United States Bankruptcy Court
Central District of California
Los Angeles
Judge Julia Brand, Presiding
Courtroom 1375 Calendar

Wednesday, October 05, 2016 **Hearing Room 1375**

10:00 AM
2:07-00000 **Chapter**

#0.00 PLEASE BE ADVISED THAT THE CHAPTER 13 CONFIRMATION CALENDAR CAN BE VIEWED ON THE COURT'S WEBSITE UNDER: **JUDGES> BRAND, J> CHAPTER 13>CONFIRMATION HEARING CALENDAR**

Docket No: 0

Tentative Ruling:

- NONE LISTED -

United States Bankruptcy Court
Central District of California
Los Angeles
Judge Julia Brand, Presiding
Courtroom 1375 Calendar

Wednesday, October 05, 2016 **Hearing Room 1375**

1:30 PM

2:11-49694 Fortino Reynoso and Magdalena Reynoso **Chapter 13**

#1.00 Trustee's Motion to Dismiss Case Because of Delinquent Plan Payments

fr 6-22-16; 8-24-16

Docket No: 35

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Fortino Reynoso — Represented By Barry E Borowitz

Joint Debtor(s):

Magdalena Reynoso — Represented By Barry E Borowitz

Trustee(s):

Nancy K Curry (TR) — Pro Se

United States Bankruptcy Court
Central District of California
Los Angeles
Judge Julia Brand, Presiding
Courtroom 1375 Calendar

Wednesday, October 05, 2016 **Hearing Room 1375**

1:30 PM
2:11-59998 Scott Wayne Williamson and Kelly Lee Williamson **Chapter 13**

Telephonic Hearing

#2.00 Trustee's Motion to Dismiss Case Due to a Material Default of a Plan Provision/Delinquent Plan Payments

fr 4-20-16, 6-22-16; 8-10-16

Louis J Esbin to appear by telephone

Docket No: 30

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Scott Wayne Williamson	Represented By Louis J Esbin

Joint Debtor(s):

Kelly Lee Williamson	Represented By Louis J Esbin

Trustee(s):

Nancy K Curry (TR)	Pro Se

United States Bankruptcy Court
Central District of California
Los Angeles
Judge Julia Brand, Presiding
Courtroom 1375 Calendar

Wednesday, October 05, 2016 **Hearing Room 1375**

1:30 PM
2:12-47735 Lilia Velasco **Chapter 13**

#3.00 Trustee's Motion to Dismiss Case Because of Delinquent Plan Payments

fr. 7-6-16; 8-24-16

Docket No: 80

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Lilia Velasco — Represented By Barry E Borowitz

Trustee(s):

Nancy K Curry (TR) — Pro Se

United States Bankruptcy Court
Central District of California
Los Angeles
Judge Julia Brand, Presiding
Courtroom 1375 Calendar

Wednesday, October 05, 2016 **Hearing Room 1375**

1:30 PM
2:15-22749 Catherine Mireles **Chapter 13**

#4.00 Trustee's Motion to Dismiss Case Due to a Material Default of a Plan Provision/Delinquent Plan Payments

fr. 4-20-16, 6-22-16; 8-10-16

Docket No: 27
***** VACATED *** REASON: TRUSTEE'S VOLUNTARY DISMISSAL OF MOTION TO DISMISS FILED: 9/27/2016**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Catherine Mireles — Represented By Steven A Alpert

Trustee(s):

Nancy K Curry (TR) — Pro Se

1:30 PM
2:10-60960 Blanca Carrillo **Chapter 13**

#5.00 Trustee's Motion to Dismiss Case Due to a Material Default of a Plan Provision

Docket No: 86

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Blanca Carrillo — Represented By Larry W Smith

Trustee(s):

Nancy K Curry (TR) — Pro Se

United States Bankruptcy Court
Central District of California
Los Angeles
Judge Julia Brand, Presiding
Courtroom 1375 Calendar

