

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

Thursday, February 1, 2018

Hearing Room 304

8:30 AM

6:17-18460 Ernesto Aguilar and Esperanza M Aguilar

Chapter 7

#1.00 Hrg re reaffirmation agreement filed 1-8-18 between Debtor and Ford Motor Company in the amount of \$29,882.70

RE: 2017 Ford Explorer

Docket 14

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Ernesto Aguilar

Represented By
Gene E O'Brien

Joint Debtor(s):

Esperanza M Aguilar

Represented By
Gene E O'Brien

Trustee(s):

Todd A. Frealy (TR)

Pro Se

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

Thursday, February 1, 2018

Hearing Room 304

8:30 AM

6:17-18981 Jonnathan A Borja and Breanna Lynn Matus

Chapter 7

#1.01 Hrg re reaffirmation agreement filed 1-12-18 between Debtor and Alaska USA Federal Credit Union in the amount of \$11,551.77

RE: 2012 Dodge Charger

Docket 10

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Jonnathan A Borja Pro Se

Joint Debtor(s):

Breanna Lynn Matus Pro Se

Trustee(s):

Arturo Cisneros (TR) Pro Se

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

Thursday, February 1, 2018

Hearing Room 304

8:30 AM

6:17-19101 Cristina Montes

Chapter 7

#2.00 Hrg re reaffirmation agreement filed 1-9-18 between Debtor and Toyota Motor Credit Corp in the amount of \$13,114.61

RE: 2014 Toyota Corolla

Docket 16

***** VACATED *** REASON: AMENDED REAFFIRMATION FILED 1-23-18**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Cristina Montes

Represented By
James Geoffrey Beirne

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, February 1, 2018

Hearing Room 304

10:00 AM

6:17-18257 Manuel Felipe Rocha, Jr.

Chapter 7

#3.00 Motion for relief from stay

BRIDGECREST CREDIT VS DEBTOR

Property: 2009 Nissan Murano FWD
[Personal Prop] Kristin Zilberstein, attorney/movant

Docket 16

Tentative Ruling:

2/1/2018:

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) 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
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Thursday, February 1, 2018

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10:00 AM

CONT... Manuel Felipe Rocha, Jr.

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):

Manuel Felipe Rocha Jr.

Represented By
Patricia M Ashcraft

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, February 1, 2018

Hearing Room 304

10:00 AM

6:17-18873 Rohnie James Williams and Eltonia Michelle Williams

Chapter 7

#4.00 Motion for relief from stay

HSBC BANK USA VS DEBTOR

Property: 5855 Via Las Nubes, Riverside, CA 92506
[Real Prop] Kelly M. Raftery, attorney/movant

Docket 30

***** VACATED *** REASON: NTC OF VOLUNTARY DISMISSAL
FILED 1-31-18**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Rohnie James Williams

Represented By
Marjorie M Johnson

Joint Debtor(s):

Eltonia Michelle Williams

Represented By
Marjorie M Johnson

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, February 1, 2018

Hearing Room 304

10:00 AM

6:17-19425 Anthony Groot and Lisa Groot

Chapter 7

#5.00 Motion for relief from stay

BANK OF THE WEST VS DEBTORS

Property: 2007 Endura Gulfstream 37' Motor Home
[Personal Prop] Mary Ellmann Tang, attorney/movant

Docket 15

Tentative Ruling:

2/1/2018:

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, February 1, 2018

Hearing Room 304

10:00 AM

CONT... Anthony Groot and Lisa Groot

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):

Anthony Groot

Represented By
Todd L Turoci

Joint Debtor(s):

Lisa Groot

Represented By
Todd L Turoci

Trustee(s):

Arturo Cisneros (TR)

Pro Se

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

Thursday, February 1, 2018

Hearing Room 304

10:00 AM

6:17-19677 **Rigoberto Aguilar Fletes and Manuela Fletes**

Chapter 7

#6.00 Motion for relief from stay

FIRST TECH FEDERAL CREDIT UNION VS DEBTOR

Property: 2015 Chevrolet Silverado
[Personal Prop] Nichole L. Glowin, attorney/movant

