Judge Theodor Albert, Presiding Courtroom 5B Calendar

Wednesday, December 16, 2020

**Hearing Room** 

**5B** 

9:00 AM

8: - Chapter

# #0.00 All hearings on this calendar will be conducted using ZoomGov video and audio.

Parties in interest and members of the public may connect to the video and audio feeds, free of charge, using the connection information provided below.

Individuals may participate by ZoomGov video and audio using a personal computer (equipped with camera, microphone and speaker), or a handheld mobile device (such as an iPhone or Android phone). Individuals may opt to participate by audio only using a telephone (standard telephone charges may apply).

Neither a Zoom nor a ZoomGov account is necessary to participate and no pre-registration is required. The audio portion of each hearing will be recorded electronically by the Court and constitutes its official record.

#### Video/audio web address:

https://cacb.zoomgov.com/j/1606486889

**ZoomGov meeting number:** 160 648 6889

**Password:** 250824

**Telephone conference lines:** 1 (669) 254 5252 or 1 (646) 828

7666

For more information on appearing before Judge Albert by ZoomGov, please see the "Notice of Video and Telephonic Appearance Procedures for

#### Judge Theodor Albert, Presiding Courtroom 5B Calendar

Wednesday, December 16, 2020

**Hearing Room** 

**5B** 

9:00 AM CONT...

Chapter

Judge Theodor C. Albert's Cases" on the Court's website at: https://www.cacb.uscourts.gov/judges/honorable-theodor-c-albert under the "Telephonic Instructions" section.

To assist in creating a proper record and for the efficiency of these proceedings, please:

- Connect early so that you have time to check in.
- Change your Zoom name to include your calendar number, first initial and last name, and client name (ex. 5, R. Smith, ABC Corp.) if appearing by video. This can be done by clicking on "More" and "Rename" from the Participants list or by clicking on the three dots on your video tile.
- Mute your audio to minimize background noise unless and until it is your turn to speak. Consider turning your video off until it is your turn to appear.
- Say your name every time you speak.
- Disconnect from the meeting by clicking "Leave" when you have completed your appearance(s).

Docket 0

Judge Theodor Albert, Presiding Courtroom 5B Calendar

Wednesday, December 16, 2020

**Hearing Room** 

**5B** 

9:00 AM

CONT... Chapter

**Tentative Ruling:** 

- NONE LISTED -

#### Judge Theodor Albert, Presiding Courtroom 5B Calendar

Wednesday, December 16, 2020

**Hearing Room** 

**5B** 

9:30 AM

8:20-12120 Wayne Edward Sheppard

Chapter 7

#1.00 CONT'D Hearing RE: Reaffirmation Agreement Between Debtor and

Santander Consumer USA Inc. (RE: 16 Dodge Charger - \$20,003.59) [ES

Case]

FR: 10-21-20 (Rm 5A)

Docket 9

**Tentative Ruling:** 

- NONE LISTED -

**Party Information** 

**Debtor(s):** 

Wayne Edward Sheppard Represented By

Julie J Villalobos

**Trustee(s):** 

Karen S Naylor (TR) Pro Se

#### Judge Theodor Albert, Presiding Courtroom 5B Calendar

Wednesday, December 16, 2020

**Hearing Room** 

**5B** 

9:30 AM

8:20-12594 Dale D LaFlam

Chapter 7

#2.00 Pro se Reaffirmation Agreement Between Debtor and VCFS Auto Leasing

Company (RE: 2019 Volvo Xc90 - \$11,906.79) [SC Case]

Docket 8

**Tentative Ruling:** 

- NONE LISTED -

**Party Information** 

**Debtor(s):** 

Dale D LaFlam Represented By

Andy C Warshaw

**Trustee(s):** 

Karen S Naylor (TR) Pro Se

#### Judge Theodor Albert, Presiding Courtroom 5B Calendar

Wednesday, December 16, 2020

**Hearing Room** 

**5B** 

9:30 AM

8:20-12626 Dana Ray McKinney

Chapter 7

#3.00 Motion for Approval of Reaffirmation Agreement with Ally Bank (\$8,042.84 - 2016 Nissan Frontier) [ES CASE].

