

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

Monday, July 12, 2021

Hearing Room 225

9:00 AM

6:17-20442 Timothy David Murphy

Chapter 7

#8.00

Law Offices of Larry Webb - movant attorney

CONT. Motion for Relief from Stay

Mark M. Murphy Trustee of the Robert H. Murphy Trust

Re: ACTION IN NON-BANKRUPTCY FORUM RE: Action in Nonbankruptcy Forum related to the Robert H. Murphy Trust Dated 09/30/1991.

From: 5/11/21

Docket 170

Tentative Ruling:

In view of the Pandemic, in-person appearances at hearings are expressly prohibited at the time, and any person who is required to appear at a hearing or who desires to appear at a hearing must appear telephonically through CourtCall. If a tentative ruling states "Appearances not required", this does not mean that appearances are prohibited, but if a person desires to appear, such appearance must be telephonic and cannot be in person. Persons appearing telephonically are highly encouraged to use a landline for higher reception and clarity, and the use of speaker phones is prohibited.

TELEPHONIC APPEARANCES REQUIRED.

In view of the stipulation between Movant and the Chapter 7 Trustee and the arguments made in the Motion, the Court grants the Motion under 11 U.S.C. §362(d) (1).

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

Party Information

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

Monday, July 12, 2021

Hearing Room 225

9:00 AM

CONT... Timothy David Murphy

Chapter 7

Debtor(s):

Timothy David Murphy

Represented By
Timothy D Murphy
Patricia A Mireles

Movant(s):

Mark M Murphy

Represented By
Larry D Webb

Trustee(s):

Lynda T. Bui (TR)

Represented By
Michelle A Marchisotto
John Paul Parks

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

Monday, July 12, 2021

Hearing Room 225

9:00 AM

6:17-20442 Timothy David Murphy

Chapter 7

#9.00

Law Offices of Larry Webb - movant attorney

CONT. Motion for Relief from Stay

Mark M. Murphy Trustee of the Shirley S. Murphy Trust

Re: ACTION IN NON-BANKRUPTCY FORUM RE: Action in Nonbankruptcy Forum related to the Shirley Soffell Murphy Trust dated 09/30/1991.

From: 5/11/21

Docket 171

Tentative Ruling:

In view of the Pandemic, in-person appearances at hearings are expressly prohibited at the time, and any person who is required to appear at a hearing or who desires to appear at a hearing must appear telephonically through CourtCall. If a tentative ruling states "Appearances not required", this does not mean that appearances are prohibited, but if a person desires to appear, such appearance must be telephonic and cannot be in person. Persons appearing telephonically are highly encouraged to use a landline for higher reception and clarity, and the use of speaker phones is prohibited.

TELEPHONIC APPEARANCES REQUIRED.

In view of the stipulation between Movant and the Chapter 7 Trustee and the arguments made in the Motion, the Court grants the Motion under 11 U.S.C. §362(d) (1).

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

Party Information

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

Monday, July 12, 2021

Hearing Room 225

9:00 AM

CONT... Timothy David Murphy

Chapter 7

Debtor(s):

Timothy David Murphy

Represented By
Timothy D Murphy
Patricia A Mireles

Movant(s):

Mark M Murphy

Represented By
Larry D Webb

Trustee(s):

Lynda T. Bui (TR)

Represented By
Michelle A Marchisotto
John Paul Parks

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

Monday, July 12, 2021

Hearing Room 6C

9:00 AM

8:21-11234 JY Korea, Inc.

Chapter 11

#1.00

Motion for relief from stay [Unlawful Detainer]

ESK Huntington Beach, LLC; ESK Huntington Beach 2, LLC; and ROM
Huntington Beach, LLC vs DEBTOR
(Motion filed 6-18-21)

[RE: 17236 Pacific Coast Hwy., Huntington Beach, CA 92649]

Docket 14

***** VACATED *** REASON: OFF CALENDAR - ORDER
CONTINUING HEARING TO THIS AFTERNOON'S CALENDAR AT 2:00
PM ENTERED ON 7-6-21 (DOCKET NO. 20).**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

JY Korea, Inc.

Represented By
Donald E Iwuchuku

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

Monday, July 12, 2021

Hearing Room 6C

9:00 AM

8:21-10960 Hyeok Jin Choi

Chapter 7

#2.00

Motion for relief from stay [Unlawful Detainer]

Wren LA JV, LLC vs DEBTOR
(Motion filed 6-11-21)

[RE: 1230 S. Olive Street #411, Los Angeles CA 90015]

Docket 8

Tentative Ruling:

In view of the Pandemic, in-person appearances at hearings are expressly prohibited at the time, and any person who is required to appear at a hearing or who desires to appear at a hearing must appear telephonically through CourtCall. If a tentative ruling states "Appearances not required", this does not mean that appearances are prohibited, but if a person desires to appear, such appearance must be telephonic and cannot be in person. Persons appearing telephonically are highly encouraged to use a landline for higher reception and clarity, and the use of speaker phones is prohibited.

TELEPHONIC APPEARANCES REQUIRED.

The motion is granted pursuant to 11 U.S.C. §§ 362(d)(1) and (d)(2). This motion has been filed to proceed with an unlawful detainer action. This action must go forward because the debtor's right to possess the premises must be determined. This does not change simply because a bankruptcy petition was filed. The granting of this motion will permit the movant to exercise its rights under state law with respect to the subject property.

