

**United States Bankruptcy Court
Central District of California
Los Angeles
Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Tuesday, January 9, 2024

Hearing Room 1539

10:00 AM
2:00-00000

Chapter

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(when prompted, enter meeting number and password shown above)

Judge Bluebond seeks to maintain a courtroom environment (both online and in person) in which all persons are treated with dignity and respect, irrespective of their gender identity, expression or preference. To that end, individuals appearing before the Court are invited to identify their preferred pronouns (e.g., he, she, they, etc.) and their preferred honorific (e.g., Mr., Miss, Ms., Mrs., Mx, M, etc.). Individuals may do so by advising the Courtroom Deputy or Judge prior to any appearance and/or, in the case of remote hearings, by providing this information in the person's screen name in ZoomGov.

Docket 0

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

- NONE LISTED -

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2:21-15007 Pacific Theatres Exhibition Corp.

Chapter 7

#1.00 Notice of motion and motion for relief from automatic stay with supporting declarations ACTION IN NON-BANKRUPTCY FORUM RE: **.Shahla Aldavoodi vs Pacific Theatres Exhibition Corp, et al; Docket number: 21STCV06377; Los Angeles Superior Court of California**

MOVANT: Shahla Aldavoodi

Docket 293

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant without waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Pacific Theatres Exhibition Corp.

Represented By
Erin N Brady

Movant(s):

Shahla Aldavoodi

Represented By
H. Jasmine Papian

Trustee(s):

Edward M Wolkowitz (TR)

Represented By
Jeffrey S Kwong
Philip A Gasteier
Ryan W Anderson

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2:23-16662 Renwick Alexander Gray

Chapter 7

#2.00 Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: **18052 Annes Cir, Unit 206, Santa Clarita, CA 91387**

MOVANT: Park Sierra Properties II L.P

Docket 15

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant without waiver of Rule 4001(a)(3), annulment or other extraordinary relief. (What happened post petition for which movant needs annulment?)

Parties are free to negotiate a new lease agreement if they are inclined to do so. That is not a basis for denial of the motion. Movant has made the necessary showing.

Party Information

Debtor(s):

Renwick Alexander Gray

Pro Se

Movant(s):

Park Sierra Properties II L.P.

Represented By
Niv Vladimir Davidovich

Trustee(s):

Carolyn A Dye (TR)

Pro Se

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2:23-16760 Charles Leonard Muscarella

Chapter 7

#3.00 Notice of motion and motion for relief from the automatic stay with supporting declarations UNLAWFUL DETAINER RE: **8110 Norton Street Apt #1 Los Angeles, Ca 90046 .**

Debtor Charles Leonard Muscarella

Docket 25

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Court is confused. Motion is brought by the attorney for the debtor seeking relief from stay to evict the debtor? There is no lease attached. An accompanying memorandum of points and authorities would have been helpful. What is going on here? Hearing required.

(Court notes that the debtor and landlord entered into a stipulation re relief from stay on December 7, 2023. No order approving that stipulation was lodged. If debtor wants that stipulation approved, he should lodge an order using the court's mandatory form order.)

Party Information

Debtor(s):

Charles Leonard Muscarella

Represented By
Stephen L Burton

Movant(s):

Charles Leonard Muscarella

Represented By
Stephen L Burton

Trustee(s):

Sam S Leslie (TR)

Pro Se

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2:23-16887 Jonathan Myung

Chapter 7

#4.00 Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 2576 Coventry Circle #98, Fullerton, California 92833-1286

MOVANT: Selene Finance as servicer for U.S. Bank Trust National Association, Not in Its Individual Capacity But Solely As Owner Trustee For RCF2 Acquisition Trust, its successors and/or assigns

Docket 17

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Case has been dismissed. Motion is not entirely moot, as it seeks extraordinary relief. Either deny motion as moot or, if movant prefers, continue hearing to give movant an opportunity to comply with Court's local, local rule re proceeding to hearing on motions in dismissed cases.

Party Information

Debtor(s):

Jonathan Myung	Pro Se
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Movant(s):

Selene Finance as servicer for U.S.	Represented By Caren J Castle
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Selene Finance as servicer for U.S.	Represented By Caren J Castle
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Trustee(s):

Jason M Rund (TR)	Pro Se
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2:23-17720 Anait Ansouryan

Chapter 7

#5.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: **2021 Mercedes-Benz E350W, VIN: W1KZF8DB5MA893661**

MOVANT: Mercedes-Benz Vehicle Trust successor in interest to Daimler Trust

Docket 9

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant without waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Anait Ansouryan

Represented By
Michael V Jehdian

Movant(s):

Mercedes-Benz Vehicle Trust

Represented By
Sheryl K Ith

Trustee(s):

Peter J Mastan (TR)

Pro Se

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2:23-17955 Juan Angel Rodriguez Rodriguez

Chapter 7

#6.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: **2018 Toyota Corolla, VIN: 2T1BURHEXJC034522 .**

MOVANT: TD Bank, N.A.

Docket 15

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant with waiver of Rule 4001(a)(3).

Party Information

Debtor(s):

Juan Angel Rodriguez Rodriguez

Represented By
Christopher J Lauria

Movant(s):

TD Bank, N.A.

Represented By
Sheryl K Ith

Trustee(s):

Elissa Miller (TR)

Pro Se

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2:23-16872 Joan Bauer

Chapter 11

#7.00 Notice of motion and motion for relief from automatic stay with supporting declarations ACTION IN NON-BANKRUPTCY FORUM RE: **Overland Stockyards, Inc. vs. Phillips Cattle Company, et al., Docket No. 23CU0309, Superior Court of California, County of Kings**

MOVANT: Overland Stockyards Inc.

Docket 65

Courtroom Deputy:

ZoomGov Appearance by:

1/4/24 - Leonoard K. Welsh

Tentative Ruling:

Rulings on Evidentiary Objections:

Objections to Stuart Declaration

1. Sustain. Lack of foundation.
2. Sustain. This is argument, not evidence. Not a subject on which the court needs expert testimony and declarant has not been qualified as an expert witness. Lack of foundation.
3. Sustain. Lack of foundation. This is argument, not evidence. Not a subject on which the court needs expert testimony and declarant has not been qualified as an expert witness.
4. Overrule, but this is argument, not evidence.
5. Overrule, but this is argument, not evidence.
6. Sustain. Lack of foundation. (Why is this testimony objectionable? Parties are in agreement that state court action is not yet at issue as to debtors.)

Objections to Welsh Declaration

1. Sustain. This is argument, not evidence. Not a subject on which the court needs expert testimony and declarant has not been qualified as an expert

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Chapter 11

witness.

2. Sustain. Hearsay, lack of foundation. Much of this is argument, not evidence. Not a subject on which the court needs expert testimony and declarant has not been qualified as an expert witness.

Tentative Ruling on the Merits

Almost without exception, claims filed against a debtor in a bankruptcy case arise under state law. This fact does not warrant abstention. Bankruptcy creates a process for handling these claims. The claimant files a proof of claim and the estate representative files an objection to claim, if he/she objects to allowance of the claim. There is no reason to believe that the claims can be resolved more expeditiously in state court. Movant itself has asserted that the claims are not even at issue as against the debtor. If necessary, court is prepared to enter a comfort order to clarify that movant may assert its claims against nondebtors (and any insurance the nondebtors may have) in the state court action, but bankruptcy court appears to be the appropriate venue for the resolution of claims against the debtor.

Deny motion.

Party Information

Debtor(s):

Joan Bauer

Represented By
Leslie A Cohen

Movant(s):

Overland Stockyards

Represented By
Leonard K Welsh

Trustee(s):

Arturo Cisneros (TR)

Represented By
Arturo Cisneros

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2:22-14832 Karyn Anne Silver

Chapter 11

#8.00 Stipulation re Relief From Automatic Stay Under 11 U.S.C. §362

Docket 150

Courtroom Deputy:

ZoomGov Appearance by:

1/3/24 - Barrett Marum

Tentative Ruling:

Grant motion. Approve stipulation.

Party Information

Debtor(s):

Karyn Anne Silver

Represented By

Stella A Havkin

Vanessa M Haberbush

Movant(s):

BANK OF AMERICA, N.A.

Represented By

J. Barrett Marum

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2:22-14832 Karyn Anne Silver

Chapter 11

#9.00 Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: **470 Layton Way, Los Angeles, CA 90049**

MOVANT: BANK OF AMERICA, N.A.

Docket 156

Courtroom Deputy:

ZoomGov Appearance by:

1/3/24 - Barrett Marum

Tentative Ruling:

The motion is incomplete. Page 1 does not include the name of the movant or the names of the firm or attorneys representing movant. Page 2 does not identify the property that is the subject of the motion. However, any confusion as to what relief is being sought is clarified in the accompanying memorandum of points and authorities and debtor has already stipulated to relief from stay.

Grant motion, with waiver of Rule 4001(a)(3), on terms set forth in stipulation.

Party Information

Debtor(s):

Karyn Anne Silver

Represented By
Stella A Havkin
Vanessa M Haberbush

Movant(s):

BANK OF AMERICA, N.A.

Represented By
J. Barrett Marum

BANK OF AMERICA, N.A.