Wednesday, October 05, 2016 **Hearing Room 1375**

1:30 PM

2:11-10275 William Robert Atkinson and Adrienne Gibbes Atkinson **Chapter 13**

▪

#6.00 Trustee's Motion to Dismiss Case Due to a Material Default of a Plan Provision

Docket No: 87

***** VACATED *** REASON: VOLUNTARY DISMISSAL OF MOTION FILED 8/18/16**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

William Robert Atkinson — Represented By Stanley D Bowman

Joint Debtor(s):

Adrienne Gibbes Atkinson — Represented By Stanley D Bowman

Trustee(s):

Nancy K Curry (TR) — Pro Se

United States Bankruptcy Court
Central District of California
Los Angeles
Judge Julia Brand, Presiding
Courtroom 1375 Calendar

Wednesday, October 05, 2016 **Hearing Room 1375**

1:30 PM

2:11-10716 Joseph Lawrence Delgado and Rena Hinojosa Delgado **Chapter 13**

▪

#7.00 Trustee's Motion to Dismiss Case Due to a Material Default of a Plan Provision

Docket No: 103

***** VACATED *** REASON: VOLUNTARY DISMISSAL OF MOTION FILED 8/12/16**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Joseph Lawrence Delgado — Represented By Jeffrey C Jackson

Joint Debtor(s):

Rena Hinojosa Delgado — Represented By Jeffrey C Jackson

Trustee(s):

Nancy K Curry (TR) — Pro Se

United States Bankruptcy Court
Central District of California
Los Angeles
Judge Julia Brand, Presiding
Courtroom 1375 Calendar

Wednesday, October 05, 2016 **Hearing Room 1375**

1:30 PM
2:11-11373 Michael On Su **Chapter 13**

#8.00 Trustee's Motion to Dismiss Case Due to a Material Default of a Plan Provision

Docket No: 66
***** VACATED *** REASON: VOLUNTARY DISMISSAL OF MOTION FILED 9/28/16**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Michael On Su — Represented By Michael Jay Berger

Trustee(s):

Nancy K Curry (TR) — Pro Se

1:30 PM

2:11-13583 Christina M Dragony **Chapter 13**

#9.00 Trustee's Motion to Dismiss Case Due to a Material Default of a Plan Provision

Docket No: 46

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Christina M Dragony — Represented By Douglas A Crowder

Trustee(s):

Nancy K Curry (TR) — Pro Se

United States Bankruptcy Court
Central District of California
Los Angeles
Judge Julia Brand, Presiding
Courtroom 1375 Calendar

Wednesday, October 05, 2016 **Hearing Room 1375**

1:30 PM

2:11-13706 John Carl Akers and Alexandria Irene Akers **Chapter 13**

▪

#10.00 Trustee's Motion to Dismiss Case Due to a Material Default of a Plan Provision

Docket No: 49

***** VACATED *** REASON: TRUSTEE'S VOLUNTARY DISMISSAL OF MOTION TO DISMISS FILED: 9/27/2016**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

John Carl Akers — Represented By Andrew Edward Smyth

Joint Debtor(s):

Alexandria Irene Akers — Represented By Andrew Edward Smyth

Trustee(s):

Nancy K Curry (TR) — Pro Se

1:30 PM

2:11-18013 Juan Villalpando and Maria Villalpando **Chapter 13**

▪

#11.00 Trustee's Motion to Dismiss Case Due to a Material Default of a Plan Provision

Docket No: 93

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Juan Villalpando — Represented By Leonard Pena

Joint Debtor(s):

Maria Villalpando — Represented By Leonard Pena

Trustee(s):

Nancy K Curry (TR) — Represented By Nancy K Curry (TR)

United States Bankruptcy Court
Central District of California
Los Angeles
Judge Julia Brand, Presiding
Courtroom 1375 Calendar

Wednesday, October 05, 2016 **Hearing Room 1375**

1:30 PM

2:11-19132 Geronimo Laforteza Parayno and Renie Carnate Parayno **Chapter 13**

#12.00 Trustee's Motion to Dismiss Case Due to a Material Default of a Plan Provision