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

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

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

Monday, July 12, 2021

Hearing Room 6C

9:00 AM

CONT... Hyeok Jin Choi

Chapter 7

Party Information

Debtor(s):

Hyeok Jin Choi

Represented By
Raymond J Seo

Trustee(s):

Karen S Naylor (TR)

Pro Se

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

Monday, July 12, 2021

Hearing Room 6C

9:00 AM

8:21-10337 Jesus Enrique Tacuba Lujan

Chapter 7

#3.00

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

Uber Technologies, Inc. and Raiser, LLC vs DEBTOR
(Motion filed 6-14-21)

[RE: Case Name: Jane Doe, an individual v. Uber Technologies, Inc., a Delaware corporation; Rasier LLC, a Delaware limited liability company; and Jesus Tacuba Lujan, an individual]

[Docket Number: CGC-20-584-648]

[Pending In: : Superior Court of the State of California County of San Francisco]

Docket 20

***** VACATED *** REASON: OFF CALENDAR - ORDER APPROVING STIPULATION CONTINUING HEARING TO AUGUST 30, 2021 AT 9:00 AM ENTERED ON 7-9-21 (DOCKET NO. 24).**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Jesus Enrique Tacuba Lujan

Represented By
Giovanni Orantes

Trustee(s):

Thomas H Casey (TR)

Pro Se

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

Monday, July 12, 2021

Hearing Room 6C

9:00 AM

8:20-13335 Heartwise, Inc.

Chapter 11

#4.00

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

Vitamins Online, Inc. vs DEBTOR
(Motion filed 6-17-21)

**[RE: Case Name: Vitamins Online, Inc. v. Heartwise, Inc. d/b/a/ NatureWise
[Docket Number: 2:13-cv-00982-DAK]
[Pending In: U.S. District Court for the District of Utah]**

Docket 310

Tentative Ruling:

In view of the Pandemic, in-person appearances at hearings are expressly prohibited at the time, and any person who is required to appear at a hearing or who desires to appear at a hearing must appear telephonically through CourtCall. If a tentative ruling states "Appearances not required", this does not mean that appearances are prohibited, but if a person desires to appear, such appearance must be telephonic and cannot be in person. Persons appearing telephonically are highly encouraged to use a landline for higher reception and clarity, and the use of speaker phones is prohibited.

TELEPHONIC APPEARANCES REQUIRED.

Deny with prejudice for the reasons argued by Heartwise, Inc. in its Opposition.

HEARTWISE, INC. TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

Party Information

Debtor(s):

Heartwise, Inc.

Represented By
RONALD CLIFFORD

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

Monday, July 12, 2021

Hearing Room 6C

9:00 AM

CONT... Heartwise, Inc.

Chapter 11

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

Monday, July 12, 2021

Hearing Room 6C

9:00 AM

8:20-10053 Elmer R Ventura and Reinette A Ventura

Chapter 13

#5.00

Motion for relief from stay [Real Property]

Pennymac Loan Services, LLC vs DEBTOR
(Motion filed 6-3-21)

[RE: 7807 Bellflower Drive, Buena Park, California 90620]

Docket 42

Tentative Ruling:

In view of the Pandemic, in-person appearances at hearings are expressly prohibited at the time, and any person who is required to appear at a hearing or who desires to appear at a hearing must appear telephonically through CourtCall. If a tentative ruling states "Appearances not required", this does not mean that appearances are prohibited, but if a person desires to appear, such appearance must be telephonic and cannot be in person. Persons appearing telephonically are highly encouraged to use a landline for higher reception and clarity, and the use of speaker phones is prohibited.

TELEPHONIC APPEARANCES REQUIRED.

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

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

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

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

Monday, July 12, 2021

Hearing Room 6C

9:00 AM

CONT... Elmer R Ventura and Reinette A Ventura

Chapter 13

Party Information

Debtor(s):

Elmer R Ventura

Represented By
Laleh Ensafi

Joint Debtor(s):

Reinette A Ventura

Represented By
Laleh Ensafi

Trustee(s):

Amrane (SA) Cohen (TR)

Pro Se

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

Monday, July 12, 2021

Hearing Room 6C

9:00 AM

8:19-10364 Zachary Nevada Wakefield and Nicole James Wakefield

Chapter 13

#6.00

Motion for relief from stay [Personal Property]

Toyota Trust Lease Trust, as serviced by Toyota Motor Credit Corporation d/b/a
Toyota Financial Services vs DEBTOR
(Motion filed 5-24-21)

[RE: 2018 Toyota Tundra - VIN No.: 5TFHY5F11JX703480]

Docket 58

***** VACATED *** REASON: OFF CALENDAR - VOLUNTARY
DISMISSAL OF MOTION FILED 7-8-21 (DOCKET NO. 74).**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Zachary Nevada Wakefield

Represented By
Anthony B Vigil

Joint Debtor(s):

Nicole James Wakefield

Represented By
Anthony B Vigil

Trustee(s):

Amrane (SA) Cohen (TR)