Docket 11

## **Tentative Ruling:**

- NONE LISTED -

## **Party Information**

**Debtor(s):** 

Dana Ray McKinney Represented By

Michael Jones

**Trustee(s):** 

Richard A Marshack (TR) Pro Se

#### Judge Theodor Albert, Presiding Courtroom 5B Calendar

Wednesday, December 16, 2020

**Hearing Room** 

**5B** 

9:30 AM

**8:20-12978** Paula Martinez

Chapter 7

#4.00 Reaffirmation Agreement Between Debtor and Nissan Motor Acceptance Corporation (\$16,031.69 - 2017 Nissan Rogue 2WD) [ES CASE]

Docket 7

## **Tentative Ruling:**

- NONE LISTED -

#### **Party Information**

**Debtor(s):** 

Paula Martinez Represented By

Kevin J Kunde

**Trustee(s):** 

Karen S Naylor (TR) Pro Se

#### Judge Theodor Albert, Presiding Courtroom 5B Calendar

Wednesday, December 16, 2020

**Hearing Room** 

**5B** 

9:30 AM

8:20-12988 Susana Guillen

Chapter 7

#5.00 Motion for Approval of Reaffirmation Agreement with 21st Mortgage Corporation (\$147,970.64 - 2016 Clayton Manufactured Home) [ES CASE]

Docket 9

## **Tentative Ruling:**

- NONE LISTED -

#### **Party Information**

**Debtor(s):** 

Susana Guillen Represented By

Michael H Colmenares

**Trustee(s):** 

Thomas H Casey (TR) Pro Se

#### Judge Theodor Albert, Presiding Courtroom 5B Calendar

Wednesday, December 16, 2020

**Hearing Room** 

**5B** 

1<u>0:00 AM</u>

8:19-13493 Ralph Maxwell Burnett, III and Shelley Lynn Burnett

Chapter 11

#6.00 Post-Confirmation Status Conference Of Chapter 11 Plan (set from 3-26-20 confirmation hearing) (cont'd from 9-02-20)

Docket 38

\*\*\* VACATED \*\*\* REASON: RE-SCHEDULED TO 12-15-20 AT 11:00 A.M. PER COURT ORDER

#### **Tentative Ruling:**

Tentative for 9/2/20:

Schedule further post confirmation status conference December 16, 2020 @ 10:00 a.m., debtor to give notice. Appearance optional.

Tentative for 3/25/20:

Confirm. See #7

Please note: In light of concerns about COVID-19/Coronavirus and attempts to implement physical distancing, and pursuant to GO 20-02, telephonic appearances are mandatory on all matters other than evidentiary hearings. Telephonic appearances may be arranged with CourtCall by calling (866) 582-6878.

Please be advised that CourtCall has announced reduced fees for attorneys to use CourtCall and free access for parties who do not have an attorney – pro se or self-represented litigants through April 30, 2020.

Tentative for 2/5/20:

Confirm.

-----

Tentative for 12/11/19:

Approve. Set confirmation dates and other deadlines.

#### **Party Information**

#### Santa Ana

## Judge Theodor Albert, Presiding Courtroom 5B Calendar

Wednesday, December 16, 2020

**Hearing Room** 

**5B** 

10:00 AM

**CONT...** Ralph Maxwell Burnett, III and Shelley Lynn Burnett

**Chapter 11** 

**Debtor(s):** 

Ralph Maxwell Burnett III Represented By

Michael Jones Sara Tidd

**Joint Debtor(s):** 

Shelley Lynn Burnett Represented By

Michael Jones Sara Tidd

#### Judge Theodor Albert, Presiding Courtroom 5B Calendar

Wednesday, December 16, 2020

**Hearing Room** 

**5B** 

1:30 PM

8:20-12166 Stephen F. Sturm

Chapter 13

#7.00 Confirmation Of Chapter 13 Plan (cont'd from 10-21-20)

Docket 2

#### **Tentative Ruling:**

Tentative for 12/16/20:

The plan cannot be confirmed as filed for basic reasons. First, no treatment at all is described for the Cook secured claim, and treatment of all secured claims is a basic for plan confirmation. The fact that counsel has received some payments is not very persuasive. If there is to be an avoidance of the Cook claim, some reference to this must be made and described in the plan, but nothing appears. If allowance is made of the claim feasibility questions arise which also need to be addressed. Moreover, this is not a new case, so debtor should explain why dismissal is not indicated.