Docket 14

Tentative Ruling:

2/1/2018:

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, February 1, 2018

Hearing Room 304

10:00 AM

CONT... Rigoberto Aguilar Fletes and Manuela Fletes

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):

Rigoberto Aguilar Fletes

Represented By
Stephen D Brittain

Joint Debtor(s):

Manuela Fletes

Represented By
Stephen D Brittain

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, February 1, 2018

Hearing Room 304

10:00 AM

6:17-20087 Megan Elizabeth Runner

Chapter 7

#7.00 Motion for relief from stay

AMERICAN HONDA FINANCE CORPORATION VS DEBTOR

Property: 2011 Honda CR-V
[Personal Prop] Vincent V. Frounjian, attorney/movant

Docket 11

Tentative Ruling:

2/1/2018:

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
Courtroom 304 Calendar**

Thursday, February 1, 2018

Hearing Room 304

10:00 AM

CONT... Megan Elizabeth Runner

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):

Megan Elizabeth Runner

Represented By
Nicholas M Wajda

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, February 1, 2018

Hearing Room 304

10:00 AM

6:17-20558 Monica Vanessa Baltimore

Chapter 7

#8.00 Motion for relief from stay

MARY J. SANCHEZ VS DEBTOR

Property: 141 South Spring Street, #1, Lake Elsinore, CA 92530
[UD] Helen Grayce Long, attorney/movant

Docket 7

Tentative Ruling:

2/1/2018:

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) with the following relief:

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

Thursday, February 1, 2018

Hearing Room 304

10:00 AM

CONT... Monica Vanessa Baltimore

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).

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):

Monica Vanessa Baltimore

Represented By
Neil R Hedtke

Trustee(s):

Robert Whitmore (TR)

Pro Se

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

Thursday, February 1, 2018

Hearing Room 304

10:00 AM

6:18-10121 Eugenia Acevedo

Chapter 7

#9.00 Motion for relief from stay

DEUTSCHE BANK NATIONAL TRUST VS DEBTOR

Property: 717 Brianna Way, Corona, CA 92879
[UD] Laurie Howell, attorney/movant

Docket 6

Tentative Ruling:

2/1/2018:

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) with the following relief:

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

Thursday, February 1, 2018

Hearing Room 304

10:00 AM

CONT... Eugenia Acevedo

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).

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):

Eugenia Acevedo

Pro Se

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, February 1, 2018

Hearing Room 304

10:15 AM

6:18-10388 Bruce Renard Thomas

Chapter 13

#9.01 Hrg re status conference

Docket 0

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Bruce Renard Thomas

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, February 1, 2018

Hearing Room 304

10:15 AM

6:18-10461 Jerry Barnes

Chapter 13

#9.02 Hrg re status conference

Docket 1

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Jerry Barnes

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, February 1, 2018

Hearing Room 304

10:15 AM

6:18-10462 Cherry Barrientos

Chapter 13

#9.03 Hrg re status conference

Docket 1

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Cherry Barrientos

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, February 1, 2018

Hearing Room 304

10:15 AM

6:18-10470 Susan Marie Butler

Chapter 13

#9.04 Hrg re status conference

Docket 1

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Susan Marie Butler

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, February 1, 2018

Hearing Room 304

10:30 AM

6:12-10409 Donald Scott Stewart

Chapter 13

Adv#: 6:17-01247 Stewart et al v. U.S. Bank, National Association

#10.00 Status conference re: Complaint seeking judgment that U.S. Bank, National Associations's secured lien is unconditionally invalid, void and unenforceable

Docket 1

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Donald Scott Stewart

Represented By
Stephen R Wade
W. Derek May

Defendant(s):

U.S. Bank, National Association

Pro Se

Joint Debtor(s):

Janine Marie Stewart

Represented By
Stephen R Wade
W. Derek May

Plaintiff(s):

