

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

Monday, December 14, 2020

Hearing Room 6C

9:00 AM

8:19-14162 Eric Daniel Merrell and Julie Mary Angeline Merrell

Chapter 7

#1.00

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

Kathy Lohr and Taylor Winslow vs. DEBTORS
(Motion filed 6/17/2020)

**[RE: Case Name: Lohr and Winslow vs Alliance Industrial Refrigeration,
et al]**

[Docket Number: Not filed]

[To be Filed In: Superior Court Of California, County Of Los Angeles]

Docket 50

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 the Debtors. However, if Movants are prepared to waive all claims against Debtors and their bankruptcy estate, the Court will likely grant relief from the stay, but relief only as to Movants and not everyone else.

DEBTOR TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

Party Information

**United States Bankruptcy Court
Central District of California
Santa Ana
Judge Mark Wallace, Presiding
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Monday, December 14, 2020

Hearing Room 6C

9:00 AM

CONT... Eric Daniel Merrell and Julie Mary Angeline Merrell

Chapter 7

Debtor(s):

Eric Daniel Merrell

Represented By
Heather J Canning

Joint Debtor(s):

Julie Mary Angeline Merrell

Represented By
Heather J Canning

Trustee(s):

Karen S Naylor (TR)

Represented By
Nanette D Sanders
Karen S. Naylor

**United States Bankruptcy Court
Central District of California
Santa Ana
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Monday, December 14, 2020

Hearing Room 6C

9:00 AM

8:20-12656 Cherilyn Denise Clardy-Thomas

Chapter 7

#2.00

Motion for relief from stay [Personal Property]

Logix Federal Credit Union vs DEBTOR
(Motion filed 11-10-20)

[RE: 2017 Nissan Pathfinder - VIN No.: 5N1DR2MN4HC679429]

Docket 10

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 motion is granted pursuant to 11 U.S.C. §§ 362(d)(1) and (d)(2) to permit movant, its successors, transferees and assigns, to enforce its remedies to repossess or otherwise obtain possession and dispose of its collateral pursuant to applicable law, and to use the proceeds from its disposition to satisfy its claim, *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
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Courtroom 6C Calendar**

Monday, December 14, 2020

Hearing Room 6C

9:00 AM

CONT... Cherilyn Denise Clardy-Thomas

Chapter 7

Party Information

Debtor(s):

Cherilyn Denise Clardy-Thomas

Represented By
Daniel King

Trustee(s):

Thomas H Casey (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Santa Ana
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Courtroom 6C Calendar**

Monday, December 14, 2020

Hearing Room 6C

9:00 AM

8:20-11795 Byron York Priestley

Chapter 7

#3.00

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

20 Cap Fund I, LLC vs DEBTOR
(Motion filed 8-10-20)

[RE: 22442 Rippling Brook, Lake Forest, CA 92630]

FR: 9-21-20

Docket 30

***** VACATED *** REASON: OFF CALENDAR - ORDER APPROVING
STIPULATION TO WITHDRAW MOTION ENTERED ON 12/4/20
(DOCKET NO. 74).**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Byron York Priestley

Represented By
Anerio V Altman

Movant(s):

20 CAP FUND I, LLC

Represented By
Andrew Mase
Timothy M Ryan

Trustee(s):

Richard A Marshack (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Santa Ana
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Monday, December 14, 2020

Hearing Room 6C

9:00 AM

8:20-11795 Byron York Priestley

Chapter 11

#4.00

CONT STATUS CONFERENCE RE: (1) Status Of Chapter 11 Case; And (2)
Requiring Report On Status Of Chapter 11 case
(Petition filed 6/23/2020)

FR: 8-26-20, 9-21-20

Docket 12

***** VACATED *** REASON: OFF CALENDAR - ORDER
CONVERTING CASE TO CHAPTER 7 ENTERED ON 11-25-20 (DOCKET
NO. 67).**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Byron York Priestley

Represented By
Anerio V Altman

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

Monday, December 14, 2020

Hearing Room 6C

2:00 PM

8:19-11218 US Direct LLC

Chapter 7

#1.00

CONT'D Hearing RE: Chapter 7 Trustee's Motion For Order Compelling Examination Of And Production Of Documents By Derek Doherty Pursuant To Federal Rule Of Bankruptcy Procedure 2004 (Motion filed 3/13/20)

FR: 4-13-20, 8-10-20

Docket 186

***** VACATED *** REASON: OFF CALENDAR - ORDER
CONTINUING HEARING TO MARCH 15, 2021 AT 2:00 PM ENTERED
ON 11-25-20 (DOCKET NO. 290).**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

US Direct LLC

Pro Se

Movant(s):

Jeffrey I. Golden, Chapter 7 Trustee

Pro Se

Trustee(s):

Jeffrey I Golden (TR)

Represented By
Roye Zur
Monica Rieder

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

Monday, December 14, 2020

Hearing Room 6C

2:00 PM

8:19-11987 Enalaysys Corporation

Chapter 11

#2.00

Hearing RE: Amended Interim Application for Allowance of Professional Fees and Costs for the period from May 23, 2019 ato November 18, 2020.
(Motion filed 11-19-20)

**[RE: M. Jones and Associates, P.C., Debtor's Attorney]
[Fee: \$73,853; Expenses: \$1,710.65]**

Docket 143

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 an interim basis as to M. Jones & Associates, with fees in the amount of \$72,853.00 and expenses in the amount of \$1,710.65.

