

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

Wednesday, December 14, 2016

Hearing Room 304

1:30 PM

6:16-19728 Cheryl Williams

Chapter 13

#1.00 Confirmation of Chapter 13 Plan

Docket 1

***** VACATED *** REASON: CASE DISMISSED 11-10-16**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Cheryl Williams

Pro Se

Trustee(s):

Rod (WJ) Danielson (TR)

Pro Se

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

Wednesday, December 14, 2016

Hearing Room 304

1:30 PM

6:16-19739 Howard William Pfeifer

Chapter 13

#2.00 Confirmation of Chapter 13 Plan

Docket 0

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Howard William Pfeifer

Represented By
Stephen S Smyth
William J Smyth

Trustee(s):

Rod (WJ) Danielson (TR)

Pro Se

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

Wednesday, December 14, 2016

Hearing Room 304

1:30 PM

6:16-19760 Roy D Boldt

Chapter 13

#3.00 Confirmation of Chapter 13 Plan

Docket 2

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Roy D Boldt

Represented By
Ivan Trahan

Trustee(s):

Rod (WJ) Danielson (TR)

Pro Se

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

Wednesday, December 14, 2016

Hearing Room 304

1:30 PM

6:16-19760 Roy D Boldt

Chapter 13

#4.00 Hrg re motion to avoid junior lien on principal residence

Docket 20

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Roy D Boldt

Represented By
Ivan Trahan

Trustee(s):

Rod (WJ) Danielson (TR)

Pro Se

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

Wednesday, December 14, 2016

Hearing Room 304

1:30 PM

6:16-19766 Gerardo Garcia, Sr.

Chapter 13

#5.00 Confirmation of Chapter 13 Plan

Docket 2

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Gerardo Garcia Sr.

Represented By
Todd L Turoci

Trustee(s):

Rod (WJ) Danielson (TR)

Pro Se

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

Wednesday, December 14, 2016

Hearing Room 304

1:30 PM

6:16-19778 Antonio Rosales Garcia and Genoveva Rosales

Chapter 13

#6.00 Confirmation of Chapter 13 Plan

Docket 2

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Antonio Rosales Garcia

Represented By
James Geoffrey Beirne

Joint Debtor(s):

Genoveva Rosales

Represented By
James Geoffrey Beirne

Trustee(s):

Rod (WJ) Danielson (TR)

Pro Se

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

Wednesday, December 14, 2016

Hearing Room 304

1:30 PM

6:16-19779 Irma Bribiesca

Chapter 13

#7.00 Confirmation of Chapter 13 Plan

Docket 1

***** VACATED *** REASON: CASE DISMISSED 11-10-16**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Irma Bribiesca

Pro Se

Trustee(s):

Rod (WJ) Danielson (TR)

Pro Se

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

Wednesday, December 14, 2016

Hearing Room 304

1:30 PM

6:16-19790 Mandel Clemmons

Chapter 13

#8.00 Confirmation of Chapter 13 Plan

Docket 1

***** VACATED *** REASON: CASE DISMISSED 11-10-16**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Mandel Clemmons

Pro Se

Trustee(s):

Rod (WJ) Danielson (TR)

Pro Se

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

Wednesday, December 14, 2016

Hearing Room 304

1:30 PM

6:16-19802 Kenneth W. Maxfield

Chapter 13

#9.00 Confirmation of Chapter 13 Plan

Docket 2

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Kenneth W. Maxfield

Represented By
Raj T Wadhvani

Trustee(s):

Rod (WJ) Danielson (TR)

Pro Se

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

Wednesday, December 14, 2016

Hearing Room 304

1:30 PM

6:16-19806 Garry James Vibert and Vivian Janice Vibert

Chapter 13

#10.00 Confirmation of Chapter 13 Plan

Docket 14

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Garry James Vibert

Represented By
Lazaro E Fernandez

Joint Debtor(s):

Vivian Janice Vibert

Represented By
Lazaro E Fernandez

Trustee(s):