Deny. Appearance: required

\_\_\_\_\_

Tentantive for 10/21/20:

The Equity 1 secured claim must be dealt with formally before a plan can be confirmed. The life estate reportedly owned by debtor must also be valued for "best interest" analysis as well. Appearance is required.

#### **Party Information**

#### **Debtor(s)**:

Stephen F. Sturm Represented By

Joseph A Weber

**Movant(s)**:

Stephen F. Sturm Represented By

Joseph A Webe

Joseph A Weber

## Judge Theodor Albert, Presiding Courtroom 5B Calendar

Wednesday, December 16, 2020 Hearing Room 5B

<u>1:30 PM</u>

CONT... Stephen F. Sturm Chapter 13

**Trustee(s):** 

#### Judge Theodor Albert, Presiding Courtroom 5B Calendar

Wednesday, December 16, 2020

**Hearing Room** 

**5B** 

1:30 PM

8:20-12214 Javier Antonio Sosa

Chapter 13

#8.00 Confirmation Of Chapter 13 Plan (cont'd from 11-18-20)

Docket 10

#### **Tentative Ruling:**

Tentative for 12/16/20:

Debtor must address Trustee's concerns. This case appears to be dragging and as warned last time, more continuances should not be expected.

Appearance: required

-----

#### Tentative for 11/18/20:

The Trustee and MAMAD correctly observe that on the secured claim maturing before the term of the plan, merely curing arrearages is unavailable but rather the whole of the claim must be paid. This also raises big feasibility questions. Also, the plan does not provide for all creditors as observed by the Trustee.

Appearance required.

\_\_\_\_\_

#### Tentative for 10/21/20:

The proper amount of arrearages on the MAMAD claim must be given in the plan. Other deficiencies as noted by the trustee must also be met. Appearance is required.

#### **Party Information**

#### **Debtor(s):**

Javier Antonio Sosa

Represented By Lionel E Giron

## Judge Theodor Albert, Presiding Courtroom 5B Calendar

Wednesday, December 16, 2020

**Hearing Room** 

**5B** 

1:30 PM

CONT... Javier Antonio Sosa

**Chapter 13** 

**Trustee(s):** 

Amrane (SA) Cohen (TR)

Pro Se

## Judge Theodor Albert, Presiding Courtroom 1675 Calendar

Wednesday, December 16, 2020

Hearing Room

1675

1:30 PM

8:20-12615 Fernan Edgardo Lozano

Chapter 13

#9.00 Confirmation Of Chapter 13 Plan (cont'd from 11-18-20)

Docket 2

#### **Tentative Ruling:**

Tentative for 11/18/20:

It would seem that a resolution of the Trustee's objection to the variety of claimed exemptions must be had before the court can evaluate whether the 'best interest of creditors' test is met. Continue?

Appearance: required.

#### **Party Information**

#### **Debtor(s):**

Fernan Edgardo Lozano Represented By

Julie J Villalobos

**Movant(s)**:

Fernan Edgardo Lozano Represented By

Julie J Villalobos Julie J Villalobos Julie J Villalobos

**Trustee(s):** 

#### Judge Theodor Albert, Presiding Courtroom 5B Calendar

Wednesday, December 16, 2020

**Hearing Room** 

**5B** 

1:30 PM

8:20-12633 Elisabeth Helen Sylvia

Chapter 13

#10.00 Confirmation Of Chapter 13 Plan

(cont'd from 11-18-20)

Docket 2

**Tentative Ruling:** 

**Party Information** 

**Debtor(s):** 

Elisabeth Helen Sylvia Represented By

Kevin J Kunde

Movant(s):

Elisabeth Helen Sylvia Represented By

Kevin J Kunde Kevin J Kunde Kevin J Kunde

**Trustee(s):** 

#### Judge Theodor Albert, Presiding Courtroom 5B Calendar

	Wednesda	ay, December	16, 2020
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**Hearing Room** 

**5B** 

1:30 PM

8:20-12663 Charles Aungkhin

Chapter 13

#11.00 Confirmation Of Chapter 13 Plan (cont'd from 11-18-20)

Docket 5

**Tentative Ruling:** 

Tentative for 12/16/20:

Unless Trustee's points are adequately addressed, dismiss.