The Court will permit the full draw-down of the \$21,725 retainer. However, because of concerns about the Debtor's working capital reserves, the Court will not permit any additional payment at this time.

APPLICANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

Party Information

**United States Bankruptcy Court
Central District of California
Santa Ana
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Monday, December 14, 2020

Hearing Room 6C

2:00 PM

CONT... Enalasis Corporation

Chapter 11

Debtor(s):

Enalasis Corporation

Represented By
Michael Jones
Sara Tidd

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

Monday, December 14, 2020

Hearing Room 6C

2:00 PM

8:19-11987 Enalaysys Corporation

Chapter 11

#3.00

Hearing RE: Special Litigation Counsel's First Interim Fee Application for the Period from May 23, 2019 to November 18, 2020 (Motion filed 11-20-20)

**[RE: Roger Frederickson; Special Litigation Counsel]
[Fee: \$11,825.00, Expenses: \$354.75]**

Docket 150

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 an interim basis as to Frederickson Hamilton, LLP, with fees in the amount of \$16,825.00 and expenses in the amount of \$354.75.

The retainer may be drawn down to pay these requests in full.

APPLICANT TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

Party Information

Debtor(s):

Enalaysys Corporation

Represented By

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

Monday, December 14, 2020

Hearing Room 6C

2:00 PM

CONT...

Enalaysys Corporation

Michael Jones
Sara Tidd

Chapter 11

**United States Bankruptcy Court
Central District of California
Santa Ana
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Monday, December 14, 2020

Hearing Room 6C

2:00 PM

8:20-12754 DMS Marketing, Inc.

Chapter 7

#4.00

Hearing RE: Order To Show Cause: Dismissal
(Hearing set per OSC on 10-13-20)

Docket 7

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.

It appears from admissible evidence that Debtor's principal place of business is within the Central District of California. The OSC is dismissed.

DEBTOR TO LODGE ORDER VIA LOU WITHIN 7 DAYS.

Party Information

Debtor(s):

DMS Marketing, Inc.

Represented By
Thomas J Polis

Trustee(s):

Jeffrey I Golden (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Santa Ana
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Monday, December 14, 2020

Hearing Room 6C

2:00 PM

8:19-12127 Richard J. Kelly

Chapter 7

Adv#: 8:19-01183 Brinks, MD et al v. Kelly

#5.00

CONT'D STATUS CONFERENCE Hearing RE: Complaint To Determine Dischargeability Of Debt Under 11 U.S.C. Sections 523(a)(4) And 523(a)(6) (Complaint filed 9/9/19)

FR: 11-27-19; 12-4-19; 4-22-20, 9-23-20; 12-2-20

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.

TELEPHONIC APPEARANCES REQUIRED.

The Court will issue the following scheduling order:

All discovery shall close on July 31, 2021.

All discovery motions shall be heard before August 31, 2021.

All pretrial motions (except motions in limine) shall be heard before September 30, 2021.

Pretrial conference is set for November 3, 2021 at 9:00 a.m.

**United States Bankruptcy Court
Central District of California
Santa Ana
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Monday, December 14, 2020

Hearing Room 6C

2:00 PM

CONT... Richard J. Kelly
COURT TO PREPARE ORDER.

Chapter 7

Party Information

Debtor(s):

Richard J. Kelly

Represented By
J Scott Williams

Defendant(s):

Richard J. Kelly

Represented By
J Scott Williams

Joint Debtor(s):

Mary J. Kelly

Represented By
J Scott Williams

Plaintiff(s):

Heinrich A Brinks, MD

Represented By
Brett Ramsaur

James Emory Field, MD, Inc.

Represented By
Brett Ramsaur

Arno H Hanel, MD

Represented By
Brett Ramsaur

Michael J Herhusky, MD, Inc.

Represented By
Brett Ramsaur

Joel Nagafuji, MD, Inc.

Represented By
Brett Ramsaur

Andrey Rychkov, MD, Inc.

Represented By
Brett Ramsaur

Michael C. Scannell, MD, Inc.

Represented By
Brett Ramsaur

Scherling Medical, Inc.

Represented By

**United States Bankruptcy Court
Central District of California
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Monday, December 14, 2020

Hearing Room 6C

2:00 PM

CONT... Richard J. Kelly

Chapter 7

Stackpole, MD, Inc.

Brett Ramsaur

Represented By
Brett Ramsaur

Trustee(s):

Jeffrey I Golden (TR)

Represented By
Faye C Rasch