

**United States Bankruptcy Court
Central District of California
Riverside
Judge Wayne Johnson, Presiding
Courtroom 304 Calendar**

Thursday, January 16, 2020

Hearing Room 304

8:30 AM

6:19-18122 Rachel Moreno

Chapter 7

#1.00 Hrg re reaffirmation agreement filed 12-20-19 between Debtor and Ally Bank in the amount of \$14,425.92

RE: 2013 Lexis

Docket 11

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Rachel Moreno

Represented By
Terrence Fantauzzi
Donna Belliveau

Trustee(s):

Lynda T. Bui (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Riverside
Judge Wayne Johnson, Presiding
Courtroom 304 Calendar**

Thursday, January 16, 2020

Hearing Room 304

8:30 AM

6:19-18667 Elvira Banuelos

Chapter 7

#2.00 Hrg re reaffirmation agreement filed 11-27-19 between Debtor and American Honda Finance Corp

RE: 2017 Honda Accord

Docket 10

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Elvira Banuelos

Represented By
Michael E Clark

Trustee(s):

Arturo Cisneros (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Riverside
Judge Wayne Johnson, Presiding
Courtroom 304 Calendar**

Thursday, January 16, 2020

Hearing Room 304

8:30 AM

6:19-19271 Johnny Joice

Chapter 7

#3.00 Hrg re reaffirmation agreement filed 11-25-19 between Debtor and Hyundai Motor Finance in the amount of \$18,082.53

RE: 2017 Hyundai Sonata

Docket 26

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Johnny Joice

Represented By
Brad Weil

Trustee(s):

Charles W Daff (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Riverside
Judge Wayne Johnson, Presiding
Courtroom 304 Calendar**

Thursday, January 16, 2020

Hearing Room 304

8:30 AM

6:19-19663 Mike Ralph Hintz

Chapter 7

#4.00 Hrg re reaffirmation agreement filed 12-13-19 between Debtor and Bank of America, N.A. in the amount of \$10,009.59

RE: 2014 Honda Civic Sedan #7981

Docket 9

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Mike Ralph Hintz

Pro Se

Trustee(s):

Robert Whitmore (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Riverside
Judge Wayne Johnson, Presiding
Courtroom 304 Calendar**

Thursday, January 16, 2020

Hearing Room 304

10:00 AM

6:19-13954 Sedrick Celestin

Chapter 7

#5.00 Motion for relief from stay

THE BANK OF NEW YORK MELLON VS DEBTOR

Property: 4007 Suzie Circle, Corona, CA, 92881
[Real Prop] Dane Exnowski, attorney/movant

Docket 33

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Sedrick Celestin

Pro Se

Trustee(s):

Howard B Grobstein (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Riverside
Judge Wayne Johnson, Presiding
Courtroom 304 Calendar**

Thursday, January 16, 2020

Hearing Room 304

10:00 AM

6:19-18701 Jason Wayne Branham and Davison Kai Vang

Chapter 7

#6.00 Motion for relief from stay

FIRST INVESTORS FINANCIAL SERVICES VS DEBTORS

Property: 2016 Toyota Corolla
[Personal Prop] Sheryl lth, attorney/movant

Docket 10

Tentative Ruling:

1/16/2020:

None.

Final Ruling. This motion for relief from the automatic stay has been set for hearing on regular notice pursuant to Rule 9013-1(d)(2) of the Local Bankruptcy Rules. Pursuant to Rule 9013-1(h), the failure of the trustee, the debtor and other parties in interest to file written opposition at least fourteen days prior to the hearing is construed as consent to the granting of the motion. *Cf. Ghazali v. Moran*, 46 F.3d 52, 53 (9th Cir. 1995). Furthermore, 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). Parties who have been properly served with the motion are considered in default and, as a consequence, the matter will be resolved without oral argument. *See* Rule 9013-1(j)(3). **No appearance is necessary.**

For the reasons set forth in the motion, the Court hereby finds that sufficient grounds exist to grant the motion pursuant to 11 U.S.C. §§ 362(d)(1) and 362(d)(2) with the following relief:

(1) Termination of the stay to allow movant (and any successors or assigns) to proceed under applicable non-bankruptcy law to enforce its remedies to obtain possession of the property, foreclose its lien upon the property and to sell the property.

**United States Bankruptcy Court
Central District of California
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Judge Wayne Johnson, Presiding
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Thursday, January 16, 2020

Hearing Room 304

10:00 AM

CONT... Jason Wayne Branham and Davison Kai Vang

Chapter 7

(2) Waiver of the 14-day stay prescribed by Bankruptcy Rule 4001(a)(3).