Pro Se

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

Monday, July 12, 2021

Hearing Room 6C

9:00 AM

8:18-10218 Lourdes Watters

Chapter 13

#7.00

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

MTGLQ Investors, LP, Its Assignees And/Or Successors vs. DEBTOR
(Motion filed 7/27/2020)
(Amended Motion filed 12-4-20)

[RE : 23905 Matador Way, Murrieta, CA 92562]

FR: 8-24-20; 10-5-20; 11-2-20; 12-7-20; 1-11-21; 2-22-21; 4-19-21, 5-24-21

Docket 69

Tentative Ruling:

In view of the Pandemic, in-person appearances at hearings are expressly prohibited at the time, and any person who is required to appear at a hearing or who desires to appear at a hearing must appear telephonically through CourtCall. If a tentative ruling states "Appearances not required", this does not mean that appearances are prohibited, but if a person desires to appear, such appearance must be telephonic and cannot be in person. Persons appearing telephonically are highly encouraged to use a landline for higher reception and clarity, and the use of speaker phones is prohibited.

TELEPHONIC APPEARANCES REQUIRED.

The Court will inquire into the Parties' efforts to reach a settlement.

Party Information

Debtor(s):

Lourdes Watters

Represented By
Bryn C Deb

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

Monday, July 12, 2021

Hearing Room 6C

9:00 AM

CONT... Lourdes Watters

Chapter 13

Trustee(s):

Amrane (SA) Cohen (TR)

Pro Se

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

Monday, July 12, 2021

Hearing Room 6C

9:00 AM

8:16-10947 Gustavo Lara and Sandra Lara

Chapter 13

#10.00

Motion for relief from stay [Real Property]

PHH Mortgage Corporation vs DEBTOR
(Motion filed 6-7-21)

[RE: 2252 Cranberry Rd, Tustin, CA 92780]

Docket 44

Tentative Ruling:

In view of the Pandemic, in-person appearances at hearings are expressly prohibited at the time, and any person who is required to appear at a hearing or who desires to appear at a hearing must appear telephonically through CourtCall. If a tentative ruling states "Appearances not required", this does not mean that appearances are prohibited, but if a person desires to appear, such appearance must be telephonic and cannot be in person. Persons appearing telephonically are highly encouraged to use a landline for higher reception and clarity, and the use of speaker phones is prohibited.

TELEPHONIC APPEARANCES REQUIRED.

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

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

Terminate the co-debtor stay.

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

Monday, July 12, 2021

Hearing Room 6C

9:00 AM

CONT... Gustavo Lara and Sandra Lara
MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

Chapter 13

Party Information

Debtor(s):

Gustavo Lara

Represented By
Rebecca Tomilowitz

Joint Debtor(s):

Sandra Lara

Represented By
Rebecca Tomilowitz

Trustee(s):

Amrane (SA) Cohen (TR)

Pro Se

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

Monday, July 12, 2021

Hearing Room 6C

2:00 PM

8:21-11234 JY Korea, Inc.

Chapter 11

#1.00

Hearing RE: U.S. Trustee's Motion to Dismiss or Convert Case to One Under Chapter 7 Pursuant to 11 U.S.C. § 1112(b) (Motion filed 5-25-21)

Docket 9

Tentative Ruling:

In view of the Pandemic, in-person appearances at hearings are expressly prohibited at the time, and any person who is required to appear at a hearing or who desires to appear at a hearing must appear telephonically through CourtCall. If a tentative ruling states "Appearances not required", this does not mean that appearances are prohibited, but if a person desires to appear, such appearance must be telephonic and cannot be in person. Persons appearing telephonically are highly encouraged to use a landline for higher reception and clarity, and the use of speaker phones is prohibited.

TELEPHONIC APPEARANCES REQUIRED.

Grant motion and convert the case to chapter 7 pursuant to 11 U.S.C. §1112(b)(1), (b) (4).

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

Party Information

Debtor(s):

JY Korea, Inc.

Represented By
Donald E Iwuchuku

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

Monday, July 12, 2021

Hearing Room 6C

2:00 PM

8:21-11234 JY Korea, Inc.

Chapter 11

#1.10

Motion for relief from stay [Unlawful Detainer]

ESK Huntington Beach, LLC; ESK Huntington Beach 2, LLC; and ROM Huntington Beach, LLC vs DEBTOR
(Motion filed 6-18-21)

[RE: 17236 Pacific Coast Hwy., Huntington Beach, CA 92649]

Docket 14

Tentative Ruling:

In view of the Pandemic, in-person appearances at hearings are expressly prohibited at the time, and any person who is required to appear at a hearing or who desires to appear at a hearing must appear telephonically through CourtCall. If a tentative ruling states "Appearances not required", this does not mean that appearances are prohibited, but if a person desires to appear, such appearance must be telephonic and cannot be in person. Persons appearing telephonically are highly encouraged to use a landline for higher reception and clarity, and the use of speaker phones is prohibited.

TELEPHONIC APPEARANCES REQUIRED.

Because this case likely will be converted to chapter 7, the Court will give a newly-appointed Chapter 7 Trustee time to evaluate the Movant's relief from stay motion. The hearing of the motion is continued to August 9, 2021 at 9:00 a.m. without prejudice to the rights of the parties to resolve this matter consensually.

COURT TO PREPARE ORDER.