Represented By
J. Barrett Marum

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2:15-20351 CLARK WARREN BAKER

Chapter 7

Adv#: 2:15-01535 Murtagh v. BAKER et al

#10.00 Order to Show Cause re: Contempt why Defendant Clark Baker should not be held in contempt for violations of the Court orders

fr: 1-31-23; 3-7-23; 3-14-23; 3-28-23; 6-13-23; 7-25-23; 9-26-23; 11-7-23

Docket 939

Courtroom Deputy:

ZoomGov Appearance by:

11/6/23 - Jessica Ponce Merino

11/6/23 - Derek Linke

Tentative Ruling:

Tentative Ruling for January 31, 2023:

Discuss with plaintiff practical methods for achieving his objectives that do not require Baker's participation.

Final Ruling for January 31, 2023:

Continue hearing to March 7, 2023 at 10:00 a.m. Plaintiff should lodge proposed form of order by February 14, 2023. Parties should meet and confer. Any opposition by Baker to proposed form of order should be filed and served by February 28, 2023.

Directives contained in order should fall into two categories: (1) identify steps Baker must take to authorize Murtagh to obtain information/remove content by himself and order Baker to take those steps; and (2) set for very specific information that Baker is required to provide under penalty of perjury. Once Baker has answered these questions, plaintiff can depose Baker. If Court determines that Baker has failed to provide/disclose information that he had the ability to provide in response to these questions or that information

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Chapter 7

provided was inaccurate, Court will refer Baker to District Court for sanctions for criminal contempt.

3/2/23 -- Court approved stipulation extending certain deadlines and continuing hearing to March 14, 2023. OFF CALENDAR FOR MARCH 7, 2023.

Tentative Ruling for March 14, 2023:

At request of parties, Court approved stipulation continuing hearing to **March 28, 2023** at 10:00 a.m. OFF CALENDAR FOR MARCH 14, 2023.

Tentative Ruling for March 28, 2023:

Court has reviewed proposed form of order and objections thereto. Court notes, as defendant has pointed out, that there are no provisions in that order requiring Baker to execute any authorizations to permit plaintiff to take remedial action himself. Court has no objection to plaintiff's omission of such provisions, as they were intended for plaintiff's benefit. It might make more sense to have Baker execute authorizations after he has identified the accounts as to which authorizations are required.

Baker argues that these remedial steps are improper in light of the fact that the Court has not held Baker in contempt. Perhaps this was not expressly stated (and should have been), but the Court has added such a finding to the proposed form of order. Court agrees that the proposed order does not specify what counsel is looking for from counsel with the certification that the order requires and, depending on what was intended, this may not be appropriate. Court has remedied that problem with its revisions to the proposed form of order.

Court agrees that, now that judgment has been entered, this proceeding should focus on remedies for the debtor's violations of the injunction contained in the judgment. Court has modified the proposed form of order accordingly.

Review entered order with parties and respond to any questions.

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Chapter 7

Final Ruling for March 28, 2023 (see written order, docket no. 975 and amendment/modification thereto, docket no. 977)

Baker held in contempt for willfully violating paragraphs 2, 5, 6, 7, 8, 9 and 13 of Injunction included in February 17, 2022 Default Judgment and Permanent Injunction (docket no. 867). To purge contempt, Baker must file and serve a declaration containing certain specified information. Baker's counsel must provide a certification in which she states under penalty of perjury that she does not know of any responsive information not already contained in Baker's declaration and has no reason to believe that any of the information contained in his declaration is inaccurate or incomplete. Within 30 days after Baker serves the Baker Declaration, he must appear for a deposition by plaintiff of up to 21 hours on the record. If Baker fails to purge his contempt in this manner, court will prepare a report and recommendation to the district court that he be held in criminal contempt and incarcerated for not less than one year. Within 30 days after completion of deposition, plaintiff may file and serve a supplemental brief re contempt sanctions. Defendant's response and objections if any must be filed and served within 7 days thereafter. Plaintiff's reply must be served and filed within 7 days after filing of defendant's response and objections. Court will conduct a continued hearing on June 6, 2023 at 2:00 p.m. to assess extent to which Baker has complied.

4/26/23 -- Court entered order continuing hearing to July 25, 2023 at 10:00 a.m. OFF CALENDAR FOR JUNE 13, 2023.

7/14/23 -- Court approved stipulation continuing hearing to September 26, 2023 at 10:00 a.m. (See order for additional dates.) OFF CALENDAR FOR JULY 25, 2023.

9/18/23 -- Court approved stipulation continuing hearing to November 7, 2023 at 10:00 a.m. (See order for additional dates.) OFF CALENDAR FOR SEPTEMBER 26, 2023.

10/2/23 -- Court approved stipulation continuing briefing deadlines to October 6, 2023 for defendant's response and October 11, 2023 for plaintiff's reply.

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Tentative Ruling for November 7, 2023:

Rulings on Baker's Evidentiary Objections

All of the objections appear to relate to Murtagh's supplemental brief -- a memorandum of points and authorities -- not to any declaration that was filed. There is no such thing as an evidentiary objection to a memorandum of points and authorities. It is not evidence. Overrule in their entirety.

Tentative Ruling on the Merits:

The Court has a number of questions and comments after reviewing the parties' submissions. Baker reports that he has tried to transfer the URL jamesmurtaghmdtruth.com. Did this transfer eventually get accomplished? If not, what is the status of the transfer?

For each instance in the Baker compliance declarations where he says that there are no provisions in the court's order applicable to this online property, Baker needs to supplement his response with a declaration/certification that that online property has not been used to host, store, maintain or communicate about any content relating to Dr. Murtagh in any form, variation or misspelling, including the use of any moniker, such as "goon," "mo," "shakedowndoc," "baddoc," or "baddocjrm." The orders are broad enough to include any website, URL, or other online property that refers to Dr. Murtagh in any way, even if those properties are not identified by name.

What does the text that appears on page 6 at lines 23 through 28 of Baker's May 5, 2023 declaration [docket no. 990] mean? "A backup of jamesmurtaghmdtruth.com was transferred from Defendant sometime in 2015 or 2016 and was taken down before 2017. The lack of screenshots (one, compared to OMSHJ's 300+ and JamesMurtaghMDTruth.com 29 times). Australian citizen John McNair facilitated that transfer to the unknown server owner." Who is John McNair? Why was he the one facilitating this transfer? Does Baker have contact information for him? How does Baker know that McNair did this?

In the same declaration, on p. 152, at lines 22-28, why does Baker believe that this property was owned by Pardo? What steps did Baker take to

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determine when this file was deleted if it was not his?

Same questions with regard to the text on p. 155 at lines 19-26.

Murtagh complains about Baker's claim that he destroyed information prior to the entry of the injunction rather than transferring it to Murtagh as required by the injunction and wants unrestricted access to Baker's Protonmail account(s) (which include the email that Baker claims to use to communicate with his attorney). Does the injunction require Baker to provide access to his Protonmail account? Does the interim order hold him in contempt for failing to provide this information? Paragraph 2 of the Injunction prohibits him from "registering, purchasing, owning, selling, or transferring (other than to Dr. Murtagh), administering, or maintaining online properties including websites, domain names, blogs, social-media accounts, apps or email accounts that mention or refer to James Murtagh, M.D.," or any version or misspelling, etc. But where does it say that he has to provide access to all of his emails, including his emails to counsel? And was this language really intended to preclude him from sending an email to his attorney asking about something related to the lawsuit by Dr. Murtagh against him or the judgment that has been entered against him? Is it appropriate to characterize Baker's keeping a copy of an email to or from his attorney concerning this litigation an "online property" that Baker is required to transfer to Murtagh or delete? (See paragraph 12(b) and 12(c) of the judgment, "Notwithstanding anything to the contrary, nothing in this Order shall be construed: (b) to apply to confidential attorney-client communications or protected attorney work product; (c) to require anyone to purge internal electronic or paper copies of litigation files.")

It is true that this Court previously found that Baker waived his attorney/client privilege by failing to respond to discovery requests in a timely manner, but was that waiver intended to operate prospectively even to communications between Baker and Ms. Ponce, such that Baker will never again have an attorney/client privilege with regard to this litigation? And where in the injunction or the contempt orders is any obligation to turnover financial information? True, plaintiff can conduct a judgment debtor examination, but that is not what this contested matter is about.

And Murtagh seems to say that the purpose of access to the Protonmail is to

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permit the plaintiff to remedy the effects of Baker's defamation, but the Court has already granted remedies -- a monetary award for monetary damages suffered and prospective injunctive relief to prevent/prohibit Baker from continuing to defame Murtagh. How does plaintiff's request square with the relief that was actually granted by the judgment?

Baker testified that he shredded 8, 9 or 10 boxes of written information concerning Dr. Murtagh, or caused them to be shredded. Where/how did he find the shredding company that he used? Did they come to Carol Dunn's house to pick up the documents and take them elsewhere for shredding or did the shredding occur at the house? Or did Baker bring the boxes to the shredder? Where was the company located? How did he make arrangements with them? By phone, by email? How much did they charge?