Docket No: 86

***** VACATED *** REASON: VOLUNTARY DISMISSAL OF MOTION FILED 9/27/16**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Geronimo Laforteza Parayno — Represented By Jaime G Monteclaro

Joint Debtor(s):

Renie Carnate Parayno — Represented By Jaime G Monteclaro

Trustee(s):

Nancy K Curry (TR) — Pro Se

United States Bankruptcy Court
Central District of California
Los Angeles
Judge Julia Brand, Presiding
Courtroom 1375 Calendar

Wednesday, October 05, 2016 **Hearing Room 1375**

1:30 PM

2:11-23937 Victor Hugo Viera and Yesenia Viera **Chapter 13**

#13.00 Trustee's Motion to Dismiss Case Due to a Material Default of a Plan Provision

Docket No: 56

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Victor Hugo Viera — Represented By
John D Sarai
Rabin J Pournazarian

Joint Debtor(s):

Yesenia Viera — Represented By
John D Sarai
Rabin J Pournazarian

Trustee(s):

Nancy K Curry (TR) — Pro Se

United States Bankruptcy Court
Central District of California
Los Angeles
Judge Julia Brand, Presiding
Courtroom 1375 Calendar

Wednesday, October 05, 2016 **Hearing Room 1375**

1:30 PM

2:11-24998 Tina Louise Sullivan **Chapter 13**

#14.00 Trustee's Motion to Dismiss Case Due to a Material Default of a Plan Provision

Docket No: 32

***** VACATED *** REASON: TRUSTEE'S VOLUNTARY DISMISSAL OF MOTION TO DISMISS FILED: 9/27/2016**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Tina Louise Sullivan	Represented By Peter M Lively

Trustee(s):

Nancy K Curry (TR)	Pro Se

1:30 PM

2:11-25065 Carlos Madrid **Chapter 13**

#15.00 Trustee's Motion to Dismiss Case Due to a Material Default of a Plan Provision

Docket No: 33

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Carlos Madrid — Represented By Matthew D Resnik

Trustee(s):

Nancy K Curry (TR) — Pro Se

United States Bankruptcy Court
Central District of California
Los Angeles
Judge Julia Brand, Presiding
Courtroom 1375 Calendar

Wednesday, October 05, 2016 **Hearing Room 1375**

1:30 PM

2:11-27538 Mark Anthony Ramos and Sylvia Nunez Ramos **Chapter 13**

▪

#16.00 Trustee's Motion to Dismiss Case Due to a Material Default of a Plan Provision

Docket No: 59

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Mark Anthony Ramos — Represented By David Lozano

Joint Debtor(s):

Sylvia Nunez Ramos — Represented By David Lozano

Trustee(s):

Nancy K Curry (TR) — Represented By Nancy K Curry (TR)

United States Bankruptcy Court
Central District of California
Los Angeles
Judge Julia Brand, Presiding
Courtroom 1375 Calendar

Wednesday, October 05, 2016 **Hearing Room 1375**

1:30 PM

2:11-47371 Salvador Garcia and Maria Vasquez **Chapter 13**

#17.00 Trustee's Motion to Dismiss Case Because of Delinquent Plan Payments

Docket No: 56

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Salvador Garcia — Represented By Rebecca Tomilowitz

Joint Debtor(s):

Maria Vasquez — Represented By Rebecca Tomilowitz

Trustee(s):

Nancy K Curry (TR) — Pro Se

United States Bankruptcy Court
Central District of California
Los Angeles
Judge Julia Brand, Presiding
Courtroom 1375 Calendar

Wednesday, October 05, 2016 **Hearing Room 1375**

1:30 PM

2:11-54971 Gilbert Straughan and Ana Straughan **Chapter 13**

#18.00 Trustee's Motion to Dismiss Case Because of Delinquent Plan Payments

Docket No: 67

***** VACATED *** REASON: VOLUNTARY DISMISSAL OF MOTION FILED 9/27/16**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Gilbert Straughan — Represented By George J Paukert

Joint Debtor(s):