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

Monday, July 12, 2021

Hearing Room 6C

2:00 PM

CONT... JY Korea, Inc.

Chapter 11

Party Information

Debtor(s):

JY Korea, Inc.

Represented By
Donald E Iwuchuku

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

Monday, July 12, 2021

Hearing Room 6C

2:00 PM

8:21-10619 Global Discovery Biosciences Corporation, a Delawa

Chapter 11

#2.00

Hearing RE: Motion for Entry of Order Approving Stipulation for Relief from Stay Pursuant to 11 U.S.C. § 362 (Nonbankruptcy Action)
(Motion filed 5-25-21)
(Opposition filed 6-8-21)
(Set per notice filed 6-11-21)

Docket 88

Tentative Ruling:

In view of the Pandemic, in-person appearances at hearings are expressly prohibited at the time, and any person who is required to appear at a hearing or who desires to appear at a hearing must appear telephonically through CourtCall. If a tentative ruling states "Appearances not required", this does not mean that appearances are prohibited, but if a person desires to appear, such appearance must be telephonic and cannot be in person. Persons appearing telephonically are highly encouraged to use a landline for higher reception and clarity, and the use of speaker phones is prohibited.

TELEPHONIC APPEARANCES REQUIRED.

The Court will grant the motion under 11 U.S.C. §362(d)(1) upon the terms and conditions requested by the Subchapter V Trustee and will overrule arguments to the contrary made by the Khalid Parties in the reply.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

Party Information

Debtor(s):

Global Discovery Biosciences

Represented By
Jeffrey I Golden
Beth Gaschen

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

Monday, July 12, 2021

Hearing Room 6C

2:00 PM

**CONT... Global Discovery Biosciences Corporation, a Delawa
Sonja Hourany**

Chapter 11

Trustee(s):

Mark M Sharf (TR)

Pro Se

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

Monday, July 12, 2021

Hearing Room 6C

2:00 PM

8:21-10619 Global Discovery Biosciences Corporation, a Delawa

Chapter 11

#2.10

CONT'D STATUS CONFERENCE RE: (1) Status Of Sub Chapter V Case; And
(2) Requiring Report On Status Of Sub Chapter V Case
(Petition filed 3-11-21)

FR: 4-21-21: 7-7-21

Docket 1

Tentative Ruling:

In view of the Pandemic, in-person appearances at hearings are expressly prohibited at the time, and any person who is required to appear at a hearing or who desires to appear at a hearing must appear telephonically through CourtCall. If a tentative ruling states "Appearances not required", this does not mean that appearances are prohibited, but if a person desires to appear, such appearance must be telephonic and cannot be in person. Persons appearing telephonically are highly encouraged to use a landline for higher reception and clarity, and the use of speaker phones is prohibited.

APPEARANCES NOT REQUIRED.

Pursuant to the Subchapter V Trustee's request, the Court will continue this status conference to October 27, 2021 at 9:00 a.m. An updated status report is due October 13, 2021.

The Court found the Subchapter V Trustee's status report (Docket No. 124) to be helpful.

COURT TO PREPARE ORDER.

Party Information

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

Monday, July 12, 2021

Hearing Room 6C

2:00 PM

CONT... Global Discovery Biosciences Corporation, a Delawa

Chapter 11

Debtor(s):

Global Discovery Biosciences

Represented By
Jeffrey I Golden

Trustee(s):

Mark M Sharf (TR)

Pro Se

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

Monday, July 12, 2021

Hearing Room 6C

2:00 PM

8:21-10619 Global Discovery Biosciences Corporation, a Delawa

Chapter 11

#3.00

Hearing RE: Motion for Reconsideration Under Rule 60(b) of the Order Granting in Part and Denying in Part Motion for Order: (1) Dismissing Debtor's Bankruptcy Case for Lack of Jurisdiction; (2) Dismissing Debtor's Bankruptcy Case for Cause Pursuant to Bankruptcy Code § 1112(b); (3) Abstaining from Debtor's Bankruptcy Case Pursuant to Bankruptcy Code § 305; or Alternatively, (4) Exercising Mandatory or Permissive Abstention Under 28 U.S.C. § 1334(c) Over the Question of Whether Debtor's Case was Properly Authorized to be Filed Under the Applicable Corporate Law; and (5) Awarding Sanctions for Violations of Bankruptcy Rule 9011
(Motion filed 6-2-21)

Docket 97

***** VACATED *** REASON: OFF CALENDAR - ORDER
CONTINUING HEARING TO AUGUST 2, 2021 AT 2:00 PM ENTERED
ON 6-30-21 (DOCKET NO. 120).**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Global Discovery Biosciences

Represented By
Jeffrey I Golden
Beth Gaschen
Sonja Hourany

Trustee(s):

Mark M Sharf (TR)

Pro Se

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

Monday, July 12, 2021

Hearing Room 6C

2:00 PM

8:21-10060 Amir Saati

Chapter 7

#4.00

Hearing RE: Motion to Compel Abandonment of Property by Trustee
(Motion filed 6-1-21)

[RE: 13 West Yale Loop, Irvine, CA 92604]

Docket 37

Tentative Ruling:

In view of the Pandemic, in-person appearances at hearings are expressly prohibited at the time, and any person who is required to appear at a hearing or who desires to appear at a hearing must appear telephonically through CourtCall. If a tentative ruling states "Appearances not required", this does not mean that appearances are prohibited, but if a person desires to appear, such appearance must be telephonic and cannot be in person. Persons appearing telephonically are highly encouraged to use a landline for higher reception and clarity, and the use of speaker phones is prohibited.