Rod (WJ) Danielson (TR)

Pro Se

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

Wednesday, December 14, 2016

Hearing Room 304

1:30 PM

6:16-19839 Kevin L. Williams and Demetria E. Williams

Chapter 13

#11.00 Confirmation of Chapter 13 Plan

Docket 1

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Kevin L. Williams

Represented By
R Creig Greaves

Joint Debtor(s):

Demetria E. Williams

Represented By
R Creig Greaves

Trustee(s):

Rod (WJ) Danielson (TR)

Pro Se

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

Wednesday, December 14, 2016

Hearing Room 304

1:30 PM

6:16-19843 James R Smith and Shirley L Smith

Chapter 13

#12.00 Confirmation of Chapter 13 Plan

Docket 2

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

James R Smith

Represented By
Andy C Warshaw

Joint Debtor(s):

Shirley L Smith

Represented By
Andy C Warshaw

Trustee(s):

Rod (WJ) Danielson (TR)

Pro Se

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

Wednesday, December 14, 2016

Hearing Room 304

1:30 PM

6:16-19844 Oscar Ortega Guerrero and Lidia Hernandez Ortega

Chapter 13

#13.00 Confirmation of Chapter 13 Plan

Docket 2

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Oscar Ortega Guerrero

Represented By
Andy C Warshaw

Joint Debtor(s):

Lidia Hernandez Ortega

Represented By
Andy C Warshaw

Trustee(s):

Rod (WJ) Danielson (TR)

Pro Se

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

Wednesday, December 14, 2016

Hearing Room 304

1:30 PM

6:16-19849 David R. Haro and Teresa C. Haro

Chapter 13

#14.00 Confirmation of Chapter 13 Plan

Docket 2

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

David R. Haro

Represented By
Michael Smith

Joint Debtor(s):

Teresa C. Haro

Represented By
Michael Smith

Trustee(s):

Rod (WJ) Danielson (TR)

Pro Se

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

Wednesday, December 14, 2016

Hearing Room 304

1:30 PM

6:16-19856 Sandra Irene Willson

Chapter 13

#15.00 Confirmation of Chapter 13 Plan

Docket 1

***** VACATED *** REASON: CASE DISMISSED 11-17-16**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Sandra Irene Willson

Pro Se

Trustee(s):

Rod (WJ) Danielson (TR)

Pro Se

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

Wednesday, December 14, 2016

Hearing Room 304

1:30 PM

6:16-19874 Keyshon Laba Gilmer

Chapter 13

#16.00 Confirmation of Chapter 13 Plan

Docket 1

***** VACATED *** REASON: CASE DISMISSED 11-17-16**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Keyshon Laba Gilmer

Pro Se

Trustee(s):

Rod (WJ) Danielson (TR)

Pro Se

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

Wednesday, December 14, 2016

Hearing Room 304

2:00 PM

6:11-33499 Kelly Ann Martinez

Chapter 13

#17.00 Hrg re trustee's motion to dismiss case regarding delinquency

Docket 88

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Kelly Ann Martinez

Represented By
Matthew D Resnik
S Renee Sawyer Blume

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**

Wednesday, December 14, 2016

Hearing Room 304

2:00 PM

6:14-19979 Davina Marie Felix

Chapter 13

#18.00 Hrg re trustee's motion to dismiss case regarding delinquency

Docket 73

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Davina Marie Felix

Represented By
Corey A Carter

Trustee(s):

Rod (WJ) Danielson (TR)

Pro Se

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

Wednesday, December 14, 2016

Hearing Room 304

2:00 PM

6:16-12745 Moses McCoy and Robin Denise McCoy

Chapter 13

#19.00 Hrg re trustee's motion to dismiss case regarding delinquency

Docket 53

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Moses McCoy

Represented By
M Wayne Tucker

Joint Debtor(s):

Robin Denise McCoy

Represented By
M Wayne Tucker

Trustee(s):

