CONT... Rizal S Martin**

**Chapter 7**

**Movant(s):**

Wells Fargo Bank, N.A.

Represented By  
Brandy N Foreman

**Trustee(s):**

David A Gill (TR)

Pro Se

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10:00 AM

**2:16-21801 Elias De La Riva**

**Chapter 7**

**#7.00** Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2012 Chevrolet Malibu Automobile VIN# 1GIZD5E09CF1891966

MOVANT: KINECTA FEDERAL CREDIT UNION

Docket 8

**Courtroom Deputy:**

- NONE LISTED -

**Tentative Ruling:**

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

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

Elias De La Riva

Represented By  
Gregory M Shanfeld

**Movant(s):**

Kinecta Federal Credit Union

Represented By  
Mark S Blackman

**Trustee(s):**

John J Menchaca (TR)

Pro Se

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10:00 AM

**2:16-22493 Nabor Meneses and Adriana Sandoval**

**Chapter 7**

**#8.00** Notice of Motion and Motion in Individual Case for Order Imposing a Stay or Continuing the Automatic Stay as the Court Deems Appropriate 1171 Spence Street Los Angeles, CA 90023

MOVANT: ADRIANA SANDOVAL

Docket 7

**Courtroom Deputy:**

- NONE LISTED -

**Tentative Ruling:**

Deny motion. Between the two debtors, they have filed 5 previous bankruptcy cases since August of 2015. These debtors are the poster children for the changes to section 362 added by BAPCPA. They have had more than ample use of the automatic stay during this period. They are free to attempt to negotiate a standstill agreement with their secured lender, but the Court will not reimpose the automatic stay on these facts.

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

Nabor Meneses

Represented By  
Luis G Torres

**Joint Debtor(s):**

Adriana Sandoval

Represented By  
Luis G Torres

**Movant(s):**

Adriana Sandoval

Represented By  
Luis G Torres

Nabor Meneses

Represented By  
Luis G Torres  
Luis G Torres

**United States Bankruptcy Court  
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10:00 AM

**CONT... Nabor Meneses and Adriana Sandoval**

**Chapter 7**

**Trustee(s):**

Heide Kurtz (TR)

Pro Se

**United States Bankruptcy Court  
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10:00 AM

**2:16-22628 CC Greystone, LLC**

**Chapter 7**

**#9.00** Notice of motion and motion for relief from automatic stay with supporting declarations ACTION IN NON-BANKRUPTCY FORUM RE: Carnival Investment v. CC Greystone, LLC. Docket Number: 16-3027-JAS; Pending in Binding Contractual Arbitration Through ADR Services, LLC.

MOVANT: CARNIVAL INVESTMENT, LLC.

Docket 6

**Courtroom Deputy:**

- NONE LISTED -

**Tentative Ruling:**

Continue hearing for proper service. Motion was served on debtor's counsel, but was never served on the debtor. (Reject counsel's argument that service was untimely. Weekend days do count. Court also rejects debtor's standing argument. Movant is the party that wants to proceed with arbitration. They are the appropriate party to bring this motion.)

**Party Information**

**Debtor(s):**

CC Greystone, LLC

Represented By  
Jan S Mason

**Movant(s):**

Carnival Investment, LLC

Represented By  
Joseph R Brown

**Trustee(s):**

Sam S Leslie (TR)

Pro Se

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10:00 AM

**2:16-14975 Kevin Deshone Booker**

**Chapter 11**

**#10.00** Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2008 HARLEY-DAVIDSON FLHX STREET GLIDE, VIN # 1HD1KB4348Y614883

MOVANT: HARLEY-DAVIDSON CREDIT CORPORATION

Docket 95

**Courtroom Deputy:**

10/13/16 - Mark Estle, (858) 720-0890, has been approved for telephonic appearance on 10/18/16 @ 10am

**Tentative Ruling:**

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

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

Kevin Deshone Booker

Represented By  
M Jonathan Hayes  
Roksana D. Moradi

**Movant(s):**

Harley-Davidson Credit Corporation

Represented By  
Mark D Estle

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10:00 AM

**2:16-21770 Fast Real Estate Solutions**

**Chapter 11**

**#11.00** Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 2542 Pesquera Dr., Los Angeles, CA 90049

MOVANT: YENLIK SHVNBATVROVA

Docket 12

**Courtroom Deputy:**

- NONE LISTED -

**Tentative Ruling:**

Judge Bluebond's name does not appear on movant's proof of service and court has not received a copy of the motion. Continue hearing to give movant an opportunity to serve Judge Bluebond with a copy of the motion.