APPEARANCES NOT REQUIRED.

The Court will continue this hearing to November 8, 2021 at 2:00 p.m. to permit matters to come to rest regarding Debtor's claim of a homestead exemption.

COURT TO PREPARE ORDER.

Party Information

Debtor(s):

Amir Saati

Represented By
Michael S Kogan

Trustee(s):

Richard A Marshack (TR)

Pro Se

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

Monday, July 12, 2021

Hearing Room 6C

2:00 PM

CONT... Amir Saati

Chapter 7

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

Monday, July 12, 2021

Hearing Room 6C

2:00 PM

8:20-11083 239 Carnation LLC, a Texas Limited Liability Compa

Chapter 11

#5.00

Hearing RE: Debtors Motion for Order Approving Compromise and Amended Stipulation for Relief from the Automatic Stay (Motion filed 6-4-21)

Docket 110

***** VACATED *** REASON: OFF CALENDAR - HEARING
ADVANCED FROM JULY 12, 2021 AT 2:00 P.M TO JULY 7, 2021 AT 9:00
A.M., PER ORDER ENTERED JUNE 21, 2021 (DOCKET NO. 121)**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

239 Carnation LLC, a Texas Limited

Represented By
Jeffrey I Golden
Beth Gaschen

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

Monday, July 12, 2021

Hearing Room 6C

2:00 PM

8:19-14714 Meade Instruments Corp.

Chapter 11

#6.00

Hearing RE: Third and Final Application for Compensation and Reimbursement of Expenses for the Period from December 1, 2020 to May 31, 2021. (Motion filed 6-21-21)

**[RE: Broadway Advisors, LLC, as Investment Banker and Financial Advisor of Debtor And Debtor in Possession and The Official Committee Of Unsecured Creditors]
[Fees: \$321,840.00; Expenses: \$0.00]**

Docket 417

Tentative Ruling:

In view of the Pandemic, in-person appearances at hearings are expressly prohibited at the time, and any person who is required to appear at a hearing or who desires to appear at a hearing must appear telephonically through CourtCall. If a tentative ruling states "Appearances not required", this does not mean that appearances are prohibited, but if a person desires to appear, such appearance must be telephonic and cannot be in person. Persons appearing telephonically are highly encouraged to use a landline for higher reception and clarity, and the use of speaker phones is prohibited.

APPEARANCES NOT REQUIRED.

The compensation is approved on a final basis as to Broadway Advisors, LLC, with fees in the amount of \$361,840.00 and expenses in the amount of \$0.00.

Fees and costs previously awarded on an interim basis are now confirmed on a final basis.

DEBTOR'S COUNSEL TO LODGE A SINGLE ORDER VIA LOU WITHIN 7 DAYS.

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

Monday, July 12, 2021

Hearing Room 6C

2:00 PM

CONT... Meade Instruments Corp.

Chapter 11

Party Information

Debtor(s):

Meade Instruments Corp.

Represented By
Robert P Goe

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

Monday, July 12, 2021

Hearing Room 6C

2:00 PM

8:19-14714 Meade Instruments Corp.

Chapter 11

#7.00

Hearing RE: Fourth and Final Application for Compensation and Reimbursement of Expenses for the Period from December 30, 2020 to June 21, 2021. (Motion filed 6-21-21)

**[RE: Goe Forsythe & Hodges LLP, Counsel for Debtor and Debtor in Possession]
[Fees: \$196,219.00; Expenses: \$852.55]**

Docket 418

Tentative Ruling:

In view of the Pandemic, in-person appearances at hearings are expressly prohibited at the time, and any person who is required to appear at a hearing or who desires to appear at a hearing must appear telephonically through CourtCall. If a tentative ruling states "Appearances not required", this does not mean that appearances are prohibited, but if a person desires to appear, such appearance must be telephonic and cannot be in person. Persons appearing telephonically are highly encouraged to use a landline for higher reception and clarity, and the use of speaker phones is prohibited.

TELEPHONIC APPEARANCES REQUIRED.

The compensation is approved on a final basis as to Goe Forsythe & Hodges LLP, with fees in the amount of \$196,219.00 and expenses in the amount of \$852.55.

Fees and costs previously awarded on an interim basis are now confirmed on a final basis.

The \$42,807.28 holdback from the First Interim Application is allowed on a final basis and shall be paid.

DEBTOR'S COUNSEL TO LODGE A SINGLE ORDER VIA LOU WITHIN 7

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

Monday, July 12, 2021

Hearing Room 6C

2:00 PM

**CONT... Meade Instruments Corp.
DAYS.**

Chapter 11

Party Information

Debtor(s):

Meade Instruments Corp.

Represented By
Robert P Goe

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

Monday, July 12, 2021

Hearing Room 6C

2:00 PM

8:19-14714 Meade Instruments Corp.