Counsel for the moving party shall prepare and upload a proposed order after the date and time of the hearing but no later than seven days thereafter. *See* LBR 9021-1(b)(1)(B) (stating that proposed orders shall be submitted "within 7 days" of the hearing but "must not be lodged prior to the hearing . . .").

Party Information

Debtor(s):

Jason Wayne Branham

Represented By
Ethan Kiwhan Chin

Joint Debtor(s):

Davison Kai Vang

Represented By
Ethan Kiwhan Chin

Trustee(s):

Arturo Cisneros (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Riverside
Judge Wayne Johnson, Presiding
Courtroom 304 Calendar**

Thursday, January 16, 2020

Hearing Room 304

10:00 AM

6:19-19179 Erika Baringer

Chapter 7

#7.00 Motion for relief from stay

FIRST INVESTORS FINANCIAL VS DEBTOR

Property: 2018 Toyota Tacona
[Personal Prop] Sheryl lth, attorney/movant

Docket 12

Tentative Ruling:

1/16/2020:

None.

Final Ruling. This motion for relief from the automatic stay has been set for hearing on regular notice pursuant to Rule 9013-1(d)(2) of the Local Bankruptcy Rules. Pursuant to Rule 9013-1(h), the failure of the trustee, the debtor and other parties in interest to file written opposition at least fourteen days prior to the hearing is construed as consent to the granting of the motion. *Cf. Ghazali v. Moran*, 46 F.3d 52, 53 (9th Cir. 1995). Furthermore, 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). Parties who have been properly served with the motion are considered in default and, as a consequence, the matter will be resolved without oral argument. *See* Rule 9013-1(j)(3). **No appearance is necessary.**

For the reasons set forth in the motion, the Court hereby finds that sufficient grounds exist to grant the motion pursuant to 11 U.S.C. §§ 362(d)(1) and 362(d)(2) with the following relief:

(1) Termination of the stay to allow movant (and any successors or assigns) to proceed under applicable non-bankruptcy law to enforce its remedies to obtain possession of the property, foreclose its lien upon the property and to sell the property.

**United States Bankruptcy Court
Central District of California
Riverside
Judge Wayne Johnson, Presiding
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Thursday, January 16, 2020

Hearing Room 304

10:00 AM

CONT... Erika Baringer

Chapter 7

(2) Waiver of the 14-day stay prescribed by Bankruptcy Rule 4001(a)(3).

Counsel for the moving party shall prepare and upload a proposed order after the date and time of the hearing but no later than seven days thereafter. *See* LBR 9021-1(b)(1)(B) (stating that proposed orders shall be submitted "within 7 days" of the hearing but "must not be lodged prior to the hearing . . .").

Party Information

Debtor(s):

Erika Baringer

Represented By
Edward T Weber

Trustee(s):

Robert Whitmore (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Riverside
Judge Wayne Johnson, Presiding
Courtroom 304 Calendar**

Thursday, January 16, 2020

Hearing Room 304

10:00 AM

6:19-19979 **Elliemay Bautista Budano**

Chapter 7

#8.00 Motion for relief from stay

YINGJIU DURAN VS DEBTOR

PROPERTY: 13245 Catalpa St., Rancho Cucamonga, CA 91738
[UD] Luke Daniels, attorney/movant

Docket 14

Tentative Ruling:

1/16/2020:

None.

Final Ruling. This motion for relief from the automatic stay has been set for hearing on regular notice pursuant to Rule 9013-1(d)(2) of the Local Bankruptcy Rules. Pursuant to Rule 9013-1(h), the failure of the trustee, the debtor and other parties in interest to file written opposition at least fourteen days prior to the hearing is construed as consent to the granting of the motion. *Cf. Ghazali v. Moran*, 46 F.3d 52, 53 (9th Cir. 1995). Furthermore, 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). Parties who have been properly served with the motion are considered in default and, as a consequence, the matter will be resolved without oral argument. *See* Rule 9013-1(j)(3). **No appearance is necessary.**

The motion requests relief from the automatic stay to complete an eviction. Using a bankruptcy case to delay an eviction is not appropriate. *See, e.g., In re Smith*, 105 B.R. 50, 53 & 55 (Bankr. C.D. Cal. 1989) (describing cases filed to delay an eviction as “abusive” and designed to “delay improperly the landlord from obtaining possession of his property.”). Accordingly, for this reason and the reasons set forth in the motion, the Court hereby finds that sufficient grounds exist to grant the motion pursuant to 11 U.S.C. §§ 362(d)(1) and 362(d)(2) with the following relief:

**United States Bankruptcy Court
Central District of California
Riverside
Judge Wayne Johnson, Presiding
Courtroom 304 Calendar**

Thursday, January 16, 2020

Hearing Room 304

10:00 AM

CONT... Elliemay Bautista Budano

Chapter 7

(1) Termination of the stay to allow movant (and any successors or assigns) to proceed under applicable non-bankruptcy law to enforce its remedies to obtain possession of the property.