Appearance: required

\_\_\_\_\_

Tentative for 11/18/20:

Without suitable response to the Trustee's and creditor's objection confirmation cannot be granted.

Appearance: required.

**Party Information** 

**Debtor(s):** 

Charles Aungkhin Represented By

Scott Kosner

**Movant(s):** 

Charles Aungkhin Represented By

Scott Kosner Scott Kosner

**Trustee(s):** 

## Judge Theodor Albert, Presiding Courtroom 5B Calendar

Wednesday, December 16, 2020

**Hearing Room** 

**5B** 

1:30 PM

8:20-12711 Leon G. Uroda and Michie Lee Uroda

Chapter 13

#12.00 Confirmation Of Chapter 13 Plan

Docket 13

**Tentative Ruling:** 

**Party Information** 

**Debtor(s):** 

Leon G. Uroda Represented By

Tina H Trinh

**Joint Debtor(s):** 

Michie Lee Uroda Represented By

Tina H Trinh

Movant(s):

Leon G. Uroda Represented By

Tina H Trinh

Michie Lee Uroda Represented By

Tina H Trinh

**Trustee(s):** 

#### Judge Theodor Albert, Presiding Courtroom 5B Calendar

Wednesday, December 16, 2020

**Hearing Room** 

**5B** 

<u>1:30 PM</u>

8:20-12752 Denae Hesse

Chapter 13

#13.00 Confirmation Of Chapter 13 Plan

Docket 6

**Tentative Ruling:** 

**Party Information** 

**Debtor(s):** 

Denae Hesse Represented By

Michael Jay Berger

Movant(s):

Denae Hesse Represented By

Michael Jay Berger Michael Jay Berger

**Trustee(s):** 

## Judge Theodor Albert, Presiding Courtroom 5B Calendar

Wednesday, December 16, 2020

**Hearing Room** 

**5B** 

1:30 PM

**8:20-12830** Michael J. Rathgeb

Chapter 13

#14.00 Confirmation Of Chapter 13 Plan

Docket 2

**Tentative Ruling:** 

**Party Information** 

**Debtor(s):** 

Michael J. Rathgeb Represented By

Julie J Villalobos

Movant(s):

Michael J. Rathgeb Represented By

Julie J Villalobos Julie J Villalobos

**Trustee(s):** 

## Judge Theodor Albert, Presiding Courtroom 5B Calendar

Wednesday, December 16, 2020

**Hearing Room** 

**5B** 

1:30 PM

8:20-12858 Raymond Hernandez and Myrna Hernandez

Chapter 13

#15.00 Confirmation Of Chapter 13 Plan

Docket 5

**Tentative Ruling:** 

**Party Information** 

**Debtor(s):** 

Raymond Hernandez Represented By

Sundee M Teeple

**Joint Debtor(s):** 

Myrna Hernandez Represented By

Sundee M Teeple

Movant(s):

Raymond Hernandez Represented By

Sundee M Teeple Sundee M Teeple Sundee M Teeple Sundee M Teeple

Myrna Hernandez Represented By

Sundee M Teeple Sundee M Teeple

**Trustee(s):** 

#### Judge Theodor Albert, Presiding Courtroom 5B Calendar

Wednesday, December 16, 2020

**Hearing Room** 

**5B** 

1:30 PM

8:20-12929 Abel Gutierrez Gutierrez and Adelia Cruz De Gutierrez

Chapter 13

#16.00 Confirmation of Chapter 13 Plan

Docket 2

**Tentative Ruling:** 

**Party Information** 

**Debtor(s):** 

Abel Gutierrez Gutierrez Represented By

Seema N Sood

**Joint Debtor(s):** 

Adelia Cruz De Gutierrez Represented By

Seema N Sood

Movant(s):