Chapter 11

#8.00

Hearing RE: Final Application for Allowance and Payment of Fees and Expenses for the Period from December 16, 2020 to May 31, 2021. (Motion filed 6-15-21)

**[RE: SulmeyerKupetz, A Professional Corporation - Counsel to the Official Creditor's Committee of Unsecured Creditors]
[Fees: \$148,804.40; Expenses: \$2,794.60]**

Docket 407

Tentative Ruling:

In view of the Pandemic, in-person appearances at hearings are expressly prohibited at the time, and any person who is required to appear at a hearing or who desires to appear at a hearing must appear telephonically through CourtCall. If a tentative ruling states "Appearances not required", this does not mean that appearances are prohibited, but if a person desires to appear, such appearance must be telephonic and cannot be in person. Persons appearing telephonically are highly encouraged to use a landline for higher reception and clarity, and the use of speaker phones is prohibited.

TELEPHONIC APPEARANCES REQUIRED.

The compensation is approved on a final basis as to SulmerKupetz, with fees in the amount of \$148,804.40 and expenses in the amount of \$2,794.60.

Fees and costs previously awarded on an interim basis are now confirmed on a final basis.

The \$13,899.04 holdback is allowed on a final basis and shall be paid.

DEBTOR'S COUNSEL TO LODGE A SINGLE ORDER VIA LOU WITHIN 7 DAYS.

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

Monday, July 12, 2021

Hearing Room 6C

2:00 PM

CONT... Meade Instruments Corp.

Chapter 11

Party Information

Debtor(s):

Meade Instruments Corp.

Represented By
Robert P Goe

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

Monday, July 12, 2021

Hearing Room 6C

2:00 PM

8:19-14714 Meade Instruments Corp.

Chapter 11

#9.00

Hearing RE: Application for Final Payment of Fees and/or Expenses for the Period from July 17, 2020 to June 17, 2021.
(Motion filed 6-18-21)

[RE: Enrique A. Maldonado Montfort (Ishino, Esquer Y Armada), Special Counsel]

[Fees: \$18,567.50, Expenses: \$0.00]

Docket 412

Tentative Ruling:

In view of the Pandemic, in-person appearances at hearings are expressly prohibited at the time, and any person who is required to appear at a hearing or who desires to appear at a hearing must appear telephonically through CourtCall. If a tentative ruling states "Appearances not required", this does not mean that appearances are prohibited, but if a person desires to appear, such appearance must be telephonic and cannot be in person. Persons appearing telephonically are highly encouraged to use a landline for higher reception and clarity, and the use of speaker phones is prohibited.

APPEARANCES NOT REQUIRED.

The compensation is approved on a final basis as to Enrique A. Maldonado Montfort, with fees in the amount of \$18,567.50 and expenses in the amount of \$0.00.

DEBTOR'S COUNSEL TO LODGE A SINGLE ORDER VIA LOU WITHIN 7 DAYS.

Party Information

Debtor(s):

Meade Instruments Corp.

Represented By

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

Monday, July 12, 2021

Hearing Room 6C

2:00 PM

CONT... Meade Instruments Corp.

Robert P Goe

Chapter 11

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

Monday, July 12, 2021

Hearing Room 6C

2:00 PM

8:19-14714 Meade Instruments Corp.

Chapter 11

#10.00

Hearing RE: Fourth and Final Applicaton for Compensation and Reimbursement of Expenses for the Period from January 1, 2021 to June 8, 2021.
(Motion filed 6-18-21)

**[RE: Grobstein Teeple, LLP as Accountants for the Chapter 11 Debtor]
[Fees: \$9,224.00, Expenses: \$0.00]**

Docket 410

Tentative Ruling:

In view of the Pandemic, in-person appearances at hearings are expressly prohibited at the time, and any person who is required to appear at a hearing or who desires to appear at a hearing must appear telephonically through CourtCall. If a tentative ruling states "Appearances not required", this does not mean that appearances are prohibited, but if a person desires to appear, such appearance must be telephonic and cannot be in person. Persons appearing telephonically are highly encouraged to use a landline for higher reception and clarity, and the use of speaker phones is prohibited.

APPEARANCES NOT REQUIRED.

The compensation is approved on a final basis as to Grobstein Teeple, LLP, with fees in the amount of \$9,224.00 and expenses in the amount of \$0.00.

Fees and costs previously awarded on an interim basis are now confirmed on a final basis (total allowed fees are \$57,628.00 and total allowed costs are \$48.72).

DEBTOR'S COUNSEL TO LODGE A SINGLE ORDER VIA LOU WITHIN 7 DAYS.

Party Information

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

Monday, July 12, 2021

Hearing Room 6C

2:00 PM

CONT... Meade Instruments Corp.

Chapter 11

Debtor(s):

Meade Instruments Corp.

Represented By
Robert P Goe

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

Monday, July 12, 2021

Hearing Room 6C

2:00 PM

8:19-14714 Meade Instruments Corp.

Chapter 11

#11.00

Hearing RE: Application for Payment of Final Fees and/or Expenses for the Period from 4/1/2020 to 5/31/2021.
(Motion filed 6-18-21)

**[RE: Stetina Brunda Garred & Brucker, APC, Debtor's Attorney]
[Fees: \$11,285.00; Expenses: \$6,946.00.]**

Docket 409

Tentative Ruling:

In view of the Pandemic, in-person appearances at hearings are expressly prohibited at the time, and any person who is required to appear at a hearing or who desires to appear at a hearing must appear telephonically through CourtCall. If a tentative ruling states "Appearances not required", this does not mean that appearances are prohibited, but if a person desires to appear, such appearance must be telephonic and cannot be in person. Persons appearing telephonically are highly encouraged to use a landline for higher reception and clarity, and the use of speaker phones is prohibited.

