

**United States Bankruptcy Court
Central District of California
Northern Division
Judge Deborah Saltzman, Presiding
Courtroom 202 Calendar**

Thursday, October 27, 2016

Hearing Room 202

1:30 PM

9:16-11201 Sonia Kara

Chapter 7

#1.00 HearingRE: [28] Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 72 La Patera, Camarillo, Ca (with proof of service).

Docket No: 28

Tentative Ruling:

No tentative ruling. This is a **FINAL RULING**. This motion was set for hearing in accordance with Local Bankruptcy Rule ("LBR") 9013-1(d). The failure of any party to file written opposition at least 14 days prior to the hearing pursuant to LBR 9013-1(f) is deemed consent to the granting of the motion. LBR 9013-1(h); *Ghazali v. Moran*, 46 F.3d 52, 53 (9th Cir. 1995). Further, because the court is granting the relief that the moving party requested and for which a *prima facie* case has been established, an actual hearing is not necessary. *Boone v. Burk (In re Eliapo)*, 468 F.3d 592, 602 (9th Cir. 2006). Their defaults are entered and the court will resolve the matter without oral argument. LBR 9013-1(j)(3). **NO APPEARANCE IS NECESSARY.**

GRANT under 11 U.S.C. § 362(d)(1) and (d)(2).
GRANT as binding despite conversion.
GRANT waiver of FRBP 4001(a)(3) stay.

MOVANT TO LODGE ORDER WITHIN 7 DAYS.

BY VIRTUE OF THE ENTRY OF THIS ORDER, THE BORROWER'S(S)
BANKRUPTCY PROCEEDINGS HAVE BEEN FINALIZED WITH REGARD
TO THE SUBJECT PROPERTY WITHIN THE MEANING OF CALIFORNIA
CIVIL CODE SECTION 2923.5(h)(3).

Party Information

Debtor(s):

Sonia Kara

Represented By
Brian Nomi

**United States Bankruptcy Court
Central District of California
Northern Division
Judge Deborah Saltzman, Presiding
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Thursday, October 27, 2016

Hearing Room 202

1:30 PM

CONT... Sonia Kara

Chapter 7

Movant(s):

Cardenas Three, LLC

Represented By
Coby R Halavais

Trustee(s):

Sandra McBeth (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Northern Division
Judge Deborah Saltzman, Presiding
Courtroom 202 Calendar**

Thursday, October 27, 2016

Hearing Room 202

1:30 PM

9:16-11565 Ermalinda Sedeno

Chapter 7

#2.00 HearingRE: [10] Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 600 Dulce Dr., Oxnard, California 93036-2483 With Proof of Service. (Loftis, Erica)

Docket No: 10

Tentative Ruling:

Appearance required (movant). The declaration in support of the motion asserts that the Movant is the successor to the original deed of trust beneficiary, but there is a gap in the supporting documents provided. They show that the beneficiary changed its name to Wachovia Mortgage, FSB, and that Wachovia Bank merged into Wells Fargo, but there is nothing showing that Wachovia Mortgage either merged into Wells Fargo, or became part of Wachovia Bank, which then merged into Wells Fargo.

Party Information

Debtor(s):

Ermalinda Sedeno

Pro Se

Movant(s):

WELLS FARGO BANK, N. A.

Represented By
Erica T Loftis

Trustee(s):

Sandra McBeth (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Northern Division
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Thursday, October 27, 2016

Hearing Room 202

1:30 PM

9:16-11661 Antonio Orozco and Esther R Orozco

Chapter 7

#3.00 HearingRE: [9] Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2012 Toyota Prius .

Docket No: 9

Tentative Ruling:

No tentative ruling. This is a **FINAL RULING**. This motion was set for hearing in accordance with Local Bankruptcy Rule ("LBR") 9013-1(d). The failure of any party to file written opposition at least 14 days prior to the hearing pursuant to LBR 9013-1(f) is deemed consent to the granting of the motion. LBR 9013-1(h); *Ghazali v. Moran*, 46 F.3d 52, 53 (9th Cir. 1995). Further, because the court is granting the relief that the moving party requested and for which a *prima facie* case has been established, an actual hearing is not necessary. *Boone v. Burk (In re Eliapo)*, 468 F.3d 592, 602 (9th Cir. 2006). Their defaults are entered and the court will resolve the matter without oral argument. LBR 9013-1(j)(3). **NO APPEARANCE IS NECESSARY.**

GRANT under 11 U.S.C. § 362(d)(1).
GRANT as binding despite conversion.
GRANT waiver of FRBP 4001(a)(3) stay.