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

Fast Real Estate Solutions

Pro Se

**Movant(s):**

Yenlik Shynbatyrova

Pro Se

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**Hearing Room 1539**

2:00 PM

**2:08-19905 Sheila K Barnes**

**Chapter 7**

Adv#: 2:16-01303 Gill Ch 7 Trustee v. Keaster et al

**#200.00** Status Conference re: 31 (Approval of sale of property of estate and of a co-owner - 363(h)),(11 (Recovery of money/property - 542 turnover of property)) Complaint by David A Gill Ch 7 Trustee against Richard Keaster, Lisa Keaster, Nicholas Keaster

Docket 1

**Courtroom Deputy:**

10/18/16 - John N. Tedford, (310) 277-0077, has been approved for telephonic appearance on 10/18/16 @ 2pm

**Tentative Ruling:**

7/25/16 -- Court signed order approving stipulation continuing response deadline to September 20, 2016 and continuing status conference to October 18, 2016. OFF CALENDAR FOR SEPTEMBER 6, 2016.

10/4/16 -- Court entered order approving settlement agreement that provides for lump sum payment.

Tentative Ruling for October 18, 2016:

When does the trustee anticipate that he will be in a position to request dismissal of this action?

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

Sheila K Barnes

Represented By  
Robert R Tilton

**Defendant(s):**

Nicholas Keaster

Pro Se

Lisa Keaster

Pro Se

Richard Keaster

Pro Se

**United States Bankruptcy Court  
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2:00 PM

**CONT... Sheila K Barnes**

**Chapter 7**

**Plaintiff(s):**

David A Gill Ch 7 Trustee

Represented By  
John N Tedford

**Trustee(s):**

David A Gill (TR)

Pro Se

**United States Bankruptcy Court  
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2:00 PM

**2:12-19793 Michael Joel Kamen**

**Chapter 7**

Adv#: 2:12-01805 Fox et al v. Kamen

**#201.00** Status Conference re: 62 (Dischargeability - 523(a)(2), false pretenses, false representation, actual fraud) ,(67 (Dischargeability - 523(a)(4), fraud as fiduciary, embezzlement, larceny)),(68 (Dischargeability - 523(a)(6), willful and malicious injury)) Complaint by Gerson and Gertrude Fox against Michael Joel Kamen

fr. 8-21-12, 8-28-12, 1-31-13, 3-28-13, 5-28-13, 11-5-13, 5-27-14, 12-2-14, 5-5-15, 11-3-15, 2-2-16, 5-24-16, 8-30-16

Docket 1

**Courtroom Deputy:**

4/4/16 - Second Amended Complaint filed

10/5/16 - Richard Lee, (213) 622-9102, has been approved for telephonic appearance on 10/18/16 @ 2pm

10/11/16 - Benjamin Nachimson, (310) 474-8776, has been approved for telephonic appearance on 10/18/16 @ 2pm

**Tentative Ruling:**

11/27/12 -- Court approved stipulation continuing hearing to March 28, 2013 at 10:00 a.m. OFF CALENDAR FOR JANUARY 31, 2013.

2/1/13 -- Court approved stipulation continuing hearing to May 28, 2013 at 2:00 p.m. OFF CALENDAR FOR MARCH 28, 2013.

3/11/13 -- Court approved stipulation continuing hearing to November 5, 2013 at 2:00 p.m. OFF CALENDAR FOR MAY 28, 2013.

OFF CALENDAR. COURT SIGNED STIPULATION CONTINUING HEARING TO MAY 27, 2014 AT 2:00 P.M.

10/6/14 -- Court signed stipulation setting following dates:

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**CONT... Michael Joel Kamen**

**Chapter 7**

L/D to file amended complaint -- March 31, 2015  
L/D to respond to amended complaint -- April 30, 2015  
Cont'd status conference -- May 5, 2015 at 2:00 p.m.  
L/D to object to debtor's discharge -- March 31, 2015.