Baker testified in his declarations that he deleted everything relating to Dr. Murtagh from the OMSJ.org website before the declaration was filed. Court agrees that this testimony has been proven false, as evidenced by Exhibit E to the Linke declaration [docket no. 1013], which shows files relating to Dr. Murtagh still present on that website as of August 4, 2023. Court rejects Baker's testimony attempting to blame the continuing existence of these files on the CIA, NSA, CDC or Dr. Fauci as having been invented out of whole cloth. Have these files now been deleted?

Baker testifies at great length about files that he deleted on October 20, 2016 and the diligent search that he conducted on his computer on January 4, 2023. How does Baker know that he deleted these files on October 20, 2016? What specific documents, entries, etc. did he see that reflected this date? What steps did Baker take on January 4, 2023 as part of this "diligent search"?

If Baker has no duty to provide unfettered access to his Protonmail, court will not hold him in civil contempt for failing to do so and/or incarcerate him until he does this. And this Court cannot incarcerate Baker to punish him for contempt. The appropriate procedure is for this Court to issue a report and recommendation to the District Court recommending incarceration for criminal contempt, if that seems appropriate under the circumstances.

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The biggest problems that the Court sees at this point with Baker's purported compliance with the injunction are the following:

1. Baker's false testimony about the deletion of the contents of the OMSJ.org website (both that the files were deleted, when they obviously weren't, and his theory that there was some kind of a government conspiracy that must have put these files back up on the internet);
2. Baker's implausible and unsupported testimony about having arranged for files to be shredded without keeping any records or documents whatsoever to demonstrate that he accomplished this destruction.
3. Baker's failure to copy plaintiff's counsel on any communications with anyone about his efforts to comply with the injunction.
4. On page 2 of docket no. 1027, Plaintiff's supplemental reply, plaintiff asserts that "Baker has recently resumed cyberstalking and harrassing Dr. Murtagh." To what is Murtagh referring? What does plaintiff claim that Baker is currently doing that constitutes cyberstalking or harrassment?

Hearing required.

12/21/23 -- Court granted defendant's motion to extend deadline to file supplemental declaration to December 28, 2023.

Tentative Ruling for January 9, 2024:

Court has reviewed Baker's latest declaration filed December 28, 2023. Missing from this declaration is any response to the questions posted on page 19 concerning the October 20, 2016 deletions and the January 4, 2023 "diligent search." Also missing from the declaration was the information that Baker was required to provide with regard to two websites as to which Baker had previously stated that the court order did not have any provisions for this particular website: Clarkbaker.org and OSMJ.org. Why were these omitted?

Hearing required.

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Debtor(s):

CLARK WARREN BAKER

Represented By
Baruch C Cohen

Defendant(s):

CLARK WARREN BAKER

Represented By
Jessica Ponce I

Plaintiff(s):

James Murtagh

Represented By
David P Bleistein
Lisa Hiraide
Derek Linke
Derek A Newman

Trustee(s):

Sam S Leslie (TR)

Represented By
Carolyn A Dye

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Adv#: 2:15-01535 Murtagh v. BAKER et al

#11.00 Status Conference re: 67 (Dischargeability - 523(a)(4), fraud as fiduciary, embezzlement, larceny) (68 (Dischargeability - 523(a)(6), willful and malicious injury)) Complaint by James Murtagh against Clark Warren Baker

fr. 12-8-15, 2-9-16, 4-5-16, 5-10-16, 5-24-16, 5-31-16, 9-27-16, 11-15-16, 1-10-17, 3-14-17, 6-13-17, 6-27-17, 7-11-17, 10-31-17, 2-13-18, 3-13-18, 5-8-18, 6-27-18, 8-16-18, 9-27-18, 12-11-18, 1-8-19, 3-12-19, 4-2-19, 6-11-19, 7-30-19, 10-15-19, 11-19-19, 12-3-19, 3-31-20, 6-16-20, 7-21-20, 10-27-20, 11-10-20, 12-15-20, 1-12-21, 4-27-21, 8-17-21, 9-28-21, 1-25-22; 6-21-22; 8-16-22; 7-25-23 11-1-22; 12-13-22; 6-13-23; 9-26-23; 11-7-23

Docket 1

Courtroom Deputy:

ZoomGov Appearance by:

11/6/23 - Jessica Ponce Merino

11/6/23 - Derek Linke

Tentative Ruling:

Defendant's counsel should not handwrite documents to be filed with the Court. His writing is illegible.

Continue status conference to May 10, 2016 at 2:00 p.m. to be heard concurrently with related matters that will be on calendar for that date. OFF CALENDAR. NO APPEARANCE REQUIRED.

Tentative Ruling for May 31, 2016:

Revisit status of action after conclusion of related matters on calendar.

6/2/16 -- Court signed scheduling order setting following dates:

**United States Bankruptcy Court
Central District of California
Los Angeles
Sheri Bluebond, Presiding
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Hearing Room 1539

10:00 AM

CONT... CLARK WARREN BAKER

Chapter 7

Cont'd status conference -- September 27, 2016 at 2:00 p.m.
L/D to file joint status report -- September 13, 2016
Discovery cutoff -- September 30, 2016
L/D to lodge order appointing mediator -- June 17, 2016
Deadline to complete mediation -- September 27, 2016

7/6/16 -- court approved order appointing mediators.

Tentative Ruling for September 27, 2016:

Plaintiff has filed a notice of inability to prepare joint status report. Where is the declaration required by LBR 7016-1(a)(3) that must be included whenever a party submits a unilateral status report? Why haven't the parties used the mandatory status report form required by LBR 7016-1(a)(2)? When counsel for plaintiff provided a draft status report that did not comply with the Local Bankruptcy Rules, why didn't counsel for the defendant file a unilateral report in compliance with LBR 7016-1(a)(3)?

Impose sanctions of \$150 on counsel for each of the parties. Counsel for the plaintiff is urged to download a current version of the Court's local rules, as he is apparently relying on an outdated version of the rules. He should refer to the Court's website.

As a result, although there is a great deal of alleged information contained in plaintiff's filing, none of it is evidence and it does not address the issues that are supposed to be included in the status report.

Set continued status conference in approximately 30 to 45 days. Parties are to file the required joint status report form not less than two weeks prior to the continued status conference.

Tentative Ruling for March 14, 2017:

Revisit status of action after conclusion of hearing on matter no.101.

3/25/17 -- Court signed scheduling order setting following dates:

**United States Bankruptcy Court
Central District of California
Los Angeles
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Courtroom 1539 Calendar**

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10:00 AM

CONT... CLARK WARREN BAKER

Chapter 7

Cont'd status conference -- June 13, 2017 at 2:00 p.m.

L/D to file joint status report -- May 30, 2017

L/D to designate experts and exchange reports -- May 15, 2017

L/D to exchange responsive reports -- June 12, 2017

5/26/17 -- Court granted motion to extend June 12 deadline to June 19 and continued status conference to June 27, 2017 at 2:00 p.m. OFF CALENDAR FOR JUNE 13, 2017.

6/12/17 -- Court approved stipulation continuing hearing to July 11, 2017 at 2:00 p.m. OFF CALENDAR FOR JUNE 27, 2017.

Tentative Ruling for July 11, 2017:

Parties were to exchange expert witness reports. They did not need to file them. On May 16, 2017, Court reopened discovery for a period of 60 days from that date to permit the parties to conduct additional discovery related to the website www.baddocjrm.com. Are the parties on track to complete that discovery by July 15?

Set deadline for the completion of expert discovery. Has all other discovery been completed?

Set pretrial conference and deadline for lodging joint pretrial order. Discuss with parties form of proposed pretrial order.

8/15/17 -- Court approved scheduling order setting following dates:

L/D to complete expert discovery -- September 15, 2017

Cont'd status conference -- October 31, 2017 at 2:00 p.m.

L/D to file joint status report -- October 17, 2017

Tentative Ruling for October 31, 2017:

In light of court's rulings in related matters, when does plaintiff anticipate that he will be ready for trial.

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CONT... CLARK WARREN BAKER

Chapter 7

2/6/18 -- Court approved stipulation continuing hearing to March 13, 2018 at 2:00 p.m. OFF CALENDAR FOR FEBRUARY 13, 2018.

Tentative Ruling for March 13, 2018:

Continue status conference to March 20, 2018 at 2:00 p.m. to be heard concurrently with motion on calendar for that date and time. Where is status report that should have been filed two weeks before status conference?
APPEARANCES WAIVED ON MARCH 13, 2018.

Tentative Ruling for June 27, 2018:

Continue status conference to date of hearing on OSC (August 16, 2018 at 10:00 a.m.)

Tentative Ruling for August 16, 2018:

Revisit status of action after conclusion of hearing on OSC.

Tentative Ruling for September 27, 2018:

Continue status conference to a date after neutral expert should have filed his initial status report.

Tentative Ruling for December 11, 2018:

Revisit status of action after conclusion of hearing on matter no. 209.

12/10/18 -- Court approved stipulation continuing hearing to January 8, 2019 at 2:00 p.m. OFF CALENDAR FOR DECEMBER 11, 2018. NO APPEARANCE REQUIRED.