(2) Waiver of the 14-day stay prescribed by Bankruptcy Rule 4001(a)(3).

Pursuant to the request in the motion, the Court also hereby grants the relief set forth in paragraphs 7(b), 9(b), and 11 on page 5 of the motion.

Counsel for the moving party shall prepare and upload a proposed order after the date and time of the hearing but no later than seven days thereafter. *See* LBR 9021-1(b)(1)(B) (stating that proposed orders shall be submitted "within 7 days" of the hearing but "must not be lodged prior to the hearing . . .").

Party Information

Debtor(s):

Elliemay Bautista Budano	Pro Se
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Trustee(s):

Lynda T. Bui (TR)	Pro Se
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**United States Bankruptcy Court
Central District of California
Riverside
Judge Wayne Johnson, Presiding
Courtroom 304 Calendar**

Thursday, January 16, 2020

Hearing Room 304

10:00 AM

6:19-19996 Thomas Harvey Schlack

Chapter 7

#9.00 Motion for relief from stay

FORD MOTOR CREDIT VS DEBTOR

Property: 2016 Ford F-150
[Personal Prop] Sheryl lth, attorney/movant

Docket 11

Tentative Ruling:

1/16/2020:

None.

Final Ruling. This motion for relief from the automatic stay has been set for hearing on regular notice pursuant to Rule 9013-1(d)(2) of the Local Bankruptcy Rules. Pursuant to Rule 9013-1(h), the failure of the trustee, the debtor and other parties in interest to file written opposition at least fourteen days prior to the hearing is construed as consent to the granting of the motion. *Cf. Ghazali v. Moran*, 46 F.3d 52, 53 (9th Cir. 1995). Furthermore, 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). Parties who have been properly served with the motion are considered in default and, as a consequence, the matter will be resolved without oral argument. *See* Rule 9013-1(j)(3). **No appearance is necessary.**

For the reasons set forth in the motion, the Court hereby finds that sufficient grounds exist to grant the motion pursuant to 11 U.S.C. §§ 362(d)(1) and 362(d)(2) with the following relief:

(1) Termination of the stay to allow movant (and any successors or assigns) to proceed under applicable non-bankruptcy law to enforce its remedies to obtain possession of the property, foreclose its lien upon the property and to sell the property.

**United States Bankruptcy Court
Central District of California
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Hearing Room 304

10:00 AM

CONT... Thomas Harvey Schlack

Chapter 7

(2) Waiver of the 14-day stay prescribed by Bankruptcy Rule 4001(a)(3).

Counsel for the moving party shall prepare and upload a proposed order after the date and time of the hearing but no later than seven days thereafter. *See* LBR 9021-1(b)(1)(B) (stating that proposed orders shall be submitted "within 7 days" of the hearing but "must not be lodged prior to the hearing . . .").

Party Information

Debtor(s):

Thomas Harvey Schlack

Represented By
Daniel King

Trustee(s):

Karl T Anderson (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Riverside
Judge Wayne Johnson, Presiding
Courtroom 304 Calendar**

Thursday, January 16, 2020

Hearing Room 304

10:00 AM

6:19-20673 Paul Voce

Chapter 7

#10.00 Motion for relief from stay

GOLDEN 1 CREDIT UNION VS DEBTOR

Property: 2017 Ford F250
[Personal Prop] Rebecca Wicks, attorney/movant

Docket 8

Tentative Ruling:

1/16/2020:

None.

Final Ruling. This motion for relief from the automatic stay has been set for hearing on regular notice pursuant to Rule 9013-1(d)(2) of the Local Bankruptcy Rules. Pursuant to Rule 9013-1(h), the failure of the trustee, the debtor and other parties in interest to file written opposition at least fourteen days prior to the hearing is construed as consent to the granting of the motion. *Cf. Ghazali v. Moran*, 46 F.3d 52, 53 (9th Cir. 1995). Furthermore, 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). Parties who have been properly served with the motion are considered in default and, as a consequence, the matter will be resolved without oral argument. *See* Rule 9013-1(j)(3). **No appearance is necessary.**

For the reasons set forth in the motion, the Court hereby finds that sufficient grounds exist to grant the motion pursuant to 11 U.S.C. §§ 362(d)(1) and 362(d)(2) with the following relief:

(1) Termination of the stay to allow movant (and any successors or assigns) to proceed under applicable non-bankruptcy law to enforce its remedies to obtain possession of the property, foreclose its lien upon the property and to sell the property.