Donald Scott Stewart

Represented By
W. Derek May

Janine Marie Stewart

Represented By
W. Derek May

Trustee(s):

Rod (WJ) Danielson (TR)

Represented By
Rod (WJ) Danielson (TR)

**United States Bankruptcy Court
Central District of California
Riverside
Judge Wayne Johnson, Presiding
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Thursday, February 1, 2018

Hearing Room 304

10:30 AM

CONT... Donald Scott Stewart

Chapter 13

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

Thursday, February 1, 2018

Hearing Room 304

10:30 AM

6:12-12557 Bernadette Steverson

Chapter 13

Adv#: 6:17-01230 Steverson v. US BANK NATIONAL ASSOCIATION

#11.00 Status conference re: Complaint to avoid junior lien on debtor principal residence

[Property: 1502 Cloverdale Avenue, Upland, CA 91786]

Docket 1

***** VACATED *** REASON: NTC OF VOLUNTARY DISMISSAL
FILED 1-31-18**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Bernadette Steverson

Represented By
Dale Parham - INACTIVE -
Michael Smith
Sundee M Teeple

Defendant(s):

US BANK NATIONAL

Pro Se

Plaintiff(s):

Bernadette Steverson

Represented By
Cynthia L Gibson

Trustee(s):

Rod (WJ) Danielson (TR)

Represented By
Rod (WJ) Danielson (TR)

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

Thursday, February 1, 2018

Hearing Room 304

10:30 AM

6:12-12557 Bernadette Steverson

Chapter 13

Adv#: 6:17-01231 Steverson v. GE Money Bank

#12.00 Status conference re: Complaint to avoid junior line on debtors' principal residence

[Property: 1502 Cloverdale Avenue, Upland, CA 91786]

Docket 1

Tentative Ruling:

2/1/2018:

None.

Final Ruling. The Court has posted a ruling granting the motion for default judgment filed by the debtor [Calendar #22]. Accordingly, the status conference is unnecessary and hereby taken off calendar. **No appearance is necessary.**

Party Information

Debtor(s):

Bernadette Steverson

Represented By
Dale Parham - INACTIVE -
Michael Smith
Sundee M Teeple

Defendant(s):

GE Money Bank

Pro Se

Plaintiff(s):

Bernadette Steverson

Represented By
Cynthia L Gibson

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

10:30 AM

CONT... Bernadette Steverson

Chapter 13

Trustee(s):

Rod (WJ) Danielson (TR)

Represented By

Rod (WJ) Danielson (TR)

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

Thursday, February 1, 2018

Hearing Room 304

10:30 AM

6:12-19225 Lynnell M Wheat

Chapter 13

Adv#: 6:17-01220 Wheat v. U.S. BANK NATIONAL ASSOCIATION

#13.00 Status conference re: Complaint to avoid junior lien

[Property: 13460 Huntington Street, Fontana, CA 92336]

Docket 1

Tentative Ruling:

2/1/2018:

None.

Final Ruling. The Court has posted a ruling granting the motion for default judgment filed by the debtor [Calendar #23]. Accordingly, the status conference is unnecessary and hereby taken off calendar. **No appearance is necessary.**

Party Information

Debtor(s):

Lynnell M Wheat

Represented By
Dale Parham - INACTIVE -
Michael Smith

Defendant(s):

U.S. BANK NATIONAL

Pro Se

Plaintiff(s):

Lynnell M Wheat

Represented By
Cynthia L Gibson

Trustee(s):

Rod (WJ) Danielson (TR)

Pro Se

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

Thursday, February 1, 2018

Hearing Room 304

10:30 AM

6:12-22454 Charles E. Holdren, Jr.

Chapter 13

Adv#: 6:17-01236 Holdren Jr et al v. CIT Group/Consumer Finance, Inc.

#14.00 Status conference re: Complaint to avoid junior lien on debtors' principal residence

[Property: 506 Agnes Street, Beaumont, Riverside, CA 92223]

Docket 1

***** VACATED *** REASON: NTC OF VOLUNTARY DISMISSAL
FILED 11-22-17**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Charles E. Holdren Jr.