TELEPHONIC APPEARANCES REQUIRED.

The compensation is approved on a final basis as to Stetina Brunda Garred & Brucker, APC, with fees in the amount of \$11,285.00 and expenses in the amount of \$6,940.00.

DEBTOR'S COUNSEL TO LODGE A SINGLE ORDER VIA LOU WITHIN 7 DAYS.

Party Information

Debtor(s):

Meade Instruments Corp.

Represented By

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

Monday, July 12, 2021

Hearing Room 6C

2:00 PM

CONT...

Meade Instruments Corp.

Robert P Goe

Chapter 11

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

Monday, July 12, 2021

Hearing Room 6C

2:00 PM

8:19-13374 Martha S Adair

Chapter 11

#12.00

Hearing RE: Plan Trustees Motion For Order:
(1) Approving The Sale Of Real Property Of The Estate Free And Clear Of Liens, Claims, And Interests Pursuant To 11 U.S.C. § 363;
(2) Authorizing The Assumption And Assignment Of Certain Executory Contracts;
(3) Waiving The 14-Day Stay Periods Set Forth In Bankruptcy Rules 6004(h) and 6006(d); And
(4) Granting Related Relief; Memorandum Of Points And Authorities In Support (Motion filed 6-21-21)

[RE: 2390, 2442 & 2444 North American Way, Orange, California 92865]

Docket 217

Tentative Ruling:

In view of the Pandemic, in-person appearances at hearings are expressly prohibited at the time, and any person who is required to appear at a hearing or who desires to appear at a hearing must appear telephonically through CourtCall. If a tentative ruling states "Appearances not required", this does not mean that appearances are prohibited, but if a person desires to appear, such appearance must be telephonic and cannot be in person. Persons appearing telephonically are highly encouraged to use a landline for higher reception and clarity, and the use of speaker phones is prohibited.

APPEARANCES REQUIRED.

The auction will go forward. Persons bidding or their authorized agents must make an in-person physical appearance in the Courtroom. All other parties making an appearance at the sale have the option to appear telephonically.

Grant in the entirety.

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

Monday, July 12, 2021

Hearing Room 6C

2:00 PM

CONT... Martha S Adair

Chapter 11

PLAN TRUSTEE TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

Party Information

Debtor(s):

Martha S Adair

Represented By
Richard H Golubow
Ryan A Baggs

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

Monday, July 12, 2021

Hearing Room 6C

2:00 PM

8:19-12322 9025 Colorado Ave., LLC

Chapter 7

#13.00

Hearing RE: Trustee's Motion for Order Extending Time to File Actions Under 11 U.S.C. Section 546(a)
(Motion filed 6-16-21)

Docket 216

Tentative Ruling:

In view of the Pandemic, in-person appearances at hearings are expressly prohibited at the time, and any person who is required to appear at a hearing or who desires to appear at a hearing must appear telephonically through CourtCall. If a tentative ruling states "Appearances not required", this does not mean that appearances are prohibited, but if a person desires to appear, such appearance must be telephonic and cannot be in person. Persons appearing telephonically are highly encouraged to use a landline for higher reception and clarity, and the use of speaker phones is prohibited.

TELEPHONIC APPEARANCES REQUIRED.

Grant and extend deadline by 90 days.

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

Party Information

Debtor(s):

9025 Colorado Ave., LLC

Represented By
Blake J Lindemann

Trustee(s):

Richard A Marshack (TR)

Represented By
D Edward Hays
Tinho Mang

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

Monday, July 12, 2021

Hearing Room 6C

2:00 PM

CONT... 9025 Colorado Ave., LLC

Brett Ramsaur

Chapter 7

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

Monday, July 12, 2021

Hearing Room 6C

2:00 PM

8:18-13311 Ruby's Diner, Inc., a California corporation

Chapter 7

Adv#: 8:21-01014 Marshack v. Cavanaugh et al

#14.00

Hearing RE: Defendants' Motion for Reconsideration of Right to Attach Orders and Orders for Issuance of Writs of Attachment as to (1) Douglas Cavanaugh; and, (2) Ralph Kosmides (Motion filed 6-18-21)

Docket 152

Tentative Ruling:

In view of the Pandemic, in-person appearances at hearings are expressly prohibited at the time, and any person who is required to appear at a hearing or who desires to appear at a hearing must appear telephonically through CourtCall. If a tentative ruling states "Appearances not required", this does not mean that appearances are prohibited, but if a person desires to appear, such appearance must be telephonic and cannot be in person. Persons appearing telephonically are highly encouraged to use a landline for higher reception and clarity, and the use of speaker phones is prohibited.

TELEPHONIC APPEARANCES REQUIRED.

The Court has reviewed the transcript of the May 11, 2021 hearing on applications for right to attach orders and the various pleadings filed by the parties in advance of the May 11, 2021 hearing that relate to such hearing.