Tentative Ruling for January 8, 2019:

Revisit status of action after conclusion of hearing on matter no. 209.

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10:00 AM

CONT... CLARK WARREN BAKER

Chapter 7

3/6/19 -- Court continued hearing to April 2, 2019 at 10:00 a.m. to be heard concurrently with related matters on calendar for that date and time.

Tentative Ruling for April 2, 2019:

Revisit status of action after conclusion of hearing on related matters on calendar.

Tentative Ruling for June 11, 2019:

For reasons set forth in tentative ruling for matter no. 7, strike Baker's answer to complaint and enter judgment for plaintiff and take status conference off calendar. Plaintiff should lodge proposed form of judgment.

Final Ruling for June 11, 2019:

Court held that it would be more appropriate for plaintiff to file a motion for default judgment once Baker's answer has been stricken than for the court to grant summary judgment summarily. Court extended deadline for plaintiff to file motion for default judgment to December 2, 2019.

What is the status of this matter? What progress has been made with regard to the turnover of records from the neutral expert to the plaintiff? Hearing required.

Tentative Ruling for November 19, 2019:

What is the status of this matter? What progress has been made with regard to the turnover of records from the neutral expert to the plaintiff?

11/18/19 -- At plaintiff's request, Court continued status conference to December 3, 2019 at 10:30 a.m. to be heard concurrently with other matters set for hearing at that date and time. OFF CALENDAR. NO APPEARANCE REQUIRED.

Tentative Ruling for December 3, 2019:

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CONT... CLARK WARREN BAKER

Chapter 7

Continue status conference to date that can be used for hearing on motion for default judgment (which must be filed by March 20, 2020).

Final Ruling for December 3, 2019:

Continue status conference to March 31, 2020 at 2:00 p.m. Plaintiff should file and serve a unilateral status report not later than March 17, 2020.

Tentative Ruling for March 31, 2020:

Where is the status report that plaintiff should have filed by March 17? Why hasn't counsel for plaintiff filed stipulation with Mr. Broom or lodged order resolving motion for turnover? Hearing required.

Status report filed on March 27, 2020. Court received copy on March 30, 2020. It now appears that plaintiff has abandoned any attempts to obtain information from Mr. Broom and plans to file yet another motion that he believes will enable him to maintain the information that he desires. Has that motion been filed and, if so, when is it set for hearing? Court still needs the order that plaintiff was to lodge in connection with turnover motion. Court will not want to rule on that motion until it has memorialized in an order its prior ruling on the latest turnover motion.

Tentative Ruling for June 16, 2020:

Revisit status of action after conclusion of related matter on calendar. Discuss with parties plaintiff's request for a further extension of deadline to file motion for default judgment.

7/2/20 -- Court approved scheduling order setting continued status conference for July 21, 2020 at 2:00 p.m., requiring parties to file joint status report by July 7, 2020 and extending the deadline for plaintiff to file a default judgment motion to July 31, 2020.

Tentative Ruling for July 21, 2020:

Revisit status of action after conclusion of related matter on calendar.

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CONT... CLARK WARREN BAKER

Chapter 7

8/4/20 -- Court approved scheduling order extending deadline to file default judgment motion to October 30, 2020.

Tentative Ruling for October 27, 2020:

Continue status conference to date of hearing on one or more of the motions that plaintiff plans to file.

Tentative Ruling for December 15, 2020:

Revisit status of action after conclusion of hearing on related matter.

1/12/21 -- At hearing held this date, Court continued status conference to April 27, 2021 at 2:00 p.m. OFF CALENDAR FOR MARCH 2, 2021.

Tentative Ruling for April 27, 2021:

Discuss with parties the prospect of extending the discovery cutoff and continuing the deadline for the filing of a motion for default judgment.

5/3/21 -- Court signed scheduling order setting following dates:

Cont'd status conference August 17, 2021 at 2:00 p.m.

Status report waived

L/D to complete discovery -- July 6, 2021

L/D to file motion for default judgment -- July 27, 2021

L/D to have motion for default judgment heard -- August 17, 2021 at 2:00

Tentative Ruling for September 28, 2021:

Continue status conference to date of continued hearing on motion for default judgment.

1/10/22 -- Court approved stipulation continuing status conference to February 15, 2022 at 2:00 p.m. (See order for additional dates.) OFF

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10:00 AM

CONT... CLARK WARREN BAKER
CALENDAR FOR JANUARY 25, 2022.

Chapter 7

Tentative Ruling for February 15, 2022:

Revisit status of adversary proceeding after conclusion of hearing on motion for default judgment.

Tentative Ruling for August 16, 2022:

Plaintiff has appealed this Court's July 11, 2022 order denying plaintiff's motion for sanctions as against Cohen and Steele. If this order is reversed on appeal, the motion is likely to be remanded. Other than that, is there anything left of this adversary proceeding? Should the matter be closed? (It can/will be reopened if and when there is a remand from the district court or the court of appeals.) Hearing required.

Final Ruling for August 16, 2022:

Continue status conference to November 1, 2022 at 2:00 p.m. Waive requirement of filing joint status report. If parties want the court to hear or resolve anything at that status conference, they should file papers not later than October 11, 2022. The court identified two open issues: (1) the status of materials in Broom's inventory -- what should become of these materials; and (2) plaintiff's concern that defendant is not in compliance with permanent injunction.

Tentative Ruling for November 1, 2022:

Continue hearing to December 13, 2022 at 2:00 p.m. to be heard concurrently with Natural Immunogenic's motion for order governing final disposition of data. OFF
CALENDAR FOR NOVEMBER 1, 2022.

Tentative Ruling for December 13, 2022:

What, if anything, remains of this action, other than the pending appeal of this Court's order denying plaintiff's motion for attorneys' fees as against Messrs. Cohen and Steele? Hearing required.

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10:00 AM

CONT... CLARK WARREN BAKER

Chapter 7

4/26/23 -- Court entered order continuing hearing to July 25, 2023 at 10:00 a.m. OFF CALENDAR FOR JUNE 13, 2023.

7/14/23 -- Court approved stipulation continuing hearing to September 26, 2023 at 10:00 a.m. (See order for additional dates.) OFF CALENDAR FOR JULY 25, 2023.

9/18/23 -- Court approved stipulation continuing hearing to November 7, 2023 at 10:00 a.m. (See order for additional dates.) OFF CALENDAR FOR SEPTEMBER 26, 2023.

Tentative Ruling for January 9, 2024:

Revisit status of action after conclusion of hearing on matter no. 10.

Party Information

Debtor(s):

CLARK WARREN BAKER

Represented By
Baruch C Cohen

Defendant(s):

CLARK WARREN BAKER

Represented By
Jessica Ponce I

Plaintiff(s):

James Murtagh

Represented By
David P Bleistein
Lisa Hiraide
Derek Linke
Derek A Newman

Trustee(s):

Sam S Leslie (TR)

Represented By
Carolyn A Dye

**United States Bankruptcy Court
Central District of California
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Tuesday, January 9, 2024

Hearing Room 1539

2:00 PM

2:21-14900 Norberto Fidel Reyes, III

Chapter 7

Adv#: 2:21-01186 Brown et al v. Reyes, III

#200.00 Status Conference re: 67 (Dischargeability - 523(a)(4), fraud as fiduciary, embezzlement, larceny)), 62 (Dischargeability - 523(a)(2), false pretenses, false representation, actual fraud)), (68 (Dischargeability - 523(a)(6), willful and malicious injury)), (41 (Objection / revocation of discharge - 727(c),(d),(e))), (14 (Recovery of money/property - other)) Complaint by Diane Y Brown , Richard W Brown against Norberto Fidel Reyes III.

fr. 11-30-21; 4-5-22; 5-3-22; 5-10-22; 6-22-22; 10-11-22; 1-31-23; 2-7-23;
4-18-23; 5-2-23; 8-29-23

Docket 3

Courtroom Deputy:

12/6/22 - Fifth Amended Complaint Filed

Tentative Ruling:

Tentative Ruling for November 30, 2021:

Set deadline for plaintiffs to file amended complaint. Continue status conference to date that can be used for a hearing on any motion to dismiss that may be filed with regard to the amended complaint.

Final Ruling for November 30, 2021:

Continue status conference to April 5, 2022 at 2:00 p.m. Joint status report should be filed not later than March 22, 2022. (Court ordered plaintiff to file third amended complaint not later than February 15, 2022.)

Plaintiffs filed amended complaint on February 14, 2022. Response to complaint was due March 21, 2022. Docket does not reflect filing of response. Set deadline for plaintiff to file request for entry of default and motion for entry of default judgment. Continue status conference to coincide with hearing on default judgment motion.

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2:00 PM

CONT... Norberto Fidel Reyes, III

Chapter 7

(Note: Plaintiff used wrong form for status report -- the form used was an attachment to be used when there are more than two parties to a complaint, not the actual form itself.)

Tentative Ruling for June 22, 2022:

Revisit status of action after conclusion of hearing on motion for default judgment.

Tentative Ruling for October 11, 2022:

Revisit status of action after conclusion of hearing on motion to dismiss.

Tentative Ruling for January 31, 2023:

Continue status conference to February 7, 2023 at 2:00 p.m. to be heard concurrently with motion to dismiss. OFF CALENDAR FOR JANUARY 31, 2023.