MOVANT TO LODGE ORDER WITHIN 7 DAYS.

Party Information

Debtor(s):

Antonio Orozco Pro Se

Joint Debtor(s):

Esther R Orozco Pro Se

Movant(s):

Wescom Credit Union Represented By

**United States Bankruptcy Court
Central District of California
Northern Division
Judge Deborah Saltzman, Presiding
Courtroom 202 Calendar**

Thursday, October 27, 2016

Hearing Room 202

1:30 PM

CONT... Antonio Orozco and Esther R Orozco

Chapter 7

Karel G Rocha

Trustee(s):

Sandra McBeth (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Northern Division
Judge Deborah Saltzman, Presiding
Courtroom 202 Calendar**

Thursday, October 27, 2016

Hearing Room 202

1:30 PM

9:16-11678 Crystal J Flores

Chapter 7

#4.00 HearingRE: [9] Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2015 HONDA CIVIC, V.I.N.: 19XF B2F5 5FE2 53334 .

Docket No: 9

Tentative Ruling:

No tentative ruling. This is a **FINAL RULING**. This motion was set for hearing in accordance with Local Bankruptcy Rule ("LBR") 9013-1(d). The failure of any party to file written opposition at least 14 days prior to the hearing pursuant to LBR 9013-1(f) is deemed consent to the granting of the motion. LBR 9013-1(h); *Ghazali v. Moran*, 46 F.3d 52, 53 (9th Cir. 1995). Further, because the court is granting the relief that the moving party requested and for which a *prima facie* case has been established, an actual hearing is not necessary. *Boone v. Burk (In re Eliapo)*, 468 F.3d 592, 602 (9th Cir. 2006). Their defaults are entered and the court will resolve the matter without oral argument. LBR 9013-1(j)(3). **NO APPEARANCE IS NECESSARY.**

GRANT under 11 U.S.C. § 362(d)(1) and (d)(2).
GRANT as binding despite conversion.
GRANT waiver of FRBP 4001(a)(3) stay.

MOVANT TO LODGE ORDER WITHIN 7 DAYS.

Party Information

Debtor(s):

Crystal J Flores

Represented By
Sandra McBeth

Movant(s):

HONDA LEASE TRUST

Represented By
Vincent V Frounjian

**United States Bankruptcy Court
Central District of California
Northern Division
Judge Deborah Saltzman, Presiding
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Thursday, October 27, 2016

Hearing Room 202

1:30 PM

CONT... Crystal J Flores

Chapter 7

Trustee(s):

Jerry Namba (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Northern Division
Judge Deborah Saltzman, Presiding
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Thursday, October 27, 2016

Hearing Room 202

1:30 PM

9:16-11680 Jose Omar Soltero and Lisett Cordova Soltero

Chapter 7

#5.00 HearingRE: [8] Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2014 HONDA SHADOW PHANTOM, JH2R C538 9EK4 00087 .

Docket No: 8

Tentative Ruling:

No tentative ruling. This is a **FINAL RULING**. This motion was set for hearing in accordance with Local Bankruptcy Rule ("LBR") 9013-1(d). The failure of any party to file written opposition at least 14 days prior to the hearing pursuant to LBR 9013-1(f) is deemed consent to the granting of the motion. LBR 9013-1(h); *Ghazali v. Moran*, 46 F.3d 52, 53 (9th Cir. 1995). Further, because the court is granting the relief that the moving party requested and for which a *prima facie* case has been established, an actual hearing is not necessary. *Boone v. Burk (In re Eliapo)*, 468 F.3d 592, 602 (9th Cir. 2006). Their defaults are entered and the court will resolve the matter without oral argument. LBR 9013-1(j)(3). **NO APPEARANCE IS NECESSARY.**

GRANT under 11 U.S.C. § 362(d)(1) and (d)(2).
GRANT as binding despite conversion.
GRANT waiver of FRBP 4001(a)(3) stay.

MOVANT TO LODGE ORDER WITHIN 7 DAYS.