The Reporter's Transcript of the May 11, 2021 hearing ("R.T.") shows that Judge Smith accepted the defendants' arguments that the exemptions against attachment claimed by defendants on or about April 28, 2021 are allowable. R.T. at page 28 ("And therefore, with the opposition having not been timely filed, the exemptions – the claimed exemptions will be allowed"), page 41 (" . . . I'm going to find that the requirements for attachment **exclusive of the assets that have been claimed as exempt as of April 28th, not as of last night, okay**, will be subject to plaintiff's writ

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

Monday, July 12, 2021

Hearing Room 6C

2:00 PM

CONT... Ruby's Diner, Inc., a California corporation

Chapter 7

of attachment") and page 50 ("The writ will issue with respect to all **nonexempt** assets. And that is assets that were not claimed exempt as of April – that were claimed exempt as of April 28, 2021"). Boldfaced type added by this Court.

Therefore, those assets claimed by defendants as exempt from attachment as of pleadings filed on or about April 28, 2021 are in fact exempt from attachment.

Both plaintiff and defendants lodged forms of orders implementing Judge Smith's ruling on May 11, 2021. Ultimately, plaintiff's forms of order were accepted and those orders filed and entered.

It would appear, however, that the forms of order lodged by defendants more closely adhere to Judge Smith's order at the May 11, 2021 than do the forms of order lodged by plaintiff. Plaintiff's forms of order omit to show as exempt distributions from related entities to defendants. Mr. Cavanaugh's exempt-from-attachment assets consist of (1) his \$600,000 homestead exemption in 850 Ballard Canyon Road, Solvang, CA 93463, (2) all of his checking and savings accounts, and (3) up to a total of \$36,000 per month in draws from any entity in which he holds any interest. Mr. Kosmides's exempt-from-attachment assets consist of (1) his \$600,000 homestead exemption in 30141 Hillside Terrace, San Juan Capistrano, CA 92675, and (2) all of his and his wife's checking and savings accounts.

The mere attachment of a financial statement to a declaration of exemptions does not automatically exempt all assets and income items shown on such statement. The assets must be specifically claimed as exempt in order to be exempt, and in some instances this was not actually done.

Defendants motion for reconsideration is granted in part in accordance with the foregoing.

DEFENDANTS TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

Party Information

Debtor(s):

Ruby's Diner, Inc., a California

Represented By
William N Lobel

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

Monday, July 12, 2021

Hearing Room 6C

2:00 PM

CONT... Ruby's Diner, Inc., a California corporation

Chapter 7

Jeffrey P Nolan

Defendant(s):

Douglas Cavanaugh

Represented By

Leo A Bautista
Aviram Edward Muhtar
Maria L Garcia
David P Crochetiere

Ralph Kosmides

Represented By

Leo A Bautista
Aviram Edward Muhtar
Maria L Garcia
David P Crochetiere

Beachcomber Management Crystal

Represented By

Leo A Bautista
Maria L Garcia
Aviram Edward Muhtar

Lighthouse Cafe, LLC

Represented By

Carl Mueller

Beachcomber at Crystal Cove, LLC

Represented By

Carl Mueller

Shake Shack Crystal Cove, LLC

Represented By

Carl Mueller

Plaintiff(s):

Richard A. Marshack

Represented By

Christopher Dale Beatty

Trustee(s):

Richard A Marshack (TR)

Represented By

Laila Masud
D Edward Hays
Tinho Mang

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

Monday, July 12, 2021

Hearing Room 6C

2:00 PM

8:14-11729 Richard Clark Farrell

Chapter 7

#15.00

Hearing RE: Motion of Chapter 7 Trustee for Order: (1) Applying Phase 1 Judgment of the Family Court in the Matter of Farrell v. Farrell; (2) Authorizing Trustee to Administer Community Property Assets of the Estate and Debts Payable From Such Community Property, Including Administrative Claims, and, (3) Providing Further Clarification as to Issues to be Determined by the Family Court in Phase 2 of the Farrell v. Farrell Trial
(Motion filed 5-7-21

Docket 957

Tentative Ruling:

In view of the Pandemic, in-person appearances at hearings are expressly prohibited at the time, and any person who is required to appear at a hearing or who desires to appear at a hearing must appear telephonically through CourtCall. If a tentative ruling states "Appearances not required", this does not mean that appearances are prohibited, but if a person desires to appear, such appearance must be telephonic and cannot be in person. Persons appearing telephonically are highly encouraged to use a landline for higher reception and clarity, and the use of speaker phones is prohibited.

TELEPHONIC APPEARANCES REQUIRED.

Grant. The Adversary Proceeding Judgment and the Court's prior orders are now cleared for enforcement in view of the fact that the pending appeal has been dismissed. With reference to W2WL&H's response, only allowed chapter 7 administrative expenses may be paid at this time, and all such payments shall be made pro rata. Pro rata amounts shall be reserved for unallowed chapter 7 administrative expenses.

MOVANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

Party Information

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

Monday, July 12, 2021

Hearing Room 6C

2:00 PM

CONT... Richard Clark Farrell

Chapter 7

Debtor(s):

Richard Clark Farrell

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

Trustee(s):

Karen S Naylor (TR)

Represented By
Nanette D Sanders
Brian R Nelson
Robert P Goe
Rafael R Garcia-Salgado