Ana Straughan — Represented By George J Paukert

Trustee(s):

Nancy K Curry (TR) — Represented By Nancy K Curry (TR)

United States Bankruptcy Court
Central District of California
Los Angeles
Judge Julia Brand, Presiding
Courtroom 1375 Calendar

Wednesday, October 05, 2016 **Hearing Room 1375**

1:30 PM

2:11-59126 Robert Dorado **Chapter 13**

#19.00 Trustee's Motion to Dismiss Case Because of Delinquent Plan Payments

Docket No: 72

***** VACATED *** REASON: Voluntary Dismissal of Motion filed: 9/27/2016**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Robert Dorado — Represented By Caroline S Kim

Trustee(s):

Nancy K Curry (TR) — Pro Se

United States Bankruptcy Court
Central District of California
Los Angeles
Judge Julia Brand, Presiding
Courtroom 1375 Calendar

Wednesday, October 05, 2016 **Hearing Room 1375**

1:30 PM

2:12-21674 Lawrence L. Duran, Jr. and Victoria A. Duran **Chapter 13**

▪

#20.00 Trustee's Motion to Dismiss Case Because of Delinquent Plan Payments

Docket No: 73

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Lawrence L. Duran Jr. Represented By Matthew D Resnik

Joint Debtor(s):

Victoria A. Duran Represented By Matthew D Resnik

Trustee(s):

Nancy K Curry (TR) Pro Se

United States Bankruptcy Court
Central District of California
Los Angeles
Judge Julia Brand, Presiding
Courtroom 1375 Calendar

Wednesday, October 05, 2016 **Hearing Room 1375**

1:30 PM

2:12-22828 Maria Elena Torres Ajero **Chapter 13**

#21.00 Trustee's Motion to Dismiss Case Due to a Material Default of a Plan Provision

Docket No: 47

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Maria Elena Torres Ajero — Represented By Paul M Allen

Trustee(s):

Nancy K Curry (TR) — Pro Se

United States Bankruptcy Court
Central District of California
Los Angeles
Judge Julia Brand, Presiding
Courtroom 1375 Calendar

Wednesday, October 05, 2016 **Hearing Room 1375**

1:30 PM

2:12-25620 Oscar Eduardo Carmona and Evey Ibeth Carmona **Chapter 13**

▪

#22.00 Trustee's Motion to Dismiss Case Because of Delinquent Plan Payments

Docket No: 119

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Oscar Eduardo Carmona — Represented By Nicholas W Gebelt

Joint Debtor(s):

Evey Ibeth Carmona — Represented By Nicholas W Gebelt

Trustee(s):

Nancy K Curry (TR) — Pro Se

United States Bankruptcy Court
Central District of California
Los Angeles
Judge Julia Brand, Presiding
Courtroom 1375 Calendar

Wednesday, October 05, 2016 **Hearing Room 1375**

1:30 PM

2:12-28803 Lord Oliva and Trinidad Oliva **Chapter 13**

#23.00 Trustee's Motion to Dismiss Case Due to a Material Default of a Plan Provision

Docket No: 44

***** VACATED *** REASON: VOLUNTARY DISMISSAL OF MOTION FILED 7/11/16**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Lord Oliva — Represented By Tyson Takeuchi

Joint Debtor(s):

Trinidad Oliva — Represented By Tyson Takeuchi

Trustee(s):

Nancy K Curry (TR) — Pro Se

United States Bankruptcy Court
Central District of California
Los Angeles
Judge Julia Brand, Presiding
Courtroom 1375 Calendar

Wednesday, October 05, 2016 **Hearing Room 1375**

1:30 PM

2:12-48038 Monique Marie Payne **Chapter 13**

#24.00 Trustee's Motion to Dismiss Case Because of Delinquent Plan Payments

Docket No: 32

***** VACATED *** REASON: VOLUNTARY DISMISSAL OF MOTION FILED 9/27/16**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Monique Marie Payne — Represented By Michael Jay Berger

Trustee(s):