4/6/15 -- Court signed stipulation setting following dates:

L/D to file amended complaint -- September 30, 2015  
L/D to respond to amended complaint -- October 30, 2015  
Cont'd status conference -- November 3, 2015 at 2:00 p.m.  
L/D to object to debtor's discharge -- September 30, 2015

OFF CALENDAR FOR MAY 5, 2015.

Tentative Ruling for February 2, 2016:

Revisit status of action after conclusion of hearing on motion for extension of time to file amended complaint.

Tentative Ruling for May 24, 2016:

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

6/3/16 -- Court signed scheduling order setting following dates:

Cont'd status conference -- August 30, 2016 at 2:00 p.m.  
L/D to file joint status report -- August 16, 2016  
L/D to lodge order appointing mediator -- June 20, 2016  
L/D to complete mediation -- August 30, 2016.

8/5/16 -- Court approved order appointing mediator.

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Tentative Ruling for August 30, 2016:

Where is the status report that should have been filed by August 16, 2016?

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**CONT... Michael Joel Kamen**

**Chapter 7**

Have the parties completed a day of mediation? Hearing required.

9/23/16 -- Court approved scheduling order setting following dates:

Cont'd status conference -- October 18, 2016 at 2:00

L/D to file joint status report -- October 4, 2016

L/D to complete mediation extended to October 18, 2016

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Tentative Ruling for October 18, 2016:

Parties have now completed mediation, which apparently was not successful.  
Have parties commenced discovery? Hearing required.

**Party Information**

**Creditor(s):**

Ultimate Action, LLC

Represented By  
Mark J Rosenbaum

**Debtor(s):**

Michael Joel Kamen

Represented By  
Leslie A Cohen  
Neal Salisian  
Richard H Lee

**Defendant(s):**

Michael Joel Kamen

Represented By  
Richard H Lee

**Interested Party(s):**

Courtesy NEF

Represented By  
David Guess  
Ronald N Richards  
Johnny White

Official Committee of Creditors

Represented By  
Ashleigh A Danker  
Marc S Cohen

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**CONT... Michael Joel Kamen**

**Chapter 7**

Julie A Belezuoli

**Plaintiff(s):**

Garson Victory, LLC

Represented By  
Andy Kong  
James KT Hunter

501 Grant Street Partners, LLC

Represented By  
Andy Kong  
James KT Hunter

111 Sunset, LP

Represented By  
Andy Kong  
James KT Hunter

Larchmere Partners, LLC

Represented By  
Andy Kong  
James KT Hunter

Commerce Drive, LP

Represented By  
Andy Kong  
James KT Hunter

Soledad Commons, LLC

Represented By  
Andy Kong  
James KT Hunter

South City Wichita Partners, LLC

Represented By  
Andy Kong  
James KT Hunter

Gerson & Gertrude Fox Family

Represented By  
Andy Kong  
James KT Hunter

Gertrude Fox

Represented By  
Andy Kong  
James KT Hunter

Gerson Fox

Represented By  
Andy Kong

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**CONT...**

**Michael Joel Kamen**

**Chapter 7**

James KT Hunter

1530 West Covina Parkway, LLC

Represented By  
Andy Kong  
James KT Hunter

Center City Tower, LP

Represented By  
Andy Kong  
James KT Hunter

201 North Brand, LLC

Represented By  
Andy Kong  
James KT Hunter

357 South Broadway, LLC

Represented By  
Andy Kong  
James KT Hunter

**Trustee(s):**

Richard J Laski (TR)

Represented By  
David Guess  
Jonathan M Weiss

**U.S. Trustee(s):**

United States Trustee (LA)

Pro Se

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2:00 PM

**2:12-19793 Michael Joel Kamen**

**Chapter 7**

Adv#: 2:15-01525 Kamen v. Kamen

**#202.00** Status Conference re: 61 (Dischargeability - 523(a)(6) domestic support),(64 (Dischargeability - 523(a)(15), divorce/sep property settlement/decre))  
Complaint by Lisa Cypers Kamen against Michael Joel Kamen

fr. 12-1-15, 12-8-15, 1-5-16, 2-9-16, 3-15-16, 4-26-16, 5-24-16, 6-28-16, 8-16-16

Docket 1

**Courtroom Deputy:**

- NONE LISTED -

**Tentative Ruling:**

10/30/15 -- Court approved stipulation continuing response date to November 13, 2015.