Abel Gutierrez Gutierrez Represented By

Seema N Sood Seema N Sood Seema N Sood Seema N Sood

Adelia Cruz De Gutierrez Represented By

Seema N Sood Seema N Sood Seema N Sood Seema N Sood Seema N Sood

**Trustee(s):** 

## Santa Ana

Judge Theodor Albert, Presiding Courtroom 5B Calendar

Wednesday, December 16, 2020

**Hearing Room** 

**5B** 

<u>1:30 PM</u>

8:20-12989 Lloyd William Gonzales

Chapter 13

#17.00 Confirmation of Chapter 13 Plan

Docket 0

\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - CASE DISMISSED

11/16/20

**Tentative Ruling:** 

- NONE LISTED -

**Party Information** 

**Debtor(s):** 

Lloyd William Gonzales Pro Se

**Trustee(s):** 

#### Judge Theodor Albert, Presiding Courtroom 5B Calendar

Wednesday, December 16, 2020

**Hearing Room** 

**5B** 

3:00 PM

8:16-10620 Rosalie Abad Naval

Chapter 13

#18.00 Trustee's Motion to Dismiss Case Due to Material Default of a Plan Provision (cont'd from 11-18-20)

Docket 94

\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - NOTICE OF VOLUNTARY DISMISSAL OF MOTION FILED 11-30-20

**Tentative Ruling:** 

Tentative for 11/18/20:

Mooted by #11?

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Tentative for 10/21/20:

Grant unless current or modification motion on file. Appearance is optional.

**Party Information** 

**Debtor(s):** 

Rosalie Abad Naval Represented By

Brian J Soo-Hoo

**Trustee(s):** 

#### Judge Theodor Albert, Presiding Courtroom 5B Calendar

Wednesday, December 16, 2020

**Hearing Room** 

**5B** 

3:00 PM

8:16-10620 Rosalie Abad Naval

Chapter 13

#19.00 Motion under Local Bankruptcy Rule 3015-1 (n) and (w) to modify plan or

suspend plan payments (cont'd from 11-18-20)

Docket 98

\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - ORDER GRANTING MOTION UNDER LOCAL BANKRUPTCY RULE 3015-1(N) AND (W) TO MODIFYPLAN OR SUSPEND PLAN PAYMENTS ENTERED 11-23-20

#### **Tentative Ruling:**

Tentative for 11/18/20:

Has Trustee accepted explanation given in debtor's declaration?

Appearance: required.

#### **Party Information**

**Debtor(s):** 

Rosalie Abad Naval Represented By

Brian J Soo-Hoo

**Trustee(s):** 

## Judge Theodor Albert, Presiding Courtroom 5B Calendar

Wednesday, December 16, 2020

**Hearing Room** 

**5B** 

3:00 PM

 Chapter 13

#20.00 Trustee's Motion To Dismiss Chapter 13 Case

Docket 48

**Tentative Ruling:** 

Tentative for 12/16/20:

Grant absent current status and modification motion on file.

Appearance: required

**Party Information** 

**Debtor(s):** 

Eric H Furlong Represented By

Brian J Soo-Hoo

**Trustee(s):** 

## Judge Theodor Albert, Presiding Courtroom 5B Calendar

Wednesday, December 16, 2020

**Hearing Room** 

**5B** 

3:00 PM

8:16-11718 Santiago Alvarez

Chapter 13

#21.00 Trustee's Motion To Dismiss Case

Docket 73

**Tentative Ruling:** 

Tentative for 12/16/20:

Grant unless modification motion on file.

Appearance: required

**Party Information** 

**Debtor(s):** 

Santiago Alvarez Represented By

Jaime A Cuevas Jr.

**Trustee(s):** 

#### Judge Theodor Albert, Presiding Courtroom 5B Calendar

Wednesday, December 16, 2020

**Hearing Room** 

5B

3:00 PM

8:16-12695 Adrienne Y. Turner

Chapter 13

#22.00 Trustee's Motion To Dismiss Case Failure To Make Plan Payments.

Docket 69

**Tentative Ruling:** 

Tentative for 12/16/20:

Grant unless current or modification motion on file.

**Party Information** 

**Debtor(s):** 

Adrienne Y. Turner Represented By

Joseph A Weber

**Trustee(s):** 

#### Judge Theodor Albert, Presiding Courtroom 5B Calendar

Wednesday, December 16, 2020

**Hearing Room** 

**5B** 

3:00 PM

8:16-14382 Guy A. Rojo and Eva P. Rojo

Chapter 13

#23.00 Trustee's Motion to Dismiss Case failure to make plan payments.