Nancy K Curry (TR) — Pro Se

1:30 PM
2:13-19289 Nathaniel Lee Brown **Chapter 13**

#25.00 Trustee's Motion to Dismiss Case Due to a Material Default of a Plan Provision

Docket No: 39
***** VACATED *** REASON: VOLUNTARY DISMISSAL OF MOTION FILED 9/26/16**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Nathaniel Lee Brown — Represented By Brad Weil

Trustee(s):

Nancy K Curry (TR) — Pro Se

United States Bankruptcy Court
Central District of California
Los Angeles
Judge Julia Brand, Presiding
Courtroom 1375 Calendar

Wednesday, October 05, 2016 **Hearing Room 1375**

1:30 PM

2:13-19492 Jose Luis Covarrubias **Chapter 13**

#26.00 Trustee's Motion to Dismiss Case Due to a Material Default of a Plan Provision

Docket No: 44

***** VACATED *** REASON: VOLUNTARY DISMISSAL OF MOTION FILED 9/27/16**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Jose Luis Covarrubias — Represented By Christopher J Langley

Trustee(s):

Nancy K Curry (TR) — Pro Se

United States Bankruptcy Court
Central District of California
Los Angeles
Judge Julia Brand, Presiding
Courtroom 1375 Calendar

Wednesday, October 05, 2016 **Hearing Room 1375**

1:30 PM

2:13-31284 Nunzio D'amico and Maria Rosa D'amico **Chapter 13**

#27.00 Trustee's Motion to Dismiss Case Because of Delinquent Plan Payments

Docket No: 64

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Nunzio D'amico — Represented By
Stephen R Wade
W. Derek May

Joint Debtor(s):

Maria Rosa D'amico — Represented By
Stephen R Wade
W. Derek May

Trustee(s):

Nancy K Curry (TR) — Pro Se

1:30 PM

2:13-37724 Lynette Marie Baker **Chapter 13**

#28.00 Trustee's Motion to Dismiss Case Because of Delinquent Plan Payments

Docket No: 42

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Lynette Marie Baker — Represented By Axel H Richter

Trustee(s):

Nancy K Curry (TR) — Pro Se

United States Bankruptcy Court
Central District of California
Los Angeles
Judge Julia Brand, Presiding
Courtroom 1375 Calendar

Wednesday, October 05, 2016 **Hearing Room 1375**

1:30 PM
2:13-39988 Saul K Miller **Chapter 13**

#29.00 Trustee's Motion to Dismiss Case Due to a Material Default of a Plan Provision

Docket No: 50
***** VACATED *** REASON: VOLUNTARY DISMISSAL OF MOTION FILED 6/15/16**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Saul K Miller — Represented By Madhu Kalra

Trustee(s):

Nancy K Curry (TR) — Pro Se

United States Bankruptcy Court
Central District of California
Los Angeles
Judge Julia Brand, Presiding
Courtroom 1375 Calendar

Wednesday, October 05, 2016 **Hearing Room 1375**

1:30 PM
2:14-24327 Neil Ray Loden **Chapter 13**

#30.00 Trustee's Motion to Dismiss Chapter 13 Case Due to a Material Default of a Plan Provision (Tax Returns/Tax Refunds)

Docket No: 42
***** VACATED *** REASON: VOLUNTARY DISMISSAL OF MOTION FILED 9/21/16**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Neil Ray Loden — Represented By Steven A Alpert

Trustee(s):

Nancy K Curry (TR) — Pro Se

United States Bankruptcy Court
Central District of California
Los Angeles
Judge Julia Brand, Presiding
Courtroom 1375 Calendar

Wednesday, October 05, 2016 **Hearing Room 1375**

1:30 PM
2:14-27439 Karla Evelia Sandoval **Chapter 13**

#31.00 Trustee's Motion to Dismiss Case Because of Delinquent Plan Payments

Docket No: 55

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Karla Evelia Sandoval — Represented By Barry E Borowitz

Trustee(s):