Rod (WJ) Danielson (TR)

Pro Se

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

Wednesday, December 14, 2016

Hearing Room 304

2:00 PM

6:16-13937 David Servantes and Dene Servantes

Chapter 13

#20.00 Hrg re trustee's motion to dismiss case regarding delinquency

Docket 31

*** VACATED *** REASON: NTC OF VOLUNTARY DISMISSAL
FILED 11-29-16

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

David Servantes

Represented By
Julie J Villalobos

Joint Debtor(s):

Dene Servantes

Represented By
Julie J Villalobos

Trustee(s):

Rod (WJ) Danielson (TR)

Pro Se

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

Wednesday, December 14, 2016

Hearing Room 304

2:00 PM

6:11-27812 Eric Lamar Chambers and Karen Denise Chambers

Chapter 13

#21.00 Hrg re trustee's motion to dismiss case or in the alternative to deny discharge

Docket 158

*** VACATED *** REASON: NTC OF VOLUNTARY DISMISSAL
FILED 11-8-16

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Eric Lamar Chambers

Represented By
Dana Travis

Joint Debtor(s):

Karen Denise Chambers

Represented By
Dana Travis

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**

Wednesday, December 14, 2016

Hearing Room 304

2:00 PM

6:16-19434 Wayne J Rizzi

Chapter 13

#22.00 Hrg re motion to convert chapter 13 case to chapter 11 to waive debtor's deficiency

Docket 22

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Wayne J Rizzi

Represented By
Todd L Turoci

Trustee(s):

Rod (WJ) Danielson (TR)

Pro Se

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

Wednesday, December 14, 2016

Hearing Room 304

2:00 PM

6:16-19434 Wayne J Rizzi

Chapter 13

#22.01 Confirmation of Chapter 13 Plan

FROM: 12-7-16

Docket 17

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Wayne J Rizzi

Represented By
Todd L Turoci

Trustee(s):

Rod (WJ) Danielson (TR)

Pro Se

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

Wednesday, December 14, 2016

Hearing Room 304

2:30 PM

6:16-17762 Monica M. Nunez and Richard R. Nunez

Chapter 13

#23.00 Confirmation of Chapter 13 Plan

FROM: 10-12-16

Docket 16

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Monica M. Nunez

Represented By
James D. Hornbuckle

Joint Debtor(s):

Richard R. Nunez

Represented By
James D. Hornbuckle

Trustee(s):

Rod (WJ) Danielson (TR)

Pro Se

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

Wednesday, December 14, 2016

Hearing Room 304

2:45 PM

6:13-26168 Vincent P Keenan and Iliana R Keenan

Chapter 13

#24.00 Motion for relief from stay

STRUCTURED ASSET MORTGAGE INVESTMENTS II VS DEBTORS

Property: 38848 Cherry Point Lane, Murrieta, CA 92563
[Real Prop] Erica T. Loftis, attorney/movant

Docket 92

Tentative Ruling:

12/14/2016:

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
Judge Wayne Johnson, Presiding
Courtroom 304 Calendar**

Wednesday, December 14, 2016

Hearing Room 304

2:45 PM

CONT...

Vincent P Keenan and Iliana R Keenan

Chapter 13

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

(3) The creditor or counsel for the creditor may communicate with the debtors or counsel for the debtors regarding the property that is the subject of this motion and the debt owed to the creditor.

Counsel for the moving party shall prepare and upload a proposed order within seven days.