Docket 158

\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - NOTICE OF WITHDRAWAL OF TRUSTEE'S MOTION FOR ORDER DISMISSING CHAPTER 13 FILED 9-01-20

#### **Tentative Ruling:**

- NONE LISTED -

#### **Party Information**

**Debtor(s):** 

Guy A. Rojo Represented By

Joseph A Weber Fritz J Firman

**Joint Debtor(s):** 

Eva P. Rojo Represented By

Joseph A Weber Fritz J Firman

Trustee(s):

#### Judge Theodor Albert, Presiding Courtroom 5B Calendar

Wednesday,	Dogombor	16	2020
weunesuay,	December	1υ,	2020

**Hearing Room** 

**5B** 

3:00 PM

8:17-14761 Richard Ching-Koon Yee

Chapter 13

#24.00 Trustee's Motion To Dismiss Case Failure To Make Plan Payments. (cont'd from 11-18-20)

Docket 100

**Tentative Ruling:** 

Tentative for 12/16/20:

See #25

\_\_\_\_\_

Tentative for 11/18/20:

Grant absent current status or modification motion on file.

-----

Tentative for 10/21/20:

Grant unless current or modification motion on file. Appearance is optional.

**Party Information** 

**Debtor(s):** 

Richard Ching-Koon Yee Represented By

Christopher J Langley

**Trustee(s):** 

#### Judge Theodor Albert, Presiding Courtroom 5B Calendar

Wednesday, December 16, 2020

**Hearing Room** 

**5B** 

3:00 PM

8:17-14761 Richard Ching-Koon Yee

Chapter 13

#25.00 Debtor's Motion under Local Bankruptcy Rule 3015-1 (n) and (w) to modify plan

or suspend plan payments

Docket 104

#### **Tentative Ruling:**

Tentative for 12/16/20:

Trustee's comments must be addressed, particularly as concerns the very extended time for payment at the 100% and the fact that the IRS claim is much larger than provided in the plan.

Appearance: required

#### **Party Information**

#### **Debtor(s):**

Richard Ching-Koon Yee Represented By

Christopher J Langley

**Trustee(s):** 

Judge Theodor Albert, Presiding Courtroom 5B Calendar

Wednesday, December 16, 2020

**Hearing Room** 

**5B** 

3:00 PM

8:18-11261 Rigoberto Martinez and Geena Martinez

Chapter 13

#26.00 Trustee's Motion To Dismiss Case Failure To Make Plan Payments.

Docket 80

\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - NOTICE OF WITHDRAWAL OF TRUSTEE'S MOTION FOR ORDER DISMISSING CHAPTER 13 FILED 11-24-20

#### **Tentative Ruling:**

- NONE LISTED -

#### **Party Information**

**Debtor(s):** 

Rigoberto Martinez Represented By

David Samuel Shevitz

**Joint Debtor(s):** 

Geena Martinez Represented By

David Samuel Shevitz

**Trustee(s):** 

## **Judge Theodor Albert, Presiding Courtroom 5B Calendar**

Wednesday,	December 16, 2020	<b>Hearing Room</b>	5B
3:00 PM 8:18-11474	Brian G. Corntassel	Cha	npter 13
#27.00	Trustee's Motion To Dismiss Case Failure To Make Plan (cont'd from 11-18-20)	Payments.	
	Docket 87		
Tentative	Ruling:		
See ‡	ative for 12/16/20: #28		
	ative for 11/18/20: nue to coincide with modification motion December 16.		
	ative for 10/21/20: t unless motion to modify on file. Appearance is optional.		
	Party Information		
Debtor(s)	<u> </u>		_

**Trustee(s):** 

Brian G. Corntassel

Amrane (SA) Cohen (TR)

Represented By Kelly H. Zinser

Pro Se

## Judge Theodor Albert, Presiding Courtroom 5B Calendar

Wednesday, December 16, 2020

**Hearing Room** 

**5B** 

3:00 PM

8:18-11474 Brian G. Corntassel

Chapter 13

#28.00 Debtor's Motion under Local Bankruptcy Rule 3015-1 (n) and (w) to modify plan

or suspend plan payments

Docket 91

**Tentative Ruling:** 

Tentative for 12/16/20:

Trustee's points must be addressed.