**United States Bankruptcy Court
Central District of California
Riverside
Judge Wayne Johnson, Presiding
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Thursday, January 16, 2020

Hearing Room 304

10:00 AM

CONT... Paul Voce

Chapter 7

(2) Waiver of the 14-day stay prescribed by Bankruptcy Rule 4001(a)(3).

Counsel for the moving party shall prepare and upload a proposed order after the date and time of the hearing but no later than seven days thereafter. *See* LBR 9021-1(b)(1)(B) (stating that proposed orders shall be submitted "within 7 days" of the hearing but "must not be lodged prior to the hearing . . .").

Party Information

Debtor(s):

Paul Voce

Represented By
David L Nelson

Trustee(s):

Howard B Grobstein (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Riverside
Judge Wayne Johnson, Presiding
Courtroom 304 Calendar**

Thursday, January 16, 2020

Hearing Room 304

10:00 AM

6:19-20694 Renee Richie

Chapter 7

#11.00 Motion for relief from stay

CAB WEST VS DEBTOR

Property: 2017 Ford Edge
[Personal Prop] Sheryl Ith, attorney/movant

Docket 8

Tentative Ruling:

1/16/2020:

None.

Final Ruling. This motion for relief from the automatic stay has been set for hearing on regular notice pursuant to Rule 9013-1(d)(2) of the Local Bankruptcy Rules. Pursuant to Rule 9013-1(h), the failure of the trustee, the debtor and other parties in interest to file written opposition at least fourteen days prior to the hearing is construed as consent to the granting of the motion. *Cf. Ghazali v. Moran*, 46 F.3d 52, 53 (9th Cir. 1995). Furthermore, 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). Parties who have been properly served with the motion are considered in default and, as a consequence, the matter will be resolved without oral argument. *See* Rule 9013-1(j)(3). **No appearance is necessary.**

For the reasons set forth in the motion, the Court hereby finds that sufficient grounds exist to grant the motion pursuant to 11 U.S.C. §§ 362(d)(1) and 362(d)(2) with the following relief:

(1) Termination of the stay to allow movant (and any successors or assigns) to proceed under applicable non-bankruptcy law to enforce its remedies to obtain possession of the property, foreclose its lien upon the property and to sell the property.

**United States Bankruptcy Court
Central District of California
Riverside
Judge Wayne Johnson, Presiding
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Thursday, January 16, 2020

Hearing Room 304

10:00 AM

CONT...

Renee Richie

Chapter 7

(2) Waiver of the 14-day stay prescribed by Bankruptcy Rule 4001(a)(3).

Counsel for the moving party shall prepare and upload a proposed order after the date and time of the hearing but no later than seven days thereafter. *See* LBR 9021-1(b)(1)(B) (stating that proposed orders shall be submitted "within 7 days" of the hearing but "must not be lodged prior to the hearing . . .").

Party Information

Debtor(s):

Renee Richie

Represented By
Neil R Hedtke

Trustee(s):

Larry D Simons (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Riverside
Judge Wayne Johnson, Presiding
Courtroom 304 Calendar**

Thursday, January 16, 2020

Hearing Room 304

10:15 AM

6:19-21054 Jason Buenviaje

Chapter 13

#11.01 Hrg re status conference

Docket 1

***** VACATED *** REASON: CASE DISMISSED 1-9-20**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Jason Buenviaje

Pro Se

Trustee(s):

Rod Danielson (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Riverside
Judge Wayne Johnson, Presiding
Courtroom 304 Calendar**

Thursday, January 16, 2020

Hearing Room 304

10:15 AM

6:19-21082 Antonio Fuentefria

Chapter 13

#11.02 Hrg re status conference

Docket 1

***** VACATED *** REASON: CASE DISMISSED 1-13-20**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Antonio Fuentefria

Pro Se

Trustee(s):

Rod Danielson (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Riverside
Judge Wayne Johnson, Presiding
Courtroom 304 Calendar**

Thursday, January 16, 2020

Hearing Room 304

10:15 AM

6:19-21116 Lucia Casquera Fabian

Chapter 13

#11.03 Hrg re status conference

Docket 1

***** VACATED *** REASON: CASE DISMISSED 1-13-20**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Lucia Casquera Fabian

Pro Se

Trustee(s):

Rod Danielson (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Riverside
Judge Wayne Johnson, Presiding
Courtroom 304 Calendar**

Thursday, January 16, 2020

Hearing Room 304

10:15 AM

6:19-21128 Maria Fragroso

Chapter 13

#11.04 Hrg re status conference

Docket 1

***** VACATED *** REASON: CASE DISMISSED 1-15-20**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Maria Fragroso

Pro Se

Trustee(s):

Rod Danielson (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Riverside
Judge Wayne Johnson, Presiding
Courtroom 304 Calendar**