Party Information

Debtor(s):

Vincent P Keenan

Represented By
Scott R Burton

Joint Debtor(s):

Iliana R Keenan

Represented By
Scott R Burton

Trustee(s):

Rod (WJ) Danielson (TR)

Pro Se

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

Wednesday, December 14, 2016

Hearing Room 304

2:45 PM

6:15-11566 Ramiro Jimenez

Chapter 13

#25.00 Motion for relief from stay

WELLS FARGO BANK VS DEBTOR

Property: 2011 Chevrolet Malibu
[Personal Prop] Sheryl K. Ith, attorney/movant

Docket 47

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Ramiro Jimenez

Represented By
L. Tegan Hurst

Trustee(s):

Rod (WJ) Danielson (TR)

Pro Se

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

Wednesday, December 14, 2016

Hearing Room 304

2:45 PM

6:15-21103 Victor V Victoria and Concepcion S Victoria

Chapter 13

#26.00 Motion for relief from stay

WELLS FARGO FINANCIAL CALIFORNIA VS DEBTORS

Property: 7236 Cumberland Place, Rancho Cucamonga, CA 91739
[Real Prop] Darlene C. Vigil, attorney/movant

Docket 36

Tentative Ruling:

12/14/2016:

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
Judge Wayne Johnson, Presiding
Courtroom 304 Calendar**

Wednesday, December 14, 2016

Hearing Room 304

2:45 PM

CONT...

Victor V Victoria and Concepcion S Victoria

Chapter 13

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

(3) The creditor or counsel for the creditor may communicate with the debtors or counsel for the debtors regarding the property that is the subject of this motion and the debt owed to the creditor.

Counsel for the moving party shall prepare and upload a proposed order within seven days.

Party Information

Debtor(s):

Victor V Victoria

Represented By
Julie J Villalobos

Joint Debtor(s):

Concepcion S Victoria

Represented By
Julie J Villalobos

Trustee(s):

Rod (WJ) Danielson (TR)

Pro Se

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

Wednesday, December 14, 2016

Hearing Room 304

2:45 PM

6:16-11516 John C. Gossman

Chapter 13

#27.00 Motion for relief from stay

WELLS FARGO BANK VS DEBTOR

Property: 2011 Ford F150
[Personal Prop] Sheryl K. Ith, attorney/movant

Docket 48

Tentative Ruling:

12/14/2016:

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
Judge Wayne Johnson, Presiding
Courtroom 304 Calendar**

Wednesday, December 14, 2016

Hearing Room 304

2:45 PM

CONT...

John C. Gossman

Chapter 13

(2) The order shall be binding and effective despite any conversion of this bankruptcy case to a case under any other chapter of Title 11 of the United States Code.

(3) 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 within seven days.

Party Information

Debtor(s):

John C. Gossman

Represented By
Nathan Fransen

Trustee(s):

Rod (WJ) Danielson (TR)

Pro Se

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

Wednesday, December 14, 2016

Hearing Room 304

2:45 PM

6:16-20715 Rosalinda Del Socorro Mendoza

Chapter 13

#28.00 Hrg re motion in individual case for order imposing a stay or continuing the automatic stay

Docket 7

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Rosalinda Del Socorro Mendoza

Represented By
Anthony Obehi Egbase

Trustee(s):

Rod (WJ) Danielson (TR)

Pro Se

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

Wednesday, December 14, 2016

Hearing Room 304

2:45 PM

6:16-17988 Cindy Elizabeth Esquivel

Chapter 13

#29.00 Motion for relief from stay

WELLS FARGO BANK VS DEBTOR

Property: 2016 Kia Soul
[Personal Prop] Sheryl K. Ith, attorney/movant

Docket 24

Tentative Ruling:

12/14/2016:

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
Judge Wayne Johnson, Presiding
Courtroom 304 Calendar**

Wednesday, December 14, 2016

Hearing Room 304

2:45 PM

CONT...

Cindy Elizabeth Esquivel

Chapter 13

(2) The order shall be binding and effective despite any conversion of this bankruptcy case to a case under any other chapter of Title 11 of the United States Code.

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

(4) Waiver of 11 U.S.C. § 1301 co-debtor stay.

Counsel for the moving party shall prepare and upload a proposed order within seven days.

Party Information

Debtor(s):

Cindy Elizabeth Esquivel

Represented By
David Lozano

Trustee(s):

Rod (WJ) Danielson (TR)

Pro Se