**Party Information** 

**Debtor(s):** 

Brian G. Corntassel Represented By

Kelly H. Zinser

**Trustee(s):** 

#### Judge Theodor Albert, Presiding Courtroom 5B Calendar

Wednesday, December 16, 2020

**Hearing Room** 

**5B** 

3:00 PM

8:18-11637 Christopher Young Callahan and Kristine Nielsen Callahan

Chapter 13

#29.00 Trustee's Verified Motion To Dismiss Case Failure To Make Plan Payments

Docket 140

**Tentative Ruling:** 

Tentative for 12/16/20:

Grant unless current by date fixed for mid-January.

Appearance: required

**Party Information** 

**Debtor(s):** 

Christopher Young Callahan Represented By

Roger J Plasse

**Joint Debtor(s):** 

Kristine Nielsen Callahan Represented By

Roger J Plasse

**Trustee(s):** 

## Judge Theodor Albert, Presiding Courtroom 5B Calendar

Wednesday, December 16, 2020

**Hearing Room** 

**5B** 

3:00 PM

8:18-13236 Chad James Carter and Terah Rose Carter

Chapter 13

#30.00 Trustee's Motion To Dismiss Case Failure To Make Plan Payments

Docket 75

\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - NOTICE OF WITHDRAWAL OF TRUSTEE'S MOTION FOR ORDER DISMISSING CHAPTER 13 FILED 11/05/20

#### **Tentative Ruling:**

- NONE LISTED -

#### **Party Information**

**Debtor(s):** 

Chad James Carter Represented By

Joseph A Weber Fritz J Firman

Amelia Puertas-Samara

**Joint Debtor(s):** 

Terah Rose Carter Represented By

Joseph A Weber Fritz J Firman

Trustee(s):

## Judge Theodor Albert, Presiding Courtroom 5B Calendar

Wednesday, December 16, 2020

**Hearing Room** 

**5B** 

3:00 PM

**8:18-14134** Lam Dang Nguyen

Chapter 13

#31.00 Trustee's Motion to Dismiss Case Failure To Make Plan Payments.

(cont'd from 11-18-20)

Docket 35

**Tentative Ruling:** 

Tentative for 12/16/20:

Grant unless current or motion to modify on file.

Appearance: required

\_\_\_\_\_

Tentative for 11/18/20:

Grant absent current status or modification motion on file.

Appearance: optional.

Party Information

**Debtor(s):** 

Lam Dang Nguyen Represented By

Christopher J Langley

**Trustee(s):** 

#### Judge Theodor Albert, Presiding Courtroom 5B Calendar

Wednesday, December 16, 2020

**Hearing Room** 

**5B** 

3:00 PM

8:19-10709 Ernest E Gonzales

Chapter 13

#32.00 Trustee's Motion To Dismiss Case failure To Make Plan Payments.

Docket 34

#### **Tentative Ruling:**

Tentative for 12/16/20:

Deny provided the amount needed to come current is presented at or before the hearing. If not, grant.

#### **Party Information**

#### **Debtor(s):**

Ernest E Gonzales Represented By

Julie J Villalobos

**Trustee(s):** 

#### Judge Theodor Albert, Presiding Courtroom 5B Calendar

Wednesday,	December	16,	2020

**Hearing Room** 

**5B** 

3:00 PM

8:19-12270 Wendie Lorraine Brigham

Chapter 13

#33.00 Trustee's Motion to Dismiss Case Failure To Make Plan Payments.

(cont'd from 11-18-20)

Docket 69

**Tentative Ruling:** 

Tentative for 12/16/20:

Continue to coincide with modification motion.

-----

Tentative for 11/18/20:

Continue to coincide with modification motion filed November 3.

Appearance: optional

**Party Information** 

**Debtor(s):** 

Wendie Lorraine Brigham Represented By

Christopher J Langley

Michael Smith

**Trustee(s):** 

## **Judge Theodor Albert, Presiding Courtroom 5B Calendar**

Wednesday	December 16, 2020	Hearing Roo	om 5B
3:00 PM 8:19-13000	Dale Grabinski	(	Chapter 13
#34.00	Trustee's Motion to Dismiss Case Failure To Make Plan (cont'd from 11-18-20)	Payments.	
	Docket 68		
Tentative	Ruling:		
Tenta See a	ative for 12/16/20: #35.		
	ntive for 11/18/20: nue to December 16 to coincide with modification motion.		
Appe	arance: optional.		