Tentative Ruling for February 7, 2023:

Revisit status of action after conclusion of hearing on motion to dismiss.

2/8/23 -- Court signed order granting motion to dismiss without leave to amend first claim for relief. Motion denied with regard to balance of claims. Defendant must file and serve answer to complaint (excluding paragraphs 56 through 59) not later than March 6, 2023.

Tentative Ruling for May 2, 2023:

Court received plaintiff's unilateral status report. Court ordered parties to file joint status report. What efforts have plaintiff's made to get defendant to cooperate in filing a joint status report or to meet and confer in compliance with LBR 7026-1? Hearing required.

5/8/23 -- Court approved scheduling order setting following dates:

Discovery cutoff -- August 31, 2023

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2:00 PM

CONT... Norberto Fidel Reyes, III

Chapter 7

Cont'd status conference -- August 29, 2023 at 2:00 p.m.
L/D to file joint status report -- August 14, 2023.

Tentative Ruling for August 29, 2023:

Defendant checked the box saying he does not consent to this court's entry of final orders, but this is a 523 action, which is a core matter in which this court can enter final orders without the defendant's consent.

Set deadline for filing of pretrial motions, including discovery motions.
Continue status conference to anticipated date of hearing on pretrial motions.
Relieve plaintiff of obligation to prepare joint motion as required by local rules.

8/30/23 -- Court signed scheduling order with following dates:

Extended discovery cutoff -- January 12, 2024
L/D to file pretrial motions -- January 19, 2024
L/D to file joint status report -- December 26, 2023
Cont'd status conference -- January 9, 2024 at 2:00 p.m.

Tentative Ruling for January 9, 2024:

Court has already set January 19, 2024 as last day to file pretrial motions, which includes motions to compel discovery and motions to be relieved from deemed admissions, as well as motions for summary judgment. Do the parties anticipate filing any pretrial motions? Hearing required.

Party Information

Debtor(s):

Norberto Fidel Reyes III	Pro Se
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Defendant(s):

Norberto Fidel Reyes III	Pro Se
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Plaintiff(s):

Richard W Brown	Pro Se
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Diane Y Brown	Pro Se
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**United States Bankruptcy Court
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2:00 PM

CONT... Norberto Fidel Reyes, III

Chapter 7

Trustee(s):

John P Pringle (TR)

Pro Se

**United States Bankruptcy Court
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2:00 PM

2:21-19252 Juan L Tapia

Chapter 7

Adv#: 2:22-01183 KURTZ v. The 4550 Center Street Trust

#201.00 Status Conference re: 14 (Recovery of money/property - other)), (11 (Recovery of money/property - 542 turnover of property) Complaint by HEIDE KURTZ against The 4550 Center Street Trust

fr: 10-31-23

Docket 1

Courtroom Deputy:

ZoomGov Appearance by:

1/5/24 - Carmela Pagay

Tentative Ruling:

Tentative Ruling for October 31, 2023:

Did the parties participate in a mediation on October 18, 2023? If so, what was the result?

Parties report that discovery has been completed. If matter did not settle, set motion cutoff date and pretrial conference date.

Final Ruling for October 31, 2023:

Defendant did not appear. Continue status conference to January 9, 2024 at 2:00 p.m. Parties should file updated status report not later than December 26, 2023. Plaintiff should file and serve notice of continuance.

Tentative Ruling for January 9, 2024:

Parties report that discovery has been completed. Set deadline for filing pretrial motions and pretrial conference.

Party Information

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2:00 PM

CONT... Juan L Tapia

Chapter 7

Debtor(s):

Juan L Tapia

Represented By
Edward A Villalobos

Defendant(s):

The 4550 Center Street Trust

Represented By
Edward A Villalobos

Plaintiff(s):

HEIDE KURTZ

Represented By
Carmela Pagay

Trustee(s):

Heide Kurtz (TR)

Represented By
Timothy J Yoo
Carmela Pagay

**United States Bankruptcy Court
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Tuesday, January 9, 2024

Hearing Room 1539

2:00 PM

2:23-10553 Jorge A. Bravo

Chapter 7

Adv#: 2:23-01144 Fo Construction, a California corporation v. Bravo

#202.00 Status Conference re: 62 (Dischargeability - 523(a)(2), false pretenses, false representation, actual fraud)), (67 (Dischargeability - 523(a)(4), fraud as fiduciary, embezzlement, larceny)), (68 (Dischargeability - 523(a)(6), willful and malicious injury) Complaint by FO Construction, a California corporation against Jorge A. Bravo.

fr. 7-11-23; 8-15-23; 11-14-23

Docket 1

***** VACATED *** REASON: CONTINUED TO 2-27-24 AT 2PM.
APPEARANCES WAIVED.**

Courtroom Deputy:

6/8/23 - Answer to complaint filed

6/27/23 - Bankruptcy Case Closed

Tentative Ruling:

Tentative Ruling for July 11, 2023:

On May 16, 2023, this court granted plaintiff relief from stay to permit it to proceed to a final judgment in state court on its fraud claims against defendant. Has plaintiff obtained such a judgment?

According to the status report, plaintiff plans to file a motion for summary judgment. When will plaintiff be in a position to file that motion?

Hearing required.

Final Ruling for July 11, 2023:

Plaintiff's counsel failed to appear. Court issued OSC why case should not be dismissed for failure to prosecute. Hearing on OSC and continued status conference will be set for August 15, 2023 at 2:00 p.m. (Court waived the

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CONT...

Jorge A. Bravo

Chapter 7

requirement that an updated status report be filed in connection with the August 15 status conference.)

Tentative Ruling for August 15, 2023:

Has the state court entered a default judgment? If not, why not? If so, when does the plaintiff believe that it will be in a position to file a motion for summary judgment? Hearing required.

Final Ruling for August 15, 2023:

Default judgment papers were rejected by state court and resubmitted on August 8, 2023. Continue hearing to November 14, 2023 at 2:00 p.m. Status report due October 31, 2023. Motion for summary judgment should be filed by October 3, 2023 if movant wants it heard on November 14, 2023.

Tentative Ruling for November 14, 2023:

Plaintiff reports that motion for default judgment was rejected again and refiled on October 12, 2023. Continue status conference to January 9, 2024 at 2:00 p.m. to give plaintiff a further opportunity to obtain a default judgment. Plaintiff should file updated status report not later than December 26, 2023 (and may file it earlier if it prefers). APPEARANCES WAIVED ON NOVEMBER 14, 2023.

Tentative Ruling for January 9, 2024:

State court has requested additional documents and has scheduled a prove-up on the default motion for January 12, 2024. Continue status conference to February 27, 2024 at 2:00 p.m. Plaintiff should file updated status report not later than February 16, 2024. APPEARANCES WAIVED ON JANUARY 9, 2023.

Party Information

Debtor(s):

Jorge A. Bravo

Represented By
James D. Hornbuckle

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2:00 PM

CONT... Jorge A. Bravo

Chapter 7

Defendant(s):

Jorge A. Bravo

Pro Se

Plaintiff(s):

Fo Construction, a California

Represented By
Matthew D. Resnik

Trustee(s):

Jason M Rund (TR)

Pro Se

**United States Bankruptcy Court
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2:00 PM

2:17-22698 Jose Antonio Zamora

Chapter 7

Adv#: 2:22-01149 Gonzalez, Chapter 7 Trustee v. De La Madrid

#203.00 Status Conference re: 11 (Recovery of money/property - 542 turnover of property)), (72 (Injunctive relief - other)) against Danniell De La Madrid, LLamas Estate, LLC, Muziknewum, LTD, Castizo Holdings, LLC, Muzikneum Nevada Irrevocable Spendthrift Trust.

fr: 9-27-22; 11-9-22; 1-24-23; 4-18-23; 5-2-23; 6-6-23; 9-12-23

Docket 1

***** VACATED *** REASON: CONTINUED TO 5-14-24 AT 2PM.
APPEARANCES WAIVED.**

Courtroom Deputy:

Tentative Ruling:

Tentative Ruling from November 9, 2022:

Continue status conference to January 24, 2023 at 2:00 p.m. Parties should file updated status report not later than January 10, 2023. (If district court still has not acted on report and recommendation, trustee may file unilateral report.) If trustee wants to grant an extension of time for defendants to file a response to the complaint in this action, he should lodge an order that provides for such an extension.

Tentative Ruling for January 24, 2023:

Court has reviewed trustee's status report. Continue hearing to April 18, 2023 at 2:00 p.m. to give District Court a further opportunity to act on this Court's report and recommendation. Parties are to file status report not later than April 4, 2023. (If District Court has not issued ruling, report may be unilateral.)

Tentative Ruling for May 2, 2023:

Court has reviewed the District Court's ruling on its report and

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2:00 PM

CONT...

Jose Antonio Zamora

Chapter 7

recommendation in the related adversary proceeding. Did plaintiff comply with the District Court's direction that it lodge a proposed form of judgment in that action?