Tentative Ruling for December 1, 2015:

Papers filed less than 14 days before a hearing may not just be mailed to the judge. They must be delivered by some expedited means. (See Court Manual.)

Continue status conference to December 8, 2015 at 2:00 p.m. to be heard concurrently with motion to dismiss in related adversary proceeding.  
APPEARANCES WAIVED ON DECEMBER 1, 2015.

12/1/15 -- Court approved stipulation continuing hearing to January 5, 2016 at 2:00 p.m. OFF CALENDAR FOR DECEMBER 8, 2015.

12/23/15 -- Court approved stipulation continuing hearing to February 9, 2016 at 2:00 p.m. OFF CALENDAR FOR JANUARY 5, 2016.

Tentative Ruling for April 26, 2016:

Where is the joint status report that should have been filed by April 12?

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**CONT... Michael Joel Kamen Chapter 7**

2/2/16 -- Court approved stipulation continuing hearing to March 15, 2016 at 2:00 p.m. OFF CALENDAR FOR FEBRUARY 9, 2016.

3/9/16 -- Court approved stipulation continuing hearing to April 26, 2016 at 2:00 p.m. OFF CALENDAR FOR MARCH 15, 2016.

Tentative Ruling for May 24, 2016:

Parties reported in last stipulation that matter had been settled and that parties were memorializing their settlement. What is the status of that effort? What is the structure of the proposed settlement? Hearing required.

Tentative Ruling for June 28, 2016:

Has the settlement agreement been signed? How do the parties intend to proceed at this point?

Tentative Ruling for October 18, 2016:

Has the settlement agreement been signed? It was nearly fully executed on June 28. Has any progress been made since then? If not, why not? Hearing required.

**Party Information**

**Debtor(s):**

Michael Joel Kamen

Represented By  
Leslie A Cohen  
Neal Salisian  
Richard H Lee

**Defendant(s):**

Michael Joel Kamen

Pro Se

**Plaintiff(s):**

LISA CYPERS KAMEN

Represented By  
James B Smith

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**CONT... Michael Joel Kamen**

**Chapter 7**

**Trustee(s):**

Richard J Laski (TR)

Represented By  
David Guess  
Jonathan M Weiss

Richard J Laski (TR)

Pro Se

**U.S. Trustee(s):**

United States Trustee (LA)

Pro Se

**United States Bankruptcy Court  
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2:00 PM

**2:12-19793 Michael Joel Kamen**

**Chapter 7**

Adv#: 2:15-01527 Kamen et al v. Kamen

**#203.00** Defendant' Michael Kamen's Motion to Dismiss Adversary Proceeding  
fr. 12-8-15, 1-5-16, 2-9-16, 3-15-16, 4-26-16, 5-24-16, 6-28-16, 8-16-16

Docket 12

**Courtroom Deputy:**

- NONE LISTED -

**Tentative Ruling:**

12/1/15 -- Court approved stipulation to continue hearing to January 5, 2016 at 2:00 p.m. OFF CALENDAR FOR DECEMBER 8, 2015.

12/23/15 -- Court approved stipulation continuing hearing to February 9, 2016 at 2:00 p.m. OFF CALENDAR FOR JANUARY 5, 2016.

2/2/16 -- Court approved stipulation continuing hearing to March 15, 2016 at 2:00 p.m. OFF CALENDAR FOR FEBRUARY 9, 2016.

3/9/16 -- Court approved stipulation continuing hearing to April 26, 2016 at 2:00 p.m. OFF CALENDAR FOR MARCH 15, 2016.

Tentative Ruling for May 24, 2016:

Court has been advised that the parties have settled this matter. What is the structure of the proposed settlement?

Tentative Ruling for June 28, 2016:

Has the settlement agreement been signed? How do the parties intend to proceed at this point?

Tentative Ruling for October 18, 2016:

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

Tuesday, October 18, 2016

Hearing Room 1539

2:00 PM

CONT... Michael Joel Kamen

Chapter 7

Has the settlement agreement been signed? It was nearly fully executed on June 28. Has any progress been made since then? If not, why not? Hearing required.