Thursday, January 16, 2020

Hearing Room 304

10:15 AM

6:19-21181 Rasha Hawara

Chapter 13

#11.05 Hrg re status conference

Docket 1

***** VACATED *** REASON: CASE DISMISSED 1-15-20**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Rasha Hawara

Pro Se

Trustee(s):

Rod Danielson (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Riverside
Judge Wayne Johnson, Presiding
Courtroom 304 Calendar**

Thursday, January 16, 2020

Hearing Room 304

10:15 AM

6:20-10073 Kelechi Thaddeus Opara

Chapter 13

#11.06 Hrg re status conference

Docket 0

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Kelechi Thaddeus Opara

Pro Se

Trustee(s):

Rod Danielson (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Riverside
Judge Wayne Johnson, Presiding
Courtroom 304 Calendar**

Thursday, January 16, 2020

Hearing Room 304

10:15 AM

6:20-10084 Donald Forsythe

Chapter 13

#11.07 Hrg re status conference

Docket 1

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Donald Forsythe

Pro Se

Trustee(s):

Rod Danielson (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Riverside
Judge Wayne Johnson, Presiding
Courtroom 304 Calendar**

Thursday, January 16, 2020

Hearing Room 304

10:15 AM

6:20-10141 Omar Rojas

Chapter 13

#11.08 Hrg re status conference

Docket 1

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Omar Rojas

Pro Se

Trustee(s):

Rod Danielson (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Riverside
Judge Wayne Johnson, Presiding
Courtroom 304 Calendar**

Thursday, January 16, 2020

Hearing Room 304

10:15 AM

6:20-10144 Enrique Ruiz, Sr

Chapter 13

#11.09 Hrg re status conference

Docket 1

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Enrique Ruiz Sr

Pro Se

Trustee(s):

Rod Danielson (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Riverside
Judge Wayne Johnson, Presiding
Courtroom 304 Calendar**

Thursday, January 16, 2020

Hearing Room 304

10:30 AM

6:14-17531 Daniel W. Balmes

Chapter 13

Adv#: 6:19-01145 Balmes et al v. JPMorgan Chase Bank, N.A.

#12.00 Status conference re: Compliant to avoid junior lien on debtors

[Property: 81743 Dalea Avenue, Indio, CA 92201]

FROM: 1-9-20

Docket 1

Tentative Ruling:

1/16/2020:

None.

Final Ruling. The Court has posted a ruling granting the motion for default judgment filed by the debtors [Calendar #17]. Accordingly, the status conference is unnecessary and hereby taken off calendar. **No appearance is necessary.**

Party Information

Debtor(s):

Daniel W. Balmes

Represented By
Jenny L Doling
Summer M Shaw

Defendant(s):

JPMorgan Chase Bank, N.A.

Pro Se

Joint Debtor(s):

Sylvia Z. Balmes

Represented By
Jenny L Doling

**United States Bankruptcy Court
Central District of California
Riverside
Judge Wayne Johnson, Presiding
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10:30 AM

CONT... Daniel W. Balmes

Summer M Shaw

Chapter 13

Plaintiff(s):

Daniel W. Balmes

Represented By
Jenny L Doling

Sylvia Z. Balmes

Represented By
Jenny L Doling

Trustee(s):

Rod Danielson (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Riverside
Judge Wayne Johnson, Presiding
Courtroom 304 Calendar**

Thursday, January 16, 2020

Hearing Room 304

10:30 AM

6:15-14995 Elizabeth N Belmontez

Chapter 13

Adv#: 6:19-01147 Belmontez v. CIT BANK, N.A. formerly known as ONEWEST BANK FSB

#13.00 Status conference re: Compliant to avoid junior lien on principal residence

Property: 3640 N. Mayfield Ave., San Bernardino, CA 92405

Docket 1

Tentative Ruling:

1/16/2020:

None.

Final Ruling. The Court has posted a ruling granting the motion for default judgment filed by the debtors [Calendar #18]. Accordingly, the status conference is unnecessary and hereby taken off calendar. **No appearance is necessary.**

Party Information

Debtor(s):

Elizabeth N Belmontez

Represented By
Manfred Schroer

Defendant(s):

CIT BANK, N.A. formerly known

Pro Se

Plaintiff(s):

Elizabeth N Belmontez

Represented By
Manfred Schroer

Trustee(s):

Rod Danielson (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Riverside
Judge Wayne Johnson, Presiding
Courtroom 304 Calendar**

Thursday, January 16, 2020

Hearing Room 304

10:30 AM

6:18-13630 Windsor Holdings, LLC

Chapter 7

Adv#: 6:19-01146 Howard B. Grobstein, Chapter 7 Trustee v. Williams et al

#14.00 Status conference re: Compliant for (1) Breach of contract; (2) Specific Performance; (3) Turnover; and (4) Disallowance of claims

Docket 1

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Windsor Holdings, LLC

Represented By
Thomas C Corcovelos

Defendant(s):

Larry Williams

Pro Se

New Grand Senior Living, LLC

Pro Se

Windsor Business Solutions, Ltd.