Nancy K Curry (TR) — Pro Se

United States Bankruptcy Court
Central District of California
Los Angeles
Judge Julia Brand, Presiding
Courtroom 1375 Calendar

Wednesday, October 05, 2016 **Hearing Room 1375**

1:30 PM

2:14-31292 Javier Garcia and Deanna Garcia **Chapter 13**

▪

#32.00 Trustee's Motion to Dismiss Case Because of Delinquent Plan Payments

Docket No: 26

***** VACATED *** REASON: TRUSTEE'S VOLUNTARY DISMISSAL OF MOTION TO DISMISS FILED: 9/27/2016**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Javier Garcia — Represented By Brad Weil

Joint Debtor(s):

Deanna Garcia — Represented By Brad Weil

Trustee(s):

Nancy K Curry (TR) — Pro Se

United States Bankruptcy Court
Central District of California
Los Angeles
Judge Julia Brand, Presiding
Courtroom 1375 Calendar

Wednesday, October 05, 2016 **Hearing Room 1375**

1:30 PM

2:15-15759 Renee Antoinette Gunter **Chapter 13**

#33.00 Trustee's Motion to Dismiss Case Because of Delinquent Plan Payments

Docket No: 35

***** VACATED *** REASON: VOLUNTARY DISMISSAL OF MOTION FILED 9/26/16**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Renee Antoinette Gunter — Represented By Arsen Pogosov

Trustee(s):

Nancy K Curry (TR) — Pro Se

1:30 PM
2:15-21968 William David Campbell **Chapter 13**

#34.00 Trustee's Motion to Dismiss Case Because All Required Regular Monthly Plan Payments Have Not Been Received

Docket No: 27

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

William David Campbell — Represented By Nicholas M Wajda

Trustee(s):

Nancy K Curry (TR) — Pro Se

1:30 PM

2:15-26868 Gertrude E. Williamson **Chapter 13**

#35.00 Trustee's Motion to Dismiss Case Because of Delinquent Plan Payments

Docket No: 30

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Gertrude E. Williamson — Represented By Axel H Richter

Trustee(s):

Nancy K Curry (TR) — Pro Se

United States Bankruptcy Court
Central District of California
Los Angeles
Judge Julia Brand, Presiding
Courtroom 1375 Calendar

Wednesday, October 05, 2016 **Hearing Room 1375**

1:30 PM
2:12-34009 Stephen Cohen **Chapter 13**

#36.00 Motion to modify plan or suspend plan payments

fr. 6-8-16; 8-10-16

Docket No: 43

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Stephen Cohen — Represented By
Matthew D Resnik
S Renee Sawyer Blume

Trustee(s):

Nancy K Curry (TR) — Pro Se

United States Bankruptcy Court
Central District of California
Los Angeles
Judge Julia Brand, Presiding
Courtroom 1375 Calendar

Wednesday, October 05, 2016 **Hearing Room 1375**

1:30 PM

2:13-34684 Michael Boykins and Tamara McGruder **Chapter 13**

▪

#37.00 Motion to modify plan or suspend plan payments

Docket No: 40

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Michael Boykins	Represented By Clifford Bordeaux Clifford Bordeaux

Joint Debtor(s):

Tamara McGruder	Represented By Clifford Bordeaux Clifford Bordeaux

Trustee(s):

Nancy K Curry (TR)	Pro Se

1:30 PM
2:12-28630 Luis A Gonzalez **Chapter 13**

#38.00 Chapter 13 Trustee's Notice of Intent to File Trustee's Final Report and Account, Obtain Discharge of Debtor and Close Case

Docket No: 42

Tentative Ruling:

None.