Party Information

Debtor(s):

Jose Omar Soltero

Represented By
Daniel A Higson

Joint Debtor(s):

Lisett Cordova Soltero

Represented By
Daniel A Higson

**United States Bankruptcy Court
Central District of California
Northern Division
Judge Deborah Saltzman, Presiding
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CONT... Jose Omar Soltero and Lisett Cordova Soltero

Chapter 7

Movant(s):

AMERICAN HONDA FINANCE COF

Represented By
Vincent V Frounjian

Trustee(s):

Jerry Namba (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Northern Division
Judge Deborah Saltzman, Presiding
Courtroom 202 Calendar**

Thursday, October 27, 2016

Hearing Room 202

1:30 PM

9:16-11736 Nicholas Benjamin Feld

Chapter 7

#6.00 HearingRE: [10] Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2013 CHEVROLET MALIBU, VIN 1G11B5SA4DF177051 . (Wang, Jennifer)

Docket No: 10

Tentative Ruling:

No tentative ruling. This is a **FINAL RULING**. This motion was set for hearing in accordance with Local Bankruptcy Rule ("LBR") 9013-1(d). The failure of any party to file written opposition at least 14 days prior to the hearing pursuant to LBR 9013-1(f) is deemed consent to the granting of the motion. LBR 9013-1(h); *Ghazali v. Moran*, 46 F.3d 52, 53 (9th Cir. 1995). Further, because the court is granting the relief that the moving party requested and for which a *prima facie* case has been established, an actual hearing is not necessary. *Boone v. Burk (In re Eliapo)*, 468 F.3d 592, 602 (9th Cir. 2006). Their defaults are entered and the court will resolve the matter without oral argument. LBR 9013-1(j)(3). **NO APPEARANCE IS NECESSARY.**

GRANT under 11 U.S.C. § 362(d)(1) and (d)(2).
GRANT as binding despite conversion.
GRANT waiver of FRBP 4001(a)(3) stay.

MOVANT TO LODGE ORDER WITHIN 7 DAYS.

Party Information

Debtor(s):

Nicholas Benjamin Feld

Represented By
Karen L Grant

Movant(s):

TD Auto Finance LLC

Represented By
Jennifer H Wang

**United States Bankruptcy Court
Central District of California
Northern Division
Judge Deborah Saltzman, Presiding
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Thursday, October 27, 2016

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1:30 PM

CONT... Nicholas Benjamin Feld

Chapter 7

Trustee(s):

Jerry Namba (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Northern Division
Judge Deborah Saltzman, Presiding
Courtroom 202 Calendar**

Thursday, October 27, 2016

Hearing Room 202

1:30 PM

9:16-10276 Martha Macias

Chapter 7

#7.00 Hearing
RE: [22] Motion for fine and/or disgorgement of fees against bankruptcy petition preparer Sergio Conejo and Fillmore General Services (Attachments: # 1 Exhibit) (Fittipaldi, Brian)

FR. 10-25-16

Docket No: 22

***** VACATED *** REASON: Continued to November 10, 2016, at 1:30 p.m.**

Tentative Ruling:

It does not appear that there is evidence supporting the contention that the BPP is a debt relief agency, so section 526(c)(5) does not appear to be applicable here.

The opposition admits to multiple violations of section 110, possibly beyond those cited in the motion. Does the Office of the U.S. Trustee want to submit a brief requesting additional fines?

Party Information

Debtor(s):

Martha Macias

Pro Se

Movant(s):

United States Trustee (ND)

Represented By
Brian D Fittipaldi

Trustee(s):

Sandra McBeth (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Northern Division
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Courtroom 202 Calendar**

Thursday, October 27, 2016

Hearing Room 202

1:30 PM

9:16-10709 Maria Teresa Chavez

Chapter 7

#8.00 HearingRE: [20] Motion to Convert Case From Chapter 7 to 13.