Represented By
Daniel C Sever

Defendant(s):

CIT Group/Consumer Finance, Inc.

Pro Se

Joint Debtor(s):

Raymarie Holdren

Represented By
Daniel C Sever

Plaintiff(s):

Charles Holdren Jr

Represented By
Daniel C Sever

Raymarie Holdren

Represented By
Daniel C Sever

Trustee(s):

Rod (WJ) Danielson (TR)

Represented By
Rod (WJ) Danielson (TR)

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

Thursday, February 1, 2018

Hearing Room 304

10:30 AM

6:12-22454 Charles E. Holdren, Jr.

Chapter 13

Adv#: 6:17-01245 Holdren, Jr. et al v. The CIT Group/Consumer Finance, Inc.

#15.00 Status conference re: Complaint to avoid junior lien on debtors' principal residence

[Property: 506 Agnes Street, Beaumont, CA 92223]

Docket 1

***** VACATED *** REASON: ORDER GRANTING DEFAULT
JUDGMENT ENTERED 1-17-18**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Charles E. Holdren Jr.

Represented By
Daniel C Sever

Defendant(s):

The CIT Group/Consumer Finance,

Pro Se

Joint Debtor(s):

Raymarie Holdren

Represented By
Daniel C Sever

Plaintiff(s):

Charles E. Holdren Jr.

Represented By
Daniel C Sever

Raymarie Holdren

Represented By
Daniel C Sever

Trustee(s):

Rod (WJ) Danielson (TR)

Represented By
Rod (WJ) Danielson (TR)

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

Thursday, February 1, 2018

Hearing Room 304

10:30 AM

6:12-26525 Arthur E Elliott

Chapter 13

Adv#: 6:17-01238 Elliott et al v. Navy Federal Credit Union

#16.00 Status conference re: Complaint to avoid junior lien on principal residence

[Property: 1519 Whiteoak Drive, Perris, CA 92571]

Docket 1

Tentative Ruling:

2/1/2018:

None.

Final Ruling. The Court has posted a ruling granting the motion for default judgment filed by the debtors [Calendar #24]. Accordingly, the status conference is unnecessary and hereby taken off calendar. **No appearance is necessary.**

Party Information

Debtor(s):

Arthur E Elliott

Represented By
Dale Parham - INACTIVE -
Michael Smith
Sundee M Teeple

Defendant(s):

Navy Federal Credit Union

Pro Se

Joint Debtor(s):

Leticia J Elliott

Represented By
Dale Parham - INACTIVE -
Michael Smith
Sundee M Teeple

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

Thursday, February 1, 2018

Hearing Room 304

10:30 AM

CONT... Arthur E Elliott

Chapter 13

Plaintiff(s):

Arthur E Elliott

Represented By
Cynthia L Gibson

Leticia J Elliott

Represented By
Cynthia L Gibson

Trustee(s):

Rod (WJ) Danielson (TR)

Pro Se

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

Thursday, February 1, 2018

Hearing Room 304

10:30 AM

6:13-19932 Efred Arellano

Chapter 13

Adv#: 6:17-01234 Arellano et al v. JPMORGAN CHASE BANK, N.A., SUCCESSOR IN

#17.00 Status conference re: Complaint to avoid junior lien on principal residence

[Property: 12084 Flintlock Trail, Moreno Valley, CA 92557]

Docket 1

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Efred Arellano

Represented By
R Grace Rodriguez

Defendant(s):

JPMORGAN CHASE BANK, N.A.,

Pro Se

Five Lakes Agency, Inc.