Party Information

Debtor(s):

Luis A Gonzalez	Represented By Sam Benevento Sam Benevento

Movant(s):

Nancy K Curry (TR)	Pro Se

Trustee(s):

Nancy K Curry (TR)	Pro Se

United States Bankruptcy Court
Central District of California
Los Angeles
Judge Julia Brand, Presiding
Courtroom 1375 Calendar

Wednesday, October 05, 2016 **Hearing Room 1375**

1:30 PM
2:16-13840 Cheyenne Wilbur and Betsy Ferguson Wilbur **Chapter 13**

#39.00 Motion to Reconsider Minute Order of the Court Dismissing Case

Docket No: 32

Tentative Ruling:

No opposition having been filed, and good cause presented, the motion is GRANTED. The order dismissing the debtors' bankruptcy case entered by the Court on August 29, 2016 is vacated. The automatic stay is reinstated as of the entry of the order granting the motion. Any actions taken by any creditors of the estate between the August 29, 2016 entry of the order dismissing the debtors' Chapter 13 case and the date of entry of the order granting the motion shall not be affected by reinstatement of this bankruptcy case. This language must be included in the order. Pursuant to LBR 9021-1(b)(1)(B), debtors must lodge a proposed order via LOU within 7 days of the hearing. **Appearances waived.**

Party Information

Debtor(s):

Cheyenne Wilbur — Represented By Roland H Kedikian

Joint Debtor(s):

Betsy Ferguson Wilbur — Represented By Roland H Kedikian

Trustee(s):

Nancy K Curry (TR) — Pro Se

1:30 PM
2:16-18468 Rosa Rivas **Chapter 13**

#40.00 Motion to avoid junior lien on principal residence with Green Point Mortgage Funding, Inc.

Docket No: 25

Tentative Ruling:

None.

Final Ruling:

This motion has been set for hearing on the notice required by LBR 4001(c)(1) and LBR 9013-1(d)(2). The failure of any party in interest to file written opposition at least 14 days prior to the hearing as required by LBR 9013-1(f) is considered as consent to the granting of the motion. LBR 90913-1(h). Cf. Ghazali v. Moran, 46 F.3d 52, 53 (9th Cir. 1995). Further, because the court is granting the relief requested by the moving party and for which a *prima facie* case has been established, an actual hearing is not necessary. See Boone v. Burk (In re Eliapo), 468 F.3d 592, 602 (9th Cir. 2006). Their defaults are entered and the matter will be resolved without oral argument. LBR 9013-1(j)(3). **No appearance is allowed.**

Debtor seeks to value debtor's residence at a fair market value of $410,000.00 as of June 25, 2016. The subject property is encumbered by a first deed of trust lien held by Ocwen Loan Servicing, LLC, securing a loan with a balance as of the petition date of approximately $491,521.34 and a second deed of trust held by Real Time Resolutions, Inc., securing a loan with a balance as of the petition date of approximately $93,713.60. The valuation motion is supported by evidence as to the value of the subject property. The content of the notice meets the due process requirement that it be "reasonably calculated, under all of the circumstances, to apprise interested parties of the pendency of the action and to afford them the opportunity to present their objections." Mullane v. Central Hanover Bank & Trust Co., 339 U.S. 306, 314 (1950). No opposition was filed. Therefore, Real Time Resolutions, Inc.'s claim secured by a junior deed of trust lien is completely under-collateralized.

1:30 PM
CONT... **Rosa Rivas** **Chapter 13**

The debtor's motion is GRANTED. The claim of the junior lienholder is to be treated as an unsecured claim and to be paid through the plan pro rata with all other unsecured claims. The beneficiary of the trust deed encumbered by the junior lien will retain its lien against the subject property to the extent recognized by applicable nonbankruptcy law unless and until the debtor fully performs under the chapter 13 plan or the debtor receives a discharge pursuant to 11 U.S.C. § 1328. Upon the completion of all payments under the chapter 13 plan or upon entry of a discharge pursuant to 11 U.S.C. § 1328 in this case, the junior lien arising from the deed of trust against the subject property will be void and will not constitute an encumbrance on the subject property.

Pursuant to LBR 9021-1(b)(1)(B), debtor must lodge a proposed order via LOU within 7 days of the hearing.

Party Information

Debtor(s):

Rosa Rivas	Represented By Rebecca Tomilowitz Rebecca Tomilowitz

Trustee(s):

Nancy K Curry (TR)	Pro Se