Trustee in his status report recommends that the Court continue this hearing and defendant's deadline to respond to complaint for a period of approximately 4 months to see if defendants comply with the trustee's efforts to market and sell the property. Court agrees with this approach; however, court would nevertheless like the parties to appear at the May 2 hearing to discuss dates and procedures.

Tentative Ruling for June 6, 2023:

Set continued status conference date for same date and time as continued hearing on matter no. 209.

Tentative Ruling for September 12, 2023:

At trustee's request, continue status conference to January 9, 2024 at 2:00 p.m. Parties should file joint status report not later than 14 days prior to continued status conference. APPEARANCES WAIVED ON SEPTEMBER 12, 2023.

Tentative Ruling for January 9, 2024:

At trustee's request, continue status conference to May 14, 2024 at 2:00 p.m. Parties should file joint status report not later than 14 days prior to continued status conference. APPEARANCES WAIVED ON JANUARY 9, 2024.

Party Information

Debtor(s):

Jose Antonio Zamora

Pro Se

Defendant(s):

Danniel De La Madrid

Pro Se

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CONT... Jose Antonio Zamora

Chapter 7

Joint Debtor(s):

Martha Delia Zamora

Pro Se

Plaintiff(s):

Rosendo Gonzalez, Chapter 7

Represented By
Rosendo Gonzalez

Trustee(s):

Rosendo Gonzalez (TR)

Represented By
Rosendo Gonzalez

**United States Bankruptcy Court
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2:00 PM

2:18-22731 ERIN JEON

Chapter 7

Adv#: 2:20-01649 Gonzalez v. JEON et al

#204.00 Status Conference re: 14 (Recovery of money/property - other)), (13 (Recovery of money/property - 548 fraudulent transfer)) Complaint by Rosendo Gonzalez against ERIN JEON, Jong Kim, Richard Y Park, Carolyn Park, LION & ERIN CORPORATION, Mi-Kyung Kim, Jong Hwan Kim, Tae-Hyun Kim, Yong Hun Kim, Yoon Jeong Choi, Sung Sik Lim, Young Sook Kang, JSDB, Inc., Hyo Jin Japanese Restaurant, Inc.

fr. 12-15-20, 3-30-21, 6-29-21, 10-12-21, 10-14-21, 2-15-22; 5-10-22; 7-26-22; 9-6-22; 10-25-22; 2-28-23; 6-27-23

Docket 1

Courtroom Deputy:

ZoomGov Appearance by:

6/23/23 - Rosendo Gonzalez

Tentative Ruling:

Continue status conference 90 to 120 days. Order parties to complete a day of mediation prior to date of continued mediation.

12/16/20 -- Court approved scheduling order setting following dates:

Cont'd status conference -- March 30, 2021 at 2:00 p.m.

L/D to file updated status report -- March 16, 2021

L/D to lodge order appointing mediators -- January 5, 2021

Deadline to complete mediation -- March 30, 2021

1/15/21 -- Court approved order appointing mediators.

Tentative Ruling for March 30, 2021:

Where is the status report that should have been filed by March 16, 2021?

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CONT... ERIN JEON

Chapter 7

How long do the parties need to complete discovery? Hearing required.

4/2/21 -- Court approved stipulation dismissing defendant Sung Sik Lim only.

Tentative Ruling for June 29, 2021:

Where is the scheduling order that plaintiff was to lodge after the last status conference (setting discovery cutoff of October 29, 2021)? Where is the joint status report that should have been filed by June 15, 2021? Hearing required.

Final Ruling for June 29, 2021:

Set discovery cutoff of October 29, 2021. Continue status conference to October 12, 2021 at 2:00 p.m. (later continued by the Court to October 14, 2021 at 10:00 am). Parties should file updated status report not later than September 28, 2021. Court will enter order imposing sanctions of \$150 each on counsel for defendants for failing to appear at status conference and \$150 each on parties who have failed to make initial disclosures. Court will prepare scheduling order.

Tentative Ruling for October 14, 2021:

In status report, certain of the parties represent that they anticipate completing their discovery by April 1, 2022. Are the parties requesting an extension of the October 29, 2021 discovery cutoff?

11/29/21 -- Court approved scheduling order with following dates:
Cont'd status conference -- February 15, 2022 at 2:00 pm
Cont'd discovery cutoff -- April 29, 2022
L/D to file updated status report -- February 1, 2022

Tentative Ruling for February 15, 2022:

According to status report, defendant may file a summary judgment motion. Set deadline for filing pretrial motions and continue status conference to date that can serve as date of hearing on pretrial motions.

**United States Bankruptcy Court
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Tuesday, January 9, 2024

Hearing Room 1539

2:00 PM

CONT... ERIN JEON

Chapter 7

Are parties on track to complete discovery by April 29, 2022? Hearing required.

2/23/22 -- Court approved scheduling order setting following dates:

Cont'd status conference -- May 10, 2022 at 2:00
L/D to file joint status report -- April 26, 2022
L/D to file pretrial motions -- May 17, 2022

4/22/22 -- Court approved stipulation extending discovery cutoff to May 27, 2022 and continuing last day to file pretrial motions to July 15, 2022.

Tentative Ruling for May 10, 2022:

Where is the status report that should have been filed two weeks before the status conference? Do any parties plan to file pretrial motions? Are the parties on track to complete discovery by May 27, 2022? Hearing required.

5/12/22 -- Court approved scheduling order setting following dates:

Cont'd status conference -- 7/26/22 at 2:00 p.m.
L/D to file joint status report -- 7/12/22
L/D to complete discovery -- 7/1/22
L/D to complete mediation -- 7/26/22
L/D to lodge order appointing mediators -- 5/31/22

5/27/22 -- Court approved order appointing mediators.

Tentative Ruling for July 26, 2022:

Parties report that they have reached a tentative settlement and have asked that the status conference be continued to September 1, 2022. Court does not have hearings on adversary status conferences on that date. Continue hearing to September 6, 2022 at 2:00 p.m. APPEARANCES WAIVED ON JULY 26, 2022.

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CONT... ERIN JEON

Chapter 7

Tentative Ruling for September 6, 2022:

Parties reported that they had reached a tentative settlement and requested a continuance of the status conference, but the certificate filed by the mediator on August 30, 2022 reflects that this matter did not settle, notwithstanding three sessions of mediation, followed by multiple emails and calls. Where is the status report that should have been filed 14 days before the status conference and what is the status of this matter? Hearing required.

9/12/22 -- Court approved order dismissing JSDB, Inc. only as a defendant.

9/13/22 -- Court approved order dismissing fourth claim for relief for avoidance and recovery of post-petition transfers as against all defendants.

Tentative Ruling for October 25, 2022:

Continue adversary status conference to date of continued hearing/status conference on motion for summary judgment.

Tentative Ruling for June 27, 2023:

Revisit status of action after conclusion of hearing on related matters on calendar.

Discovery cutoff has long since passed. Are there any other pretrial motions that need to be resolved? Set date for pretrial conference.

07/06/23 -- Court approved scheduling order with following dates:

Cont'd status conference -- January 9, 2024 at 2:00 p.m.

L/D to file updated status report -- December 26, 2023

Discovery cutoff (for both fact and expert) -- December 29, 2023

L/D to designate experts -- August 31, 2023

L/D to exchange expert witness reports -- October 31, 2023

12/19/23 -- Court granted motion extending discovery cutoff to April 1, 2024.

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CONT... ERIN JEON

Chapter 7

Tentative Ruling for January 9, 2024:

Why does the court have two separate status reports instead of a single, joint report? (Court noted explanatory comment on defendants' report.)

Order parties to complete a third day of mediation. When does plaintiff anticipate filing a motion to compel third parties' compliance with subpoenas?

Hearing required.

Party Information

Debtor(s):

ERIN JEON

Represented By
Jaenam J Coe
Gilad Berkowitz

Defendant(s):

ERIN JEON

Represented By
Jaenam J Coe

Jong Kim

Represented By
Jaenam J Coe

Richard Y Park

Represented By
Jaenam J Coe

Carolyn Park

Represented By
Jaenam J Coe

LION & ERIN CORPORATION

Represented By
Jaenam J Coe

Yong Hun Kim

Represented By
Jaenam J Coe

Yoon Jeong Choi

Represented By
Todd A Fuson

Young Sook Kang

Represented By

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CONT... ERIN JEON

Chapter 7

	Todd A Fuson
JSDB, Inc.	Represented By Jaenam J Coe
Hyo Jin Japanese Restaurant, Inc.	Represented By Todd A Fuson
DOES 1 through 30, inclusive	Pro Se

Joint Debtor(s):

Jong Kim	Represented By Jaenam J Coe Gilad Berkowitz
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Plaintiff(s):

Rosendo Gonzalez	Represented By Cameron H Totten Jaenam J Coe Todd A Fuson
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Trustee(s):

Rosendo Gonzalez (TR)	Pro Se
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2:21-11188 Glenroy Coachella, LLC

Chapter 7

Adv#: 2:22-01045 U.S. Real Estate Credit Holdings III-A, LP v. Al Miller & Sons Roofing Co.,

#205.00 Motion For Summary Judgment Claimants/Defendants All Phase Drywall & Development, (Claim No. 52-1) Blair Air, Inc. (Claim No. 17-1) And La Hacienda Nursery And Landscape, Inc. (Claim No. 24-2)

fr: 7-11-23; 8-15-23, 10-3-23; 11-7-23

Docket 101

Courtroom Deputy:

ZoomGov Appearance by:

1/4/24 - Marsha A. Houston

1/4/24 - Christopher O. Rivas

Tentative Ruling:

6/22/23 -- Court approved stipulation continuing hearing to August 15, 2023 at 2:00 p.m. OFF CALENDAR FOR JULY 11, 2023. NO APPEARANCE REQUIRED.