Pro Se

Plaintiff(s):

Howard B. Grobstein, Chapter 7

Represented By
Anthony A Friedman
Todd M Arnold
David B Golubchik

Trustee(s):

Howard B Grobstein (TR)

Represented By
Anthony A Friedman

**United States Bankruptcy Court
Central District of California
Riverside
Judge Wayne Johnson, Presiding
Courtroom 304 Calendar**

Thursday, January 16, 2020

Hearing Room 304

10:30 AM

6:19-16392 Ben W. Johnson, Jr.

Chapter 7

Adv#: 6:19-01142 SCHOOLSFIRST FEDERAL CREDIT UNION v. Johnson, Jr.

#15.00 Status conference re: Compliant to determine dischargeability of debt

FROM: 1-9-20

Docket 1

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Ben W. Johnson Jr.

Represented By
Patricia M Ashcraft - SUSPENDED BK -
Gregory Ashcraft

Defendant(s):

Ben W. Johnson Jr.

Pro Se

Joint Debtor(s):

Monica Gomez

Represented By
Patricia M Ashcraft - SUSPENDED BK -
Gregory Ashcraft

Plaintiff(s):

SCHOOLSFIRST FEDERAL

Represented By
Paul V Reza

Trustee(s):

Steven M Speier (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Riverside
Judge Wayne Johnson, Presiding
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Thursday, January 16, 2020

Hearing Room 304

10:30 AM

6:19-16968 Leon Richard Mays

Chapter 7

Adv#: 6:19-01150 Meng et al v. Mays et al

#16.00 Status conference re complaint to determine non dischargeability of debt

Docket 1

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Leon Richard Mays

Represented By
Edward T Weber

Defendant(s):

Leon Richard Mays

Pro Se

Darryl W Daniels

Pro Se

Joint Debtor(s):

Darryl W Daniels

Represented By
Edward T Weber

Plaintiff(s):

Richard Meng

Represented By
Christopher J Langley

Vivian Meng

Represented By
Christopher J Langley

Trustee(s):

Karl T Anderson (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Riverside
Judge Wayne Johnson, Presiding
Courtroom 304 Calendar**

Thursday, January 16, 2020

Hearing Room 304

1:30 PM

6:14-17531 Daniel W. Balmes

Chapter 13

Adv#: 6:19-01145 Balmes et al v. JPMorgan Chase Bank, N.A.

#17.00 Hrg re motion for default judgment

Docket 14

Tentative Ruling:

1/16/2020:

None.

Final Ruling. This motion has been set for hearing on regular notice pursuant to Rule 9013-1(d)(2) of the Local Bankruptcy Rules. Pursuant to Rule 9013-1(h), the failure of the trustee, the debtor and other parties in interest to file written opposition at least fourteen days prior to the hearing is construed as consent to the granting of the motion. *Cf. Ghazali v. Moran*, 46 F.3d 52, 53 (9th Cir. 1995). Furthermore, 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). Parties who have been properly served with the motion are considered in default and, as a consequence, the matter will be resolved without oral argument. *See* Rule 9013-1(j)(3).

No appearance is necessary.

For the reasons set forth in the motion, the Court hereby finds that sufficient grounds exist to grant the motion and enter judgment finding that the deed of trust executed by Daniel Wayne Balmes in favor of Washington Mutual Bank, FA, dated March 23, 2005, securing a debt in the original principal amount of \$44,000, and recorded on April 11, 2005 as document number 2005-0283233, in the Official Records of Riverside County, is invalid, void and unenforceable.

Counsel for the moving party shall prepare and upload a proposed order after

**United States Bankruptcy Court
Central District of California
Riverside
Judge Wayne Johnson, Presiding
Courtroom 304 Calendar**

Thursday, January 16, 2020

Hearing Room 304

1:30 PM

CONT... Daniel W. Balmes

Chapter 13

the date and time of the hearing but no later than seven days thereafter. *See* LBR 9021-1(b)(1)(B) (stating that proposed orders shall be submitted "within 7 days" of the hearing but "must not be lodged prior to the hearing . . .").

Party Information

Debtor(s):

Daniel W. Balmes

Represented By
Jenny L Doling

Defendant(s):

JPMorgan Chase Bank, N.A.