**Party Information**

**Debtor(s):**

Michael Joel Kamen

Represented By  
Leslie A Cohen  
Neal Salisian  
Richard H Lee

**Defendant(s):**

Michael Joel Kamen

Represented By  
Matthew L Eanet

**Interested Party(s):**

Salisian Lee LLP

Represented By  
Richard H Lee

**Plaintiff(s):**

Aryel Kamen

Represented By  
James B Smith

Kayla Kamen

Represented By  
James B Smith

**Trustee(s):**

Richard J Laski (TR)

Represented By  
David Guess  
Jonathan M Weiss

Richard J Laski (TR)

Pro Se

**U.S. Trustee(s):**

United States Trustee (LA)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Los Angeles  
Chief Judge Sheri Bluebond, Presiding  
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**Tuesday, October 18, 2016**

**Hearing Room 1539**

2:00 PM

**2:12-19793 Michael Joel Kamen**

**Chapter 7**

Adv#: 2:15-01527 Kamen et al v. Kamen

**#204.00** Status Conference re: 67 (Dischargeability - 523(a)(4) fraud as fiduciary, embezzlement, larceny)), (68 (Dischargeability - 523(a)(6), willful and malicious injury)) Complaint by Kayla Kamen, Aryel Kamen against Michael Joel Kamen  
fr. 12-1-15, 12-8-15, 1-5-16, 2-9-16, 3-15-16, 4-26-16, 5-24-16, 6-28-16, 8-16-16

Docket 1

**Courtroom Deputy:**

- NONE LISTED -

**Tentative Ruling:**

10/30/15 -- Court approved stipulation continuing response date to November 13, 2015.

Tentative Ruling for December 1, 2015:

Papers filed less than 14 days before a hearing may not just be mailed to the judge. They must be delivered by some expedited means. (See Court Manual.)

Continue status conference to December 8, 2015 at 2:00 p.m. to be heard concurrently with motion to dismiss in related adversary proceeding.  
APPEARANCES WAIVED ON DECEMBER 1, 2015.

12/23/15 -- Court approved stipulation continuing hearing to February 9, 2016 at 2:00 p.m. OFF CALENDAR FOR JANUARY 5, 2015.

2/2/16 -- Court approved stipulation continuing hearing to March 15, 2016 at 2:00 p.m. OFF CALENDAR FOR FEBRUARY 9, 2016.

3/9/16 -- Court approved stipulation continuing hearing to April 26, 2016 at 2:00 p.m. OFF CALENDAR FOR MARCH 15, 2016.

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2:00 PM

**CONT... Michael Joel Kamen**

**Chapter 7**

Tentative Ruling for May 24, 2016:

Court has been advised that the parties have settled this matter. What is the structure of the proposed settlement?

Tentative Ruling for June 28, 2016:

Has the settlement agreement been signed? How do the parties intend to proceed at this point?

Tentative Ruling for October 18, 2016:

Has the settlement agreement been signed? It was nearly fully executed on June 28. Has any progress been made since then? If not, why not? Hearing required.

**Party Information**

**Debtor(s):**

Michael Joel Kamen

Represented By  
Leslie A Cohen  
Neal Salisian  
Richard H Lee

**Defendant(s):**

Michael Joel Kamen

Pro Se

**Plaintiff(s):**

Aryel Kamen

Represented By  
James B Smith

Kayla Kamen

Represented By  
James B Smith

**Trustee(s):**

Richard J Laski (TR)

Represented By  
David Guess  
Jonathan M Weiss

**United States Bankruptcy Court  
Central District of California  
Los Angeles  
Chief Judge Sheri Bluebond, Presiding  
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2:00 PM

**CONT... Michael Joel Kamen**

**Chapter 7**

Richard J Laski (TR)

Pro Se

**U.S. Trustee(s):**

United States Trustee (LA)

Pro Se

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

**Tuesday, October 18, 2016**

**Hearing Room 1539**

2:00 PM

**2:14-11766 Raymond M Tash**

**Chapter 7**

Adv#: 2:14-01303 Rashtian DDS et al v. Tash

**#205.00** Pretrial Conference re: 62 (Dischargeability - Section 523(a) (2) false pretenses, false representation, actual fraud)) (68 (Dischargeability - 523(a)(6), willful and malicious injury)) Complaint by Roya Rashtian DDS , APC an individual against Raymond M Tash

fr. 7-8-14, 9-9-14, 1-6-15, 3-10-15, 4-14-15, 8-25-15, 10-27-15, 1-26-16, 2-23-16, 4-26-16, 7-26-16

Docket 1

**Courtroom Deputy:**

- NONE LISTED -

**Tentative Ruling:**

Continue status conference to September 9, 2014 at 2:00 p.m. Plaintiff should give notice. APPEARANCES WAIVED ON JULY 7, 2014.

