

**United States Bankruptcy Court
Central District of California
Santa Ana
Judge Theodor Albert, Presiding
Courtroom 5B Calendar**

Wednesday, December 07, 2016

Hearing Room 5B

10:00 AM

8:16-14552 Great American Mint & Refinery, Inc.

Chapter 11

■
#1.00 Chapter 11 Status Conference RE: Voluntary Petition Non-Individual. Inc.

Docket No: 1

Tentative Ruling:

Tentative for 12/7/16:

Deadline for filing plan and disclosure statement: April 1, 2017

Claims bar: 60 days after dispatch of notice to creditors advising of bar date.

Debtor to give notice of the deadline by: December 30, 2016.

Party Information

Debtor(s):

Great American Mint & Refinery, Inc.

Represented By
Michael R Totaro

**United States Bankruptcy Court
Central District of California
Santa Ana
Judge Theodor Albert, Presiding
Courtroom 5B Calendar**

Wednesday, December 07, 2016

Hearing Room 5B

10:00 AM

8:16-11588 Long-Dei Liu

Chapter 11

■
#2.00 Motion for Order Authorizing Continued Use of Cash Collateral

Docket No: 201

Tentative Ruling:

Grant.

Party Information

Debtor(s):

Long-Dei Liu

Represented By
Lei Lei Wang Ekvall
Robert S Marticello
David A Kay
Steven H Zeigen

**United States Bankruptcy Court
Central District of California
Santa Ana
Judge Theodor Albert, Presiding
Courtroom 5B Calendar**

Wednesday, December 07, 2016

Hearing Room 5B

10:00 AM

8:15-14574 John Anthony Rodriguez and Eileen Helen Rodriguez

Chapter 11

#3.00 Confirmation of Chapter 11 Plan
(set from disclosure stmt hrg held on 6-8-16)
(cont'd from 9-14-16)

Docket No: 57

Tentative Ruling:

Tentative for 12/7/16:

Plan confirmed. Post confirmation status conference will be heard in approximately four months.

Tentative for 9/14/16:

So, will a new plan be filed? What is the proposed timetable?

Prior Tentative:

This Disclosure Statement appears to contain sufficient information for creditors to make a determination on how to vote. The court observes as follows:

- The plan contemplates a short sale to resolve the first priority secured claim. One assumes that this will be with the lender's consent.
- The DS provides that the personal liability on the Class 1B secured claim was discharged in Debtors' prior Chapter 7 and that the lien is subject to being avoided. A §506 motion should be filed to accomplish this.
- There are two classes of unsecured claims. Whether this is appropriate is a confirmation issue.

**United States Bankruptcy Court
Central District of California
Santa Ana
Judge Theodor Albert, Presiding
Courtroom 5B Calendar**

Wednesday, December 07, 2016

Hearing Room 5B

10:00 AM

CONT... John Anthony Rodriguez and Eileen Helen Rodriguez Chapter 11

- There is no side by side comparison of treatment in Chapter 7 and Chapter 11 in the liquidation analysis discussion [DS p. 34] but there should be.

- There is a discussion of the absolute priority rule at p. 39-40. In the event that the general unsecured class does not approve the plan, Debtors propose to contribute \$500 in new value to the plan. While not a disclosure issue, in the event of confirmation objection the debtors will need to show how this amount passes muster under *Bank of America vs. 203 N. La Salle St. Ptsp'*. The debtors are well-advised to consider this problem in advance of the confirmation hearing.

Approve with minor amendment as discussed above.

Party Information

Debtor(s):

John Anthony Rodriguez

Represented By
Michael Jones
Sara Tidd

Joint Debtor(s):

Eileen Helen Rodriguez

Represented By
Michael Jones
Sara Tidd

**United States Bankruptcy Court
Central District of California
Santa Ana
Judge Theodor Albert, Presiding
Courtroom 5B Calendar**

Wednesday, December 07, 2016

Hearing Room 5B

10:00 AM

8:15-14574 John Anthony Rodriguez and Eileen Helen Rodriguez

Chapter 11

#4.00 Motion To Determine The Value Of Collateral As To The Real Property Located at 13741 Cypress St., Garden Grove, CA 92843

Docket No: 90

Tentative Ruling:

Grant.

Party Information

Debtor(s):

John Anthony Rodriguez

Represented By
Michael Jones
Sara Tidd

Joint Debtor(s):

Eileen Helen Rodriguez

Represented By
Michael Jones
Sara Tidd