Pro Se

Joint Debtor(s):

Maria Arellano

Represented By
R Grace Rodriguez

Plaintiff(s):

Efred Arellano

Represented By
R Grace Rodriguez

Maria Arellano

Represented By
R Grace Rodriguez

Trustee(s):

Rod (WJ) Danielson (TR)

Pro Se

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

Thursday, February 1, 2018

Hearing Room 304

10:30 AM

6:17-14622 Heath Carr

Chapter 7

Adv#: 6:17-01224 Grobstein, Chapter 7 Trustee v. Gbur

#18.00 Status conference re: (1) To avoid and recover fraudulent transfer; (2) To avoid and recover fraudulent transfer; (3) To avoid and recover preferential transfer; (4) To preserve transfer; (5) For declaratory relief; (6) For imposition of resulting trust

Docket 1

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Heath Carr

Represented By
Keith Q Nguyen

Defendant(s):

Jamie L. Gbur

Pro Se

Plaintiff(s):

Howard B. Grobstein, Chapter 7

Represented By
Reem J Bello

Trustee(s):

Howard B Grobstein (TR)

Represented By
Reem J Bello

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

Thursday, February 1, 2018

Hearing Room 304

10:30 AM

6:17-15930 PS-8 Acquisition, LLC

Chapter 11

Adv#: 6:17-01246 PS-8 Acquisition, LLC v. Bank of America Corporation et al

#19.00 Status conference re (1) Declaratory relief promissory notes (2) Avoidance of line

Docket 1

***** VACATED *** REASON: NOTICE OF VOLUNTARY DISMISSAL
FILED 12-8-17**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

PS-8 Acquisition, LLC

Represented By
Eric V Anderton

Defendant(s):

Bank of America Corporation

Pro Se

CITIMORTGAGE, INC.

Pro Se

ReconTrust company

Pro Se

Plaintiff(s):

PS-8 Acquisition, LLC

Represented By
Eric V Anderton

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

Thursday, February 1, 2018

Hearing Room 304

10:30 AM

6:17-16959 Harry Draman

Chapter 7

Adv#: 6:17-01218 Laine C Barnard, Administrator of the Estate of Jo v. Draman

#20.00 Status conference re: Complaint objecting to dischargeability of debt

Docket 1

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Harry Draman

Represented By
C Scott Rudibaugh

Defendant(s):

Harry Draman

Pro Se

Plaintiff(s):

Laine C Barnard, Administrator of

Represented By
Jeffrey B Lonner

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, February 1, 2018

Hearing Room 304

1:30 PM

6:12-12557 Bernadette Steverson

Chapter 13

Adv#: 6:17-01230 Steverson v. US BANK NATIONAL ASSOCIATION

#21.00 Hrg re motion for default judgment

Docket 5

***** VACATED *** REASON: ADVERSARY DISMISSED 1-31-18**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Bernadette Steverson

Represented By
Dale Parham - INACTIVE -
Michael Smith
Sundee M Teeple

Defendant(s):

US BANK NATIONAL

Pro Se

Plaintiff(s):

Bernadette Steverson

Represented By
Cynthia L Gibson
Sundee M Teeple

Trustee(s):

Rod Danielson (TR)

Pro Se

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

Thursday, February 1, 2018

Hearing Room 304

1:30 PM

6:12-12557 Bernadette Steverson

Chapter 13

Adv#: 6:17-01231 Steverson v. GE Money Bank

#22.00 Hrg re motion for default judgment

Docket 5

Tentative Ruling:

2/1/2018:

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 Bernadette Steverson in favor of GE Money Bank, dated March 1, 2007, securing a debt in the original principal amount of \$65,122.77, and recorded on June 25, 2007 as document number 2007-0375048, in the Official Records of San Bernardino County, is invalid, void and unenforceable.

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

Thursday, February 1, 2018

Hearing Room 304

1:30 PM

CONT... Bernadette Steverson

Chapter 13

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):

Bernadette Steverson

Represented By
Dale Parham - INACTIVE -
Michael Smith
Sundee M Teeple

Defendant(s):

GE Money Bank

Pro Se

Plaintiff(s):

Bernadette Steverson

Represented By
Cynthia L Gibson
Sundee M Teeple

Trustee(s):

Rod Danielson (TR)

Pro Se

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

Thursday, February 1, 2018

Hearing Room 304

1:30 PM

6:12-19225 Lynnell M Wheat

Chapter 13

Adv#: 6:17-01220 Wheat v. U.S. BANK NATIONAL ASSOCIATION

#23.00 Hrg re motion for default judgment

Docket 5

Tentative Ruling:

2/1/2018:

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 Lynnell Wheat in favor of U.S. Bank National Association ND, dated May 30, 2006, securing a debt in the original principal amount of \$100,000, and recorded on June 8, 2006 as document number 2006-0391316, in the Official Records of San Bernardino County, is invalid, void and unenforceable.

