

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

Wednesday, January 10, 2024

Hearing Room 1539

10:00 AM

2:00-00000

Chapter

#0.00 All hearings scheduled for today are now simultaneously 1) In person in