Pro Se

Joint Debtor(s):

Sylvia Z. Balmes

Represented By
Jenny L Doling

Plaintiff(s):

Daniel W. Balmes

Represented By
Jenny L Doling

Sylvia Z. Balmes

Represented By
Jenny L Doling

Trustee(s):

Rod Danielson (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Riverside
Judge Wayne Johnson, Presiding
Courtroom 304 Calendar**

Thursday, January 16, 2020

Hearing Room 304

1:30 PM

6:15-14995 Elizabeth N Belmontez

Chapter 13

Adv#: 6:19-01147 Belmontez v. CIT BANK, N.A. formerly known as ONEWEST BANK FSB

#18.00 Hrg re motion for default judgment

Docket 12

Tentative Ruling:

1/16/2020:

None.

Final Ruling. This motion has been set for hearing on regular notice pursuant to Rule 9013-1(d)(2) of the Local Bankruptcy Rules. Pursuant to Rule 9013-1(h), the failure of the trustee, the debtor and other parties in interest to file written opposition at least fourteen days prior to the hearing is construed as consent to the granting of the motion. *Cf. Ghazali v. Moran*, 46 F.3d 52, 53 (9th Cir. 1995). Furthermore, 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). Parties who have been properly served with the motion are considered in default and, as a consequence, the matter will be resolved without oral argument. *See* Rule 9013-1(j)(3).

No appearance is necessary.

For the reasons set forth in the motion, the Court hereby finds that sufficient grounds exist to grant the motion and enter judgment finding that the deed of trust executed by Elizabeth Natividad Belmontez in favor of IndyMac Bank, F.S.B., dated March 14, 2007, securing a debt in the original principal amount of \$33,000, and recorded on March 23, 2007 as document number 2007-0181613, in the Official Records of San Bernadino County, is invalid, void and unenforceable.

Counsel for the moving party shall prepare and upload a proposed order after

**United States Bankruptcy Court
Central District of California
Riverside
Judge Wayne Johnson, Presiding
Courtroom 304 Calendar**

Thursday, January 16, 2020

Hearing Room 304

1:30 PM

CONT... Elizabeth N Belmontez

Chapter 13

the date and time of the hearing but no later than seven days thereafter. *See* LBR 9021-1(b)(1)(B) (stating that proposed orders shall be submitted "within 7 days" of the hearing but "must not be lodged prior to the hearing . . .").

Party Information

Debtor(s):

Elizabeth N Belmontez

Represented By
Manfred Schroer

Defendant(s):

CIT BANK, N.A. formerly known

Pro Se

Plaintiff(s):

Elizabeth N Belmontez

Represented By
Manfred Schroer

Trustee(s):

Rod Danielson (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Riverside
Judge Wayne Johnson, Presiding
Courtroom 304 Calendar**

Thursday, January 16, 2020

Hearing Room 304

1:30 PM

6:18-14519 Border Security Inc.

Chapter 7

Adv#: 6:19-01036 Chapter 7 Trustee Steven M. Speier solely in his c v. Juarez et al

#19.00 Status conference re: Complaint for 1) Avoidance of fraudulent conveyance; 2) Turnover of property; 3) Temporary restraining order and preliminary injunction; 4) Preservation of avoided transfers; and 5) Improper shareholder distributions

FROM: S/C 5-2-19, 6-27-19, 7-18-19, 11-7-19

Docket 1

***** VACATED *** REASON: A REQUEST TO TAKE MATTER OFF
CALENDAR WAS FILED ON 1-13-20**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Border Security Inc.

Represented By
William E Windham

Defendant(s):

Maria Juarez

Pro Se

Daniel Lee

Pro Se

Plaintiff(s):

Chapter 7 Trustee Steven M. Speier

Represented By
Robert P Goe
Thomas J Eastmond
Robert P Goe

Trustee(s):

Steven M Speier (TR)

Represented By
Robert P Goe

**United States Bankruptcy Court
Central District of California
Riverside
Judge Wayne Johnson, Presiding
Courtroom 304 Calendar**

Thursday, January 16, 2020

Hearing Room 304

1:30 PM

CONT... Border Security Inc.