Tentative Ruling for August 15, 2023:

Court has been advised that parties would like to treat this matter as a status conference and will be requesting brief continuance of hearing.

Final Ruling for August 15, 2023:

Parties are still exchanging information and negotiating. Continue hearing to October 3, 2023 at 2:00 p.m.

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CONT... Glenroy Coachella, LLC

Chapter 7

Tentative Ruling for October 3, 2023:

At request of parties, continue hearing to November 7, 2023 at 2:00 p.m.
APPEARANCES WAIVED ON OCTOBER 3, 2023.

Tentative Ruling for November 7, 2023:

What is the status of this matter? Are the parties still exchanging information and negotiating or do they want to move forward with this motion? Hearing required.

Final Ruling for November 7, 2023:

Continue hearing to January 9, 2024 at 2:00 p.m. Movant reports that it intends to proceed with merits of motion as against defendants All Phase Drywall and La Hacienda.

Tentative Ruling for January 9, 2024:

In its original preliminary opposition to the motion with regard to All Phase and La Hacienda, USREICH argued that the motion was insufficient because it did not contain any invoices, payment history or other salient information to support its contention that it actually provided \$436,871.54 of labor and materials for which it has not been paid. USRECH made a similar argument with regard to the \$148,717.74 of labor and materials that La Hacienda claims to have provided. The court has continued the hearing on this motion repeatedly to give the parties an opportunity to exchange information in support of their respective positions. Has any additional documentation of the kind requested by USRECH been provided? Hearing required.

(Parties report that they have reached a consensual resolution with regard to both claims.)

Party Information

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CONT... Glenroy Coachella, LLC

Chapter 7

Debtor(s):

Glenroy Coachella, LLC

Represented By
Daniel J Weintraub
Crystle Jane Lindsey
James R Selth

Defendant(s):

Al Miller & Sons Roofing Co., Inc.

Represented By
Thomas J Polis

Apple J. Plumbing

Represented By
Thomas J Polis

Desert Palms Electric, Inc.

Represented By
Thomas J Polis

Mascorro Concrete Construction,

Represented By
Thomas J Polis

Tandem West Glass, Inc.

Represented By
Thomas J Polis

Temalpakh, Inc. dba The Works

Represented By
Thomas J Polis

La Hacienda Nursery &

Represented By
Thomas J Polis

All Phase Drywall & Development

Represented By
Thomas J Polis

Blair Hearing & Air

Represented By
Thomas J Polis

Movant(s):

La Hacienda Nursery &

Represented By
Thomas J Polis

All Phase Drywall & Development

Represented By
Thomas J Polis

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CONT... **Glenroy Coachella, LLC**
Blair Hearing & Air

Represented By
Thomas J Polis

Chapter 7

Plaintiff(s):

U.S. Real Estate Credit Holdings III-

Represented By
Christopher O Rivas

Trustee(s):

Richard A Marshack (TR)

Represented By
Chad V Haes
D Edward Hays
Leonard M Shulman

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2:21-11188 Glenroy Coachella, LLC

Chapter 7

Adv#: 2:22-01045 U.S. Real Estate Credit Holdings III-A, LP v. Al Miller & Sons Roofing Co.,

#206.00 Motion For Summary Judgment Claimants/Defendants Mascorro Concrete Construction (Claim No. 29-1) And Temalpakh, Inc Dba The Works Floor & Walls (Claim No. 31-1) Notice Of Motion And Joint Motion For Summary Judgment

fr: 9-27-22; 11-15-22; 12-13-22; 2-14-23; 3-14-23; 5-16-23; 6-6-23; 7-11-23; 8-15-23, 10-3-23; 11-7-23

Docket 44

Courtroom Deputy:

ZoomGov Appearance by:

1/4/24 - Marsha A. Houston

1/4/24 - Christopher O. Rivas

Tentative Ruling:

9/8/22 -- Court approved stipulation continuing hearing to November 15, 2022 at 2:00 p.m. OFF CALENDAR FOR SEPTEMBER 27, 2022.

10/14/22 -- Court approved stipulation continuing hearing to December 13, 2022 at 2:00 p.m. OFF CALENDAR FOR NOVEMBER 15, 2022.

11/28/22 -- Court approved stipulation continuing hearing to February 14, 2023 at 2:00 p.m. OFF CALENDAR FOR DECEMBER 13, 2022.

1/25/23 -- Court approved stipulation continuing hearing to MARCH 14, 2023 at 2:00 p.m. OFF CALENDAR FOR FEBRUARY 14, 2023.

Tentative Ruling for March 14, 2023:

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CONT... Glenroy Coachella, LLC

Chapter 7

Plaintiff has reported that parties do not intend to proceed to hearing on this motion at the present time. What is the status of this matter and how do the parties recommend that the Court proceed at this time?

Final Ruling for March 14, 2023:

Continue hearing to May 16, 2023 at 2:00 p.m. Parties do not anticipate needing to proceed to hearing on motion for summary judgment.

Tentative Ruling for May 16, 2023:

What, if any, additional progress has been made toward resolution of this action? Hearing required.

Tentative Ruling for June 6, 2023:

Continue status conference to date scheduled for new motion for summary judgment -- July 11, 2023 at 2:00 p.m.

Tentative Ruling for July 11, 2023:

What, if any, additional progress has been made since June 6, 2023?
Hearing required.

Tentative Ruling for August 15, 2023:

Court has been advised that parties would like to treat this matter as a status conference and will be requesting brief continuance of hearing.

Final Ruling for August 15, 2023:

Parties are still exchanging information and negotiating. Continue hearing to October 3, 2023 at 2:00 p.m.

Tentative Ruling for October 3, 2023:

At request of parties, continue hearing to November 7, 2023 at 2:00 p.m.

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CONT... Glenroy Coachella, LLC

Chapter 7

APPEARANCES WAIVED ON OCTOBER 3, 2023.

Tentative Ruling for November 7, 2023:

What is the status of this matter? Are the parties still exchanging information and negotiating or do they want to move forward with this motion? Hearing required.

Final Ruling for November 7, 2023:

Continue hearing to January 9, 2024 at 2:00 p.m. Movant reports that it intends to proceed with merits of motion as against defendant Temalpakh.

Tentative Ruling for January 9, 2023:

In its original preliminary opposition to the motion with regard to Temalpakh, USREICH argued that, based on the documentation provided in support of the motion, a genuine issue exists as to whether some or all of the work for which the movant seeks payment was performed on real property known as "Building B," which is an adjacent property not part of the real property owned by USRECH for and therefore not a claim for which USRECH could be held liable. The only evidence provided on this issue was an unsupported conclusory allegation that the movant is not seeking payment for any work done on Building B, yet this appears inconsistent with supporting exhibits provided. The court has continued the hearing on this motion repeatedly to give the parties an opportunity to exchange information in support of their respective positions. Has any additional documentation of the kind requested by USRECH been provided? Hearing required.

(Parties report that they have reached a consensual resolution with regard to Temalpakh's claim.)

Party Information

Debtor(s):

Glenroy Coachella, LLC

Represented By
Daniel J Weintraub

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CONT... Glenroy Coachella, LLC

Chapter 7

Crystle Jane Lindsey
James R Selth

Defendant(s):

Al Miller & Sons Roofing Co., Inc.	Represented By Thomas J Polis
Apple J. Plumbing	Represented By Thomas J Polis
Desert Palms Electric, Inc.	Represented By Thomas J Polis
Mascorro Concrete Construction,	Represented By Thomas J Polis
Tandem West Glass, Inc.	Represented By Thomas J Polis
Temalpakh, Inc. dba The Works	Represented By Thomas J Polis

Movant(s):

Mascorro Concrete Construction,	Represented By Thomas J Polis
Temalpakh, Inc. dba The Works	Represented By Thomas J Polis
Mascorro Concrete Construction,	Represented By Thomas J Polis
Temalpakh, Inc. dba The Works	Represented By Thomas J Polis

Plaintiff(s):

U.S. Real Estate Credit Holdings III-	Represented By Christopher O Rivas
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CONT... Glenroy Coachella, LLC

Chapter 7

Trustee(s):

Richard A Marshack (TR)

Represented By
Chad V Haes
D Edward Hays

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2:21-11188 Glenroy Coachella, LLC

Chapter 7

Adv#: 2:22-01045 U.S. Real Estate Credit Holdings III-A, LP v. Al Miller & Sons Roofing Co.,

#207.00 Status Conference re: 21 (Validity, priority or extent of lien or other interest in property) Complaint by U.S. Real Estate Credit Holdings III-A, LP against Al Miller & Sons Roofing Co., Inc., Apple J. Plumbing, Desert Palms Electric, Inc., Mascorro Concrete Construction, Inc., Tandem West Glass, Inc., Temalpakh, Inc. dba The Works Floor & Wall. (21 (Validity, priority or extent of lien or other interest in property)

fr: 3-29-22; 6-14-22; 9-13-22; 11-15-22; 12-13-22; 2-14-23; 5-16-23; 7-11-23; 8-15-23, 10-3-23; 11-7-23

Docket 1

Courtroom Deputy:

ZoomGov Appearance by:

1/4/24 - Marsha A. Houston

1/4/24 - Christopher O. Rivas

Tentative Ruling:

Tentative Ruling from March 29, 2022:

Where is the parties' joint status report? How long do the parties anticipate that they will need to conduct discovery? Have the parties met and conferred and exchanged the information required by FRBP 7026? Is this an appropriate matter to be sent to an early mediation?