## **Party Information**

Grant unless current or modification motion on file. Appearance is optional.

**Debtor(s):** 

Tentative for 10/21/20:

Dale Grabinski Represented By

Christopher J Langley

**Trustee(s):** 

#### Judge Theodor Albert, Presiding Courtroom 5B Calendar

Wednesday, December 16, 2020

**Hearing Room** 

**5B** 

3:00 PM

**8:19-13000 Dale Grabinski** 

Chapter 13

#35.00 Debtor's Motion under Local Bankruptcy Rule 3015-1 (n) and (w) to modify plan

or suspend plan payments

Docket 73

#### **Tentative Ruling:**

Tentative for 12/16/20:

According to the Trustee the debtor is in default even under proposed modified terms; further, it granted the term would be longer than even statutorily extend term. Absent explanation, deny.

Appearance: required

#### **Party Information**

#### **Debtor(s):**

Dale Grabinski Represented By

Christopher J Langley

**Trustee(s):** 

## Judge Theodor Albert, Presiding Courtroom 5B Calendar

Wednesday, December 16, 2020

**Hearing Room** 

**5B** 

3:00 PM

8:19-13056 **Jennifer S. Monson** 

Chapter 13

#36.00 Trustee's Motion To Dismiss Case Failure To Make Plan Payments.

Docket 50

\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - DEBTOR'S NOTICE OF CONVERSION TO CHAPTER 7 ENTERED 11-24-20

#### **Tentative Ruling:**

- NONE LISTED -

#### **Party Information**

**Debtor(s):** 

Jennifer S. Monson Represented By

Christopher J Langley

**Trustee(s):** 

## Judge Theodor Albert, Presiding Courtroom 5B Calendar

Wednesday, December 16, 2020

**Hearing Room** 

**5B** 

3:00 PM

8:19-14502 Andy T. Torres

Chapter 13

#37.00 Trustee's Verified Motion To Dismiss Case

Docket 80

**Tentative Ruling:** 

Tentative for 12/16/20: Grant absent conversion.

Appearance: required

**Party Information** 

**Debtor(s):** 

Andy T. Torres Represented By

Richard G Heston

**Trustee(s):** 

## Judge Theodor Albert, Presiding Courtroom 5B Calendar

Wednesday, December 16, 2020

**Hearing Room** 

**5B** 

3:00 PM

8:20-11571 Amparo Ulloa

Chapter 13

#38.00 Trustee's Motion To Dismiss Case FailureTo Make Plan Payments.

Docket 31

#### **Tentative Ruling:**

Tentative for 12/16/20:

Grant absent current status, or at least by a date fixed in mid-January.

Appearance: required

#### **Party Information**

#### **Debtor(s):**

Amparo Ulloa Represented By

Matthew D. Resnik

**Trustee(s):** 

## Judge Theodor Albert, Presiding Courtroom 5B Calendar

Wednesday, December 16, 2020

**Hearing Room** 

**5B** 

3:00 PM

8:19-11810 Helen Ojeda

Chapter 13

**#39.00** Application For Compensation for Period: 5/10/2019 to 11/3/2020:

ANERIO V ALTMAN, DEBTOR'S ATTORNEY

FEE: \$2,790.00

**EXPENSES:** \$310.27

Docket 55

**Tentative Ruling:** 

Tentative for 12/16/20:

Grant. Appearance optional.

**Party Information** 

**Debtor(s):** 

Helen Ojeda Represented By

Anerio V Altman

**Trustee(s):** 

#### Judge Theodor Albert, Presiding Courtroom 5B Calendar

Wednesday, December 16, 2020

**Hearing Room** 

**5B** 

3:00 PM

8:20-13216 April Joy Gonzales Alvarado

Chapter 13

#40.00 Order To Show Cause Why Case Should Not Be Dismissed Debtor Has Multiple Cases Pending That Have Not Been Dismissed - Case No.: 8:18-13072 TA

Docket 1

**Tentative Ruling:** 

Tentative for 12/16/20:

Dismiss. Appearance: required

**Party Information** 

**Debtor(s):** 

April Joy Gonzales Alvarado Pro Se

**Trustee(s):**