Chapter 7

**United States Bankruptcy Court
Central District of California
Riverside
Judge Wayne Johnson, Presiding
Courtroom 304 Calendar**

Thursday, January 16, 2020

Hearing Room 304

1:30 PM

6:19-12751 John Lee Johnson

Chapter 7

Adv#: 6:19-01098 Johnson v. Johnson

#20.00 Hrg re order to show cause regarding why this adversary proceeding should not be dismissed

FROM: 10-24-19, 11-7-19

Docket 0

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

John Lee Johnson

Represented By
James D. Hornbuckle

Defendant(s):

John Lee Johnson

Pro Se

Plaintiff(s):

Jodi Johnson

Represented By
Jeff Grotke

Trustee(s):

Howard B Grobstein (TR)

Represented By
M Douglas Flahaut
Aram Ordubegian

**United States Bankruptcy Court
Central District of California
Riverside
Judge Wayne Johnson, Presiding
Courtroom 304 Calendar**

Thursday, January 16, 2020

Hearing Room 304

1:30 PM

6:19-12751 John Lee Johnson

Chapter 7

Adv#: 6:19-01098 Johnson v. Johnson

#21.00 Status conference re: Complaint for denial of discharge

FROM: 10-10-19, 10-24-19, 11-7-19

Docket 1

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

John Lee Johnson

Represented By
James D. Hornbuckle

Defendant(s):

John Lee Johnson

Pro Se

Plaintiff(s):

Jodi Johnson

Represented By
Jeff Grotke

Trustee(s):

Howard B Grobstein (TR)

Represented By
M Douglas Flahaut
Aram Ordubegian

**United States Bankruptcy Court
Central District of California
Riverside
Judge Wayne Johnson, Presiding
Courtroom 304 Calendar**

Thursday, January 16, 2020

Hearing Room 304

1:30 PM

6:19-13308 Sylvia Ann Alvarado

Chapter 7

Adv#: 6:19-01070 Alvarado v. Secured Income Group, Inc.

#22.00 Hrg re motion for order remanding this adversary case back to state court

FROM: 7-18-19, 11-7-19

Docket 6

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Sylvia Ann Alvarado

Pro Se

Defendant(s):

Secured Income Group, Inc.

Represented By
Coby Halavais

Movant(s):

Sylvia Ann Alvarado

Represented By
Corey A Carter

Plaintiff(s):

Sylvia Ann Alvarado

Represented By
Corey A Carter

Trustee(s):

Larry D Simons (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Riverside
Judge Wayne Johnson, Presiding
Courtroom 304 Calendar**

Thursday, January 16, 2020

Hearing Room 304

1:30 PM

6:19-13308 Sylvia Ann Alvarado

Chapter 7

Adv#: 6:19-01070 Alvarado v. Secured Income Group, Inc.

#23.00 Status conference re: Notice of removal of action

FROM: S/C 7-18-19, 11-7-19

Docket 1

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Sylvia Ann Alvarado

Pro Se

Defendant(s):

Secured Income Group, Inc.

Represented By
Coby Halavais

Plaintiff(s):

Sylvia Ann Alvarado

Represented By
Corey A Carter

Trustee(s):

Larry D Simons (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Riverside
Judge Wayne Johnson, Presiding
Courtroom 304 Calendar**

Thursday, January 16, 2020

Hearing Room 304

1:30 PM

6:19-16968 Leon Richard Mays

Chapter 7

Adv#: 6:19-01150 Meng et al v. Mays et al

#24.00 Hrg re motion to dismiss adversary

Docket 10

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Leon Richard Mays

Represented By
Edward T Weber

Defendant(s):

Leon Richard Mays

Represented By
Baruch C Cohen

Darryl W Daniels

Represented By
Baruch C Cohen

Joint Debtor(s):

Darryl W Daniels

Represented By
Edward T Weber

Plaintiff(s):

Richard Meng

Represented By
Christopher J Langley

Vivian Meng

Represented By
Christopher J Langley

**United States Bankruptcy Court
Central District of California
Riverside
Judge Wayne Johnson, Presiding
Courtroom 304 Calendar**

Thursday, January 16, 2020

Hearing Room 304

1:30 PM

CONT... Leon Richard Mays

Chapter 7

Trustee(s):

Karl T Anderson (TR)

Represented By
Tinho Mang

**United States Bankruptcy Court
Central District of California
Riverside
Judge Wayne Johnson, Presiding
Courtroom 304 Calendar**

Thursday, January 16, 2020

Hearing Room 304

3:00 PM

6:17-17472 **Aguina Aguina**

Chapter 7

Adv#: 6:17-01270 Kang et al v. Aguina

#25.00 Hrg re motion for summary judgment or partial summary adjudication

FROM: 12-19-19

Docket 94

***** VACATED *** REASON: SCHEDULING ORDER ENTERED 1-15-20; CONT'D TO 2-6-20 AT 3:00 P.M.**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Aguina Aguina

Pro Se

Defendant(s):

Aguina Aguina

Pro Se

Plaintiff(s):

Choong-Dae Kang

Represented By
Lazaro E Fernandez

Myung-Ja Kang

Represented By
Lazaro E Fernandez

Kwang-Sa Kang

Represented By
Lazaro E Fernandez

Trustee(s):

Karl T Anderson (TR)

Represented By
Melissa Davis Lowe
Leonard M Shulman