Docket No: 20

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Maria Teresa Chavez

Represented By
Charles W Oaks

Movant(s):

Maria Teresa Chavez

Represented By
Charles W Oaks

Trustee(s):

Jerry Namba (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Northern Division
Judge Deborah Saltzman, Presiding
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Thursday, October 27, 2016

Hearing Room 202

1:30 PM

9:16-10995 Monica Renee Banta

Chapter 7

Adv#: 9:16-01049 Banta v. National Collegiate Trust (NCT) et al

#9.00 Status Hearing

RE: [4] Amended Complaint by Monica Renee Banta against United States Department of Education (USDOE) , National Collegiate Trust (NCT) . (RE: related document(s)1 Adversary case 9:16-ap-01049. Complaint by Monica Renee Banta against American Education Services , Federal Loan Servicing Credit . (Fee Not Required). Nature of Suit: (63 (Dischargeability - 523(a)(8), student loan)) filed by Plaintiff Monica Renee Banta). (Zick, Ryan)

FR. 8-25-16

Docket No: 4

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Monica Renee Banta

Pro Se

Defendant(s):

FedLoan Servicing

Represented By
Scott A Schiff

National Collegiate Trust (NCT)

Represented By
Scott S Weltman

Plaintiff(s):

Monica Renee Banta

Pro Se

Trustee(s):

Jeremy W. Faith (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Northern Division
Judge Deborah Saltzman, Presiding
Courtroom 202 Calendar**

Thursday, October 27, 2016

Hearing Room 202

1:30 PM

9:15-12191 Gloria Montano

Chapter 11

Adv#: 9:16-01014 THE BANK OF NEW YORK MELLON TRUST COMPANY, NATIONAL v. M

■
#10.00 CONTD. Status Hearing RE: [1] Adversary case 9:16-ap-01014. Complaint by THE BANK OF NEW YORK MELLON TRUST COMPANY, NATIONAL ASSOCIATION fka THE BANK OF NEW YORK TRUST COMPANY, N.A. AS SUCCESSOR TO JPMORGAN CHASE BANK N.A., INDENTURE TRUSTEE FOR RESIDENTIAL ASSET MORTGAGE against Gloria Montano, ATHAS CAPITAL GROUP, INC. for a Declaratory Judgment, Equitable Subrogation, Imposition of an Equitable Lien, and Determination of Validity, Priority or Extent of Lien (Attachments: # 1 Exhibit A-F # 2 Exhibit G-I # 3 Exhibit J-M # 4 Adversary Proceeding Cover Sheet) Nature of Suit: (68 (Dischargeability - 523 (a)(6), willful and malicious injury)),(91 (Declaratory judgment)),(81 (Subordination of claim or interest)),(02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy))),(21 (Validity, priority or extent of lien or other interest in property))(Muse, Jennifer)

FR. 3-24-16, 5-26-16

Docket No: 1

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Gloria Montano

Represented By
Anthony Obehi Egbase
Crystle J Lindsey

Defendant(s):

ATHAS CAPITAL GROUP, INC

Represented By
Francis J Cunningham III

Gloria Montano

Represented By
Crystle J Lindsey
Anthony Obehi Egbase

**United States Bankruptcy Court
Central District of California
Northern Division
Judge Deborah Saltzman, Presiding
Courtroom 202 Calendar**

Thursday, October 27, 2016

Hearing Room 202

1:30 PM

CONT... Gloria Montano

Chapter 11

Plaintiff(s):

THE BANK OF NEW YORK MELLO

Represented By
Jennifer S Muse
Vanessa H Widener

**United States Bankruptcy Court
Central District of California
Northern Division
Judge Deborah Saltzman, Presiding
Courtroom 202 Calendar**

Thursday, October 27, 2016

Hearing Room 202

1:30 PM

9:15-12191 Gloria Montano

Chapter 11

Adv#: 9:16-01041 ATHAS CAPITAL GROUP, INC v. Montano et al

■
#11.00 CONTD. Status Hearing RE: [1] Adversary case 9:16-ap-01041. Complaint by ATHAS CAPITAL GROUP, INC against Gloria Montano, THE BANK OF NEW YORK MELLON TRUST COMPANY, N.A. F/K/A THE BANK OF NEW YORK TRUST COMPANY, N.A., AS SUCCESSOR-IN-INTEREST TO JPMORGAN CHASE BANK, NATIONAL ASSOCIATION, AS TRUSTEE - SURF 2005-BC1. false pretenses, false representation, actual fraud)),(21 (Validity, priority or extent of lien or other interest in property)),(91 (Declaratory judgment))

FR. 7-7-16

Docket No: 1

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Gloria Montano

Represented By
Anthony Obehi Egbase
Crystle J Lindsey

Defendant(s):

Does 1 Through 100 Inclusive

Pro Se

THE BANK OF NEW YORK MELLO

Represented By
Jennifer S Muse
Vanessa H Widener

Gloria Montano

Represented By
Anthony Obehi Egbase

THE BANK OF NEW YORK MELLO

Pro Se

Plaintiff(s):

ATHAS CAPITAL GROUP, INC

Represented By

**United States Bankruptcy Court
Central District of California
Northern Division
Judge Deborah Saltzman, Presiding
Courtroom 202 Calendar**

Thursday, October 27, 2016

Hearing Room 202

1:30 PM

CONT...