Tentative Ruling for September 9, 2014:

Defendant has now filed answer to complaint. How long do the parties believe it will take them to complete discovery? Is this an appropriate matter to be sent to an early mediation? If not, why not? Hearing required.

-----  
Final Ruling for September 9, 2014:

Continue status conference to January 6, 2015 at 2:00 p.m. Parties shall file a joint status report not later than December 23, 2014. Parties are to complete a day of mediation before January 6, 2015 and to lodge an order appointing a mediator by September 26, 2014. Plaintiff shall lodge a scheduling order.

-----  
Tentative Ruling for January 6, 2015:

Impose sanctions of \$150 on counsel for plaintiff for failing to lodge a

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**CONT...**

**Raymond M Tash**

**Chapter 7**

scheduling order. Parties just lodged order appointing mediators on December 29, 2014. Impose sanctions of an additional \$150 on counsel for each of the parties for failing to lodge an order appointing a mediator by the deadline established by the Court for this purpose. Court has reviewed the declaration submitted by counsel for defendant, but the first efforts described in that declaration to lodge an order appointing a mediator in compliance with the Court's directive occurred on November 25, 2014, which is well after the deadline established by the Court for lodging the mediation order.

1/12/15 -- Court signed order requiring parties to complete a day of mediation by March 10, 2015.

2/4/15 -- Court signed order appointing mediators.

2/24/15 -- Court approved order appointing mediators.

3/5/15 -- At request of parties in status report, continue status conference to April 14, 2015 at 2:00 p.m. OFF CALENDAR FOR MARCH 10, 2015.

Tentative Ruling for April 14, 2015:

Mediator reports that matter did not settle at mediation. Set discovery cutoff, deadline for filing pretrial motions and pretrial conference date.

-----  
Final Ruling for April 14, 2015:

Continue status conference to August 25, 2015 at 2:00 p.m. Discovery cutoff will be August 28, 2015. Parties shall file a joint status report by August 11, 2015. Plaintiff shall lodge scheduling order.

-----  
Tentative Ruling for August 25, 2015:

Impose sanctions of \$150 on counsel for plaintiff for failing to lodge scheduling order. Discovery cutoff is August 28, 2015. Court will set a later deadline for filing pretrial motions.

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

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**CONT... Raymond M Tash**

**Chapter 7**

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Tentative Ruling for October 27, 2015:

Is discovery now complete? Does either party anticipate filing any pretrial motions? Hearing required.

10/30/15 -- Court entered order granting request for attorneys' fees in connection with motion to compel (\$2,275) and setting following dates:

Extended discovery cutoff -- November 30, 2015

L/D to file pretrial motions -- December 29, 2015

Cont'd status conference -- January 26, 2016 at 2:00 p.m.

L/D to file joint status report -- January 12, 2016

Tentative Ruling for January 26, 2016:

Continue status conference to February 23, 2016 at 2:00 p.m. to be heard concurrently with motion to dismiss. APPEARANCES WAIVED ON JANUARY 26, 2016.

-----  
Tentative Ruling for February 23, 2016:

Revisit status of action after conclusion of hearing on matter no. 204.

-----  
Tentative Ruling for April 26, 2016:

By order entered February 29, 2016, the court denied defendant's motion to dismiss and ordered Plaintiff to file a motion for summary judgment, if at all, by March 15, 2016. The docket does not reflect the filing of any such motion. What is the status of this matter? Are the parties ready to proceed to trial? Hearing required.

7/18/16 -- Court approved stipulation continuing pretrial conference to October **18, 2016** at 2:00 p.m. Parties are to lodge pretrial order not later than October 4, 2016. OFF CALENDAR FOR JULY 26, 2016.