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

Thursday, February 1, 2018

Hearing Room 304

1:30 PM

CONT... Lynnell M Wheat

Chapter 13

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):

Lynnell M Wheat

Represented By
Dale Parham - INACTIVE -
Michael Smith

Defendant(s):

U.S. BANK NATIONAL

Pro Se

Plaintiff(s):

Lynnell M Wheat

Represented By
Cynthia L Gibson
Sundee M Teeple

Trustee(s):

Rod (WJ) Danielson (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Riverside
Judge Wayne Johnson, Presiding
Courtroom 303 Calendar**

Thursday, February 1, 2018

Hearing Room 303

1:30 PM

6:12-26525 Arthur E Elliott

Chapter 13

Adv#: 6:17-01238 Elliott et al v. Navy Federal Credit Union

#24.00 Hrg re motion for default judgment

Docket 6

Tentative Ruling:

2/1/2018:

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 Arthur E. Elliott and Leticia J. Elliott in favor of Navy Federal Credit Union, dated October 8, 2005, securing a debt in the original principal amount of \$70,000, and recorded on October 27, 2005 as document number 2005-0890385, in the Official Records of Riverside County, is invalid, void and unenforceable.

**United States Bankruptcy Court
Central District of California
Riverside
Judge Wayne Johnson, Presiding
Courtroom 303 Calendar**

Thursday, February 1, 2018

Hearing Room 303

1:30 PM

CONT... Arthur E Elliott

Chapter 13

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):

Arthur E Elliott

Represented By
Dale Parham - INACTIVE -
Michael Smith
Sundee M Teeple

Defendant(s):

Navy Federal Credit Union

Pro Se

Joint Debtor(s):

Leticia J Elliott

Represented By
Dale Parham - INACTIVE -
Michael Smith
Sundee M Teeple

Plaintiff(s):

Arthur E Elliott

Represented By
Cynthia L Gibson
Sundee M Teeple

Leticia J Elliott

Represented By
Cynthia L Gibson
Sundee M Teeple

Trustee(s):

Rod Danielson (TR)

Pro Se

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

Thursday, February 1, 2018

Hearing Room 304

1:30 PM

6:14-18984 Paul Merrigan

Chapter 7

Adv#: 6:16-01076 Whitmore v. Safe Swap LLC et al

#25.00 Hrg re motion to strike defendants fourth affirmative defense and for judgment of the pleadings

FROM: 6-23-16, 8-4-16, 9-22-16, 11-17-16, 1-26-17, 4-6-17, 7-27-17, 1-25-18

Docket 11

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Paul Merrigan

Represented By
Mary Der-Parseghian

Defendant(s):

Safe Swap LLC

Represented By
Baruch C Cohen

Paul Merrigan

Represented By
Baruch C Cohen

Holly Merrigan

Represented By
Baruch C Cohen

Joint Debtor(s):

Holly Merrigan

Represented By
Mary Der-Parseghian

Plaintiff(s):

Robert S. Whitmore

Represented By
Franklin C Adams

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

Thursday, February 1, 2018

Hearing Room 304

1:30 PM

CONT... Paul Merrigan

Chapter 7

Cathy Ta

Trustee(s):

Robert Whitmore (TR)

Represented By
Franklin C Adams

Robert Whitmore (TR)

Pro Se

U.S. Trustee(s):

United States Trustee (RS)