Gloria Montano

Francis J Cunningham III

Chapter 11

**United States Bankruptcy Court
Central District of California
Northern Division
Judge Deborah Saltzman, Presiding
Courtroom 202 Calendar**

Thursday, October 27, 2016

Hearing Room 202

1:30 PM

9:15-10477 Malibu Associates, LLC, a California limited liabi

Chapter 11

■

#12.00 Hearing
RE: [239] Motion for Order Dismissing Chapter 11 Bankruptcy Case;
Memorandum of Points and Authorities; Declaration of Thomas C. Hix in
Support Thereof (with proof of service)

Docket No: 239

Tentative Ruling:

No tentative ruling. This is a **FINAL RULING**. This motion was set for hearing in accordance with Local Bankruptcy Rule ("LBR") 9013-1(d). The failure of any party to file written opposition at least 14 days prior to the hearing pursuant to LBR 9013-1(f) is deemed consent to the granting of the motion. LBR 9013-1(h); *Ghazali v. Moran*, 46 F.3d 52, 53 (9th Cir. 1995). Further, because the court is granting the relief that the moving party requested and for which a *prima facie* case has been established, an actual hearing is not necessary. *Boone v. Burk (In re Eliapo)*, 468 F.3d 592, 602 (9th Cir. 2006). Their defaults are entered and the court will resolve the matter without oral argument. LBR 9013-1(j)(3). **NO APPEARANCE IS NECESSARY.**

Grant all requested relief. Movant to submit order within seven days.

Party Information

Debtor(s):

Malibu Associates, LLC, a California li	Represented By
	David L. Neale
	Lindsey L Smith
	Jeffrey S Kwong

Movant(s):

Malibu Associates, LLC, a California li	Represented By
	David L. Neale
	Lindsey L Smith
	Jeffrey S Kwong

**United States Bankruptcy Court
Central District of California
Northern Division
Judge Deborah Saltzman, Presiding
Courtroom 202 Calendar**

Thursday, October 27, 2016

Hearing Room 202

1:30 PM

9:16-11714 Amelia Ramirez

Chapter 11

■
#13.00 HearingRE: [21] Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: (2013 Cadillac ATS Vin # 1G6AJ5S34D0146058) with Proof of Service. (Barasch, Adam)

Docket No: 21

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Amelia Ramirez

Represented By
Janet A Lawson

Movant(s):

Ally Financial

Represented By
Adam N Barasch

**United States Bankruptcy Court
Central District of California
Northern Division
Judge Deborah Saltzman, Presiding
Courtroom 202 Calendar**

Thursday, October 27, 2016

Hearing Room 202

1:30 PM

9:16-11714 Amelia Ramirez

Chapter 11

#14.00 Chapter 11 Status Conference

Docket No: 1

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Amelia Ramirez

Represented By
Janet A Lawson

**United States Bankruptcy Court
Central District of California
Northern Division
Judge Deborah Saltzman, Presiding
Courtroom 202 Calendar**

Thursday, October 27, 2016

Hearing Room 202

1:30 PM

9:16-11334 David DeVore and Laura S. DeVore

Chapter 7

■

#15.00 Reaffirmation Hearing Date Set RE: [22] Pro se Reaffirmation Agreement Between Debtor and Bank of America, N.A.

Docket No: 22

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

David DeVore

Represented By
Karen L Grant

Joint Debtor(s):

Laura S. DeVore

Represented By
Karen L Grant

Trustee(s):

Sandra McBeth (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Northern Division
Judge Deborah Saltzman, Presiding
Courtroom 202 Calendar**

Thursday, October 27, 2016

Hearing Room 202

1:30 PM

9:16-11434 Kathy M Ramos

Chapter 7

#16.00 Reaffirmation Hearing Date SetRE: [10] Reaffirmation Agreement Between Debtor and CarMax Auto Finance

Docket No: 10

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Kathy M Ramos

Pro Se

Trustee(s):

Jeremy W. Faith (TR)

Pro Se