Hearing required.

NOTE: Court received notice of errata saying that parties filed status report in wrong adversary proceeding. Should the court set discovery cutoff at this juncture or should the court merely continue the status conference to give the

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CONT... Glenroy Coachella, LLC

Chapter 7

parties more time to engage in negotiations? Hearing required.

Tentative Ruling for June 14, 2022:

Court previously approved a distribution from the escrow fund to Miller. Has this adversary proceeding now been fully resolved or are the parties still documenting the settlement? Hearing required.

9/8/22 -- Court approved stipulation continuing status conference to November 15, 2022 at 2:00 p.m. OFF CALENDAR FOR SEPTEMBER 13, 2022.

10/14/22 -- Court approved stipulation continuing hearing to December 13, 2022 at 2:00 p.m. OFF CALENDAR FOR NOVEMBER 15, 2022.

11/28/22 -- Court approved stipulation continuing hearing to February 14, 2023 at 2:00 p.m. OFF CALENDAR FOR DECEMBER 13, 2022.

1/25/23 -- Court approved stipulation continuing hearing to MARCH 14, 2023 at 2:00 p.m. OFF CALENDAR FOR FEBRUARY 14, 2023.

Tentative Ruling for March 14, 2023:

What is the status of this matter and how do the parties recommend that the Court proceed at this time?

Final Ruling for March 14, 2023:

Continue hearing to May 16, 2023 at 2:00 p.m.

Tentative Ruling for July 11, 2023:

What, if any, additional progress has been made toward resolution of this action? Hearing required. (Continue status conference to August 15, 2023 at 2:00 p.m. to be heard with related matter.)

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CONT... Glenroy Coachella, LLC

Chapter 7

7/13/23 -- Court approved stipulation releasing funds to Apple J and Ferguson.

Tentative Ruling for August 15, 2023:

Continue status conference to coincide with date and time of continued hearings on related matters.

Final Ruling for August 15, 2023:

Parties are still exchanging information and negotiating. Continue hearing to October 3, 2023 at 2:00 p.m.

Tentative Ruling for October 3, 2023:

At request of parties, continue hearing to November 7, 2023 at 2:00 p.m.
APPEARANCES WAIVED ON OCTOBER 3, 2023.

Tentative Ruling for November 7, 2023:

What is the status of this matter? Are the parties still exchanging information and negotiating or do they want to move forward with motion for summary judgment? Hearing required.

Tentative Ruling for January 9, 2024:

Revisit status of action after conclusion of related matters on calendar.

Party Information

Debtor(s):

Glenroy Coachella, LLC

Represented By
Daniel J Weintraub
Crystle Jane Lindsey
James R Selth

Defendant(s):

Al Miller & Sons Roofing Co., Inc.

Pro Se

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CONT... Glenroy Coachella, LLC

Chapter 7

Apple J. Plumbing Pro Se

Desert Palms Electric, Inc. Pro Se

Mascorro Concrete Construction, Pro Se

Tandem West Glass, Inc. Pro Se

Temalpakh, Inc. dba The Works Pro Se

Movant(s):

U.S. Real Estate Credit Holdings III- Represented By
Christopher O Rivas

Plaintiff(s):

U.S. Real Estate Credit Holdings III- Represented By
Christopher O Rivas

Trustee(s):

Richard A Marshack (TR) Represented By
Chad V Haes
D Edward Hays

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2:22-10994 Better 4 You Breakfast, Inc.

Chapter 11

Adv#: 2:23-01301 Better 4 You Breakfast, Inc. v. Intrepid Investment Bankers LLC

#208.00 Status Conference re: 91 (Declaratory judgment) Complaint by Better 4 You Breakfast, Inc. against Intrepid Investment Bankers LLC

fr: 8-29-23; 11-7-23

Docket 1

Courtroom Deputy:

8/28/23 - Amended Complaint filed

9/29/23 - Counterclaim and Jury Demand filed by Defendant

ZoomGov Appearance by:

11/6/23 - Allen Felahy

11/6/23 - Farbod Nourian

Tentative Ruling:

8/15/23 -- At hearing held this date on motion to dismiss, Court continued status conference to November 7, 2023 at 2:00 p.m. OFF CALENDAR FOR AUGUST 29, 2023. NO APPEARANCE REQUIRED.

8/18/23 -- Court entered an order granting defendant's motion to dismiss on following terms: Plaintiff's claim seeking refund or return of the \$75,000 non-refundable fee paid to Intrepid upon execution of the Engagement Agreement between Intrepid and Plaintiff (Dkt. No. 1, Ex. A.) is dismissed without leave to amend. Balance of the claims are dismissed WITH leave to amend. Plaintiff must file its amended complaint no later than August 28, 2023. Defendant must file its response to Plaintiff's amended complaint no later than September 27, 2023. The parties are directed to file a joint status report required by Local Bankruptcy Rule 7026-1 by no later than October 24, 2023. The court will

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CONT... Better 4 You Breakfast, Inc.

Chapter 11

conduct a status conference in this matter on November 7, 2023 at 2:00 p.m.

Tentative Ruling for November 7, 2023:

This may be styled as an action by the debtor, but the substance of the action is an objection to claim -- an action for declaratory relief as to the extent to which creditor's proof of claim should be allowed as a general unsecured claim in this bankruptcy case. Defendant has filed a proof of claim and has therefore waived any right to a jury trial. As this is a core matter, the court can enter final orders, and creditor's consent is not required.

In the future, court would like the parties to use its mandatory joint status report form. How long do the parties need to complete their discovery? Do the parties contemplate any pretrial motions? Is this an appropriate matter to be sent to mediation?

Hearing required.

Tentative Ruling for January 9, 2024:

Why is the status report filed unilateral? Where is the declaration that should accompany a unilateral status report?

Continue status conference approximately 90 to 120 days and order parties to complete a day of mediation prior to date of continued status conference.

Party Information

Debtor(s):

Better 4 You Breakfast, Inc.

Represented By
David A. Tilem
Kerri A Lyman
Jeffrey M. Reisner
Allen B Felahy

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CONT... Better 4 You Breakfast, Inc.

Chapter 11

Defendant(s):

Intrepid Investment Bankers LLC

Pro Se

Plaintiff(s):

Better 4 You Breakfast, Inc.

Represented By
Farbod Nourian
Allen B Felahy

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2:23-11291 Jae Paul Pak

Chapter 11

#209.00 Scheduling and Case Management Conference in a Chapter 11 Subchapter V Case

fr: 10-18-23; 10-26-23; 11-15-23; 12-13-23

Docket 1

Courtroom Deputy:

ZoomGov Appearance by:

11/14/23 - Susan Seflin

1/5/24 - Todd S. Garan

Tentative Ruling:

Tentative Ruling for October 26, 2023:

The Court has a series of questions and comments concerning the form of the plan that will be discussed on the record at the time of hearing. Set deadline for filing amended plan and confirmation related deadlines.

Final Ruling for October 26, 2023:

Debtor should lodge an order setting the deadline for making 1111(b) elections, which will be two weeks after the debtor serves the plan and ballots. The notice of plan related deadlines should include a reference to this deadline. Parties are scheduled for another mediation session on November 2, 2023 and anticipate filing an amended plan with amended projections. Court continued hearing to November 15, 2023 at 2:00 p.m. and waived the requirement of a status report.

Tentative Ruling for November 15, 2023:

Court has entered order setting deadline for 1111(b) elections. Did parties

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CONT... Jae Paul Pak

Chapter 11

participate in another day of mediation on November 2, 2023? If so, what was the outcome? Hearing required.

12/12/23 -- Court approved stipulation continuing case status conference to January 9, 2024 at 2:00 p.m. Debtor shall file a further amended plan (if there are further amendments to make) not later than January 4, 2024. OFF CALENDAR FOR DECEMBER 13, 2023.

Tentative Ruling for January 9, 2024:

The parties report that mediation was unsuccessful and that there are no further mediations scheduled at this time.

Has the debtor filed a motion or an adversary proceeding seeking to avoid any of Rassman's liens? If not, why not? Can the plan be confirmed in its present form before the appeal is resolved? Hearing required.

Party Information

Debtor(s):

Jae Paul Pak

Represented By
Jeffrey I Golden
Beth Gaschen

Trustee(s):

Susan K Seflin (TR)

Pro Se