Pro Se

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

Thursday, February 1, 2018

Hearing Room 304

1:30 PM

6:14-18984 Paul Merrigan

Chapter 7

Adv#: 6:16-01076 Whitmore v. Safe Swap LLC et al

#26.00 Pre-Trial conference re: Complaint for (1) determination that property is property of the Bankruptcy Estate; (2) avoidance of post-petition transfer; (3) recovery of property or its value; (4) preservation of avoided transfer as property of the Bankruptcy Estate

[Another summons issued 4-4-16]

FROM: S/C 6-16-16, 8-4-16, 9-22-16, 11-17-16, P/T 5-11-17, 7-27-17, 1-25-18

Docket 1

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Paul Merrigan

Represented By

Mary Der-Parseghian

Defendant(s):

Safe Swap LLC

Pro Se

Paul Merrigan

Pro Se

Holly Merrigan

Pro Se

Joint Debtor(s):

Holly Merrigan

Represented By

Mary Der-Parseghian

Plaintiff(s):

Robert S. Whitmore

Represented By

Franklin C Adams

Cathy Ta

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

Thursday, February 1, 2018

Hearing Room 304

1:30 PM

CONT... Paul Merrigan

Chapter 7

Trustee(s):

Robert Whitmore (TR)

Represented By
Franklin C Adams

Robert Whitmore (TR)

Pro Se

U.S. Trustee(s):

United States Trustee (RS)

Pro Se

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

Thursday, February 1, 2018

Hearing Room 304

1:30 PM

6:16-15771 Kevin T. McCaffrey

Chapter 7

Adv#: 6:17-01011 Cruz McCaffrey v. SPEIER

#27.00 Pre-Trial conference re: Complaint for declaratory judgment

FROM:S/C 4-6-17, 6-15-17, 9-21-17, P/T 1-25-18

Docket 1

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Kevin T. McCaffrey

Represented By
Timothy S Huyck

Defendant(s):

STEVEN M. SPEIER

Pro Se

Plaintiff(s):

Ofelia Cruz McCaffrey

Represented By
Timothy S Huyck

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, February 1, 2018

Hearing Room 304

1:30 PM

6:16-15416 Fernando Medina Torres

Chapter 12

Adv#: 6:17-01034 Guadalupe Torres, Individually and as Trustee of t v. Swajian & Swajian

#28.00 Pre-Trial conference re: Complaint to determine that Swajian Lien in invalid and unenforceable lien against Sea Acres

FROM: S/C 5-4-17, P/T 1-11-18, 1-18-18

Docket 1

***** VACATED *** REASON: ADVERSARY DISMISSED 1-29-18**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Fernando Medina Torres	Pro Se
------------------------	--------

Defendant(s):

Swajian & Swajian Attorneys at Law	Pro Se
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Plaintiff(s):

Guadalupe Torres, Individually and	Represented By Scott Talkov
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Trustee(s):

Wesley H Avery (TR)	Represented By Franklin C Adams
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**United States Bankruptcy Court
Central District of California
Riverside
Judge Wayne Johnson, Presiding
Courtroom 304 Calendar**

Thursday, February 1, 2018

Hearing Room 304

2:00 PM

6:16-21018 Apple Investment Group Inc

Chapter 7

#29.00 Hrg re motion for an order: (1) Approving stipulation re: Sale of real property;
and (2) Advancing hearing on sale motion

FROM: 1-30-18

Docket 93

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Apple Investment Group Inc

Pro Se

Trustee(s):

Robert Whitmore (TR)

Represented By
Scott Talkov
Douglas A Plazak

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

Thursday, February 1, 2018

Hearing Room 304

2:00 PM

6:16-21018 Apple Investment Group Inc

Chapter 7

#30.00 Hrg re motion of the chapter 7 trustee to: (1) Approve sale of the bankruptcy estate's interest in real property free and clear of liens, with liens to attach to proceeds; (2) Approve payments on account of stipulations

FROM: 10-17-17, 10-31-17, 1-30-18

Docket 65

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Apple Investment Group Inc

Pro Se

Trustee(s):

Robert Whitmore (TR)

Represented By
Scott Talkov
Douglas A Plazak