Tentative Ruling for October 18, 2016:

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**CONT... Raymond M Tash**

**Chapter 7**

Court has a few comments on the form of the stipulation that will be discussed on the record at the time of hearing. Require parties to lodge a joint proposed order instead of filing a stipulation and a one-line order approving it.

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

**Debtor(s):**

Raymond M Tash

Represented By  
Gerald McNally Jr

**Defendant(s):**

Raymond M Tash

Represented By  
Gerald McNally Jr

**Plaintiff(s):**

APC an individual

Represented By  
K. Tom Kohan

Roya Rashtian DDS

Represented By  
K. Tom Kohan

**Trustee(s):**

Edward M Wolkowitz (TR)

Represented By  
Juliet Y Oh  
John-Patrick M Fritz

**United States Bankruptcy Court  
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Los Angeles  
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**Tuesday, October 18, 2016**

**Hearing Room 1539**

2:00 PM

**2:15-20351 CLARK WARREN BAKER**

**Chapter 7**

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

**#206.00** Plaintiff's Motion for:

- A). Protective Order and order in limine barring use of transcript of deposition of David Bender;
- B). Order Striking Baker's Answer
- C). For Money sanctions against Baruch Cohen, Esq and Clark Baker
- D). Related relief including referral to appropriate authorities

Docket 154

**\*\*\* VACATED \*\*\* REASON: CONT'D. TO 11/15/16 @ 2PM**

**Courtroom Deputy:**

- NONE LISTED -

**Tentative Ruling:**

9/29/16 -- Court granted motion continuing hearing to November 15, 2016 at 2:00 p.m. OFF CALENDAR FOR OCTOBER 18, 2016.

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

**Debtor(s):**

CLARK WARREN BAKER

Represented By  
Alan F Broidy  
Baruch C Cohen

**Defendant(s):**

CLARK WARREN BAKER

Represented By  
Baruch C Cohen

**Plaintiff(s):**

James Murtagh

Represented By  
David P Bleistein

**United States Bankruptcy Court  
Central District of California  
Los Angeles  
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2:00 PM

**CONT... CLARK WARREN BAKER**

**Chapter 7**

**Trustee(s):**

Sam S Leslie (TR)

Represented By  
Carolyn A Dye

**United States Bankruptcy Court  
Central District of California  
Los Angeles  
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2:00 PM

**2:15-23390 Charles Clayton Kibby**

**Chapter 7**

Adv#: 2:15-01648 Main Credit Corp v. Kibby et al

**#207.00** Defendant's Motion to strike portions of Plaintiff's Third Amended Complaint

Docket 41

**Courtroom Deputy:**

- NONE LISTED -

**Tentative Ruling:**

Although the docket reflects the filing of a notice of lodgment, it does not appear that the order on the last motion to dismiss was ever lodged. Filing the notice of lodgment causes the proposed order to be served on parties in interest. It does not constitute the actual lodging of the order.

Once again, plaintiff has failed to attach the loan agreement as an exhibit to the complaint. Although reference is made to a guaranty, no copy of that was provided either. Why? Court has no alternative but to conclude that these agreements do not exist or no longer exist. If there is no written loan agreement, how long is the statute of limitations for an oral agreement or money had and received and had that statute of limitations run by the time the complaint was filed? And an oral guaranty is unenforceable. Plaintiff certainly cannot rely on any alleged representations contained in either of these documents or allege liability under any contractual theory. The complaint should focus solely on any alleged misrepresentations made in the exhibits to the complaint that led plaintiff to advance money to the corporate borrower.

Hearing required.

**Party Information**

**Debtor(s):**

Charles Clayton Kibby

Represented By  
Jeffrey J Hagen

**United States Bankruptcy Court  
Central District of California  
Los Angeles  
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2:00 PM

**CONT... Charles Clayton Kibby**

**Chapter 7**

**Defendant(s):**

Clayton Group Inc

Represented By  
Steven J Shapero  
David G Jimenez

CGI Preservation

Represented By  
Steven J Shapero  
David G Jimenez

Charles Clayton Kibby

Represented By  
Steven J Shapero  
David G Jimenez

RestoreGroup, Corp.

Represented By  
Steven J Shapero  
Steven J Shapero  
David G Jimenez  
David G Jimenez

**Plaintiff(s):**

Main Credit Corp

Represented By  
David G Jimenez

**Trustee(s):**

Edward M Wolkowitz (TR)

Pro Se

**United States Bankruptcy Court  
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2:00 PM

**2:15-23390 Charles Clayton Kibby**

**Chapter 7**

Adv#: 2:15-01648 Main Credit Corp v. Kibby et al

**#208.00** Status Conference re: 62 (Dischargeability - 523(a)(2), false pretenses, false representation, actual fraud) (67 (Dischargeability - 523(a)(4), fraud as fiduciary, embezzlement, larceny)),(68 (Dischargeability - 523(a)(6), willful and malicious injury)),(13 (Recovery of money/property - 548 fraudulent transfer)), (65 (Dischargeability - other)) Complaint by Main Credit Corp against Charles Clayton Kibby, RestoreGroup, Corp., Clayton Group Inc, CGI Preservation  
  
fr. 2-2-16, 4-26-16, 7-19-16

Docket 1

**Courtroom Deputy:**

**5/31/16 - Second Amended Complaint filed.**

**Tentative Ruling:**

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

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

**Debtor(s):**

Charles Clayton Kibby

Represented By  
Jeffrey J Hagen

**Defendant(s):**

Clayton Group Inc

Pro Se

CGI Preservation

Pro Se

Charles Clayton Kibby

Pro Se

RestoreGroup, Corp.

Pro Se

**Plaintiff(s):**

Main Credit Corp

Represented By  
David G Jimenez

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

**Tuesday, October 18, 2016**

**Hearing Room 1539**

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2:00 PM

**CONT... Charles Clayton Kibby**

**Chapter 7**

**Trustee(s):**

Edward M Wolkowitz (TR) Pro Se

Edward M Wolkowitz (TR) Pro Se

**U.S. Trustee(s):**

United States Trustee (LA) Pro Se

**United States Bankruptcy Court  
Central District of California  
Los Angeles  
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2:00 PM

**2:16-10560 Jina J Kim**

**Chapter 7**

Adv#: 2:16-01193      Developers Surety and Indemnity Company v. Kim

**#209.00**      Plaintiff's Motion to Compel Jina J. Kim to Attend Deposition

Docket      12

**Courtroom Deputy:**

10/17/16 - Rachel Brown, (949) 537-3803, has been approved for telephonic appearance on 10/18/16 @ 2pm

**Tentative Ruling:**

From and after July 11, 2016, debtor has been represented by counsel. Continue hearing on motion to give movant an opportunity to serve debtor's counsel with a copy of the motion.

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

**Debtor(s):**

Jina J Kim

Represented By  
Young K Chang

**Defendant(s):**

Jina J Kim

Pro Se

**Plaintiff(s):**

Developers Surety and Indemnity

Represented By  
Jeffrey D Hook  
Ali Salamid

**Trustee(s):**

Rosendo Gonzalez (TR)

Pro Se

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Central District of California  
Los Angeles  
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2:00 PM

**2:16-10560 Jina J Kim**

**Chapter 7**

Adv#: 2:16-01193      Developers Surety and Indemnity Company v. Kim

**#210.00**      Status Conference re: 62 (Dischargeability - 523(a)(2), false pretenses, false representation, actual fraud)) (14 (Recovery of money/property - other))  
Complaint by Developers Surety and Indemnity Company against Jina J Kim  
  
fr. 6-28-16, 9-27-16

Docket      1

**Courtroom Deputy:**

10/17/16 - Rachel Brown, (949) 537-3803, has been approved for telephonic appearance on 10/18/16 @ 2pm

**Tentative Ruling:**

Revisit status of motion after conclusion of hearing on motion to compel.

**Party Information**

**Debtor(s):**

Jina J Kim

Represented By  
Young K Chang

**Defendant(s):**

Jina J Kim

Pro Se

**Plaintiff(s):**

Developers Surety and Indemnity

Represented By  
Jeffrey D Hook  
Ali Salamid

**Trustee(s):**

Rosendo Gonzalez (TR)

Pro Se

**U.S. Trustee(s):**

United States Trustee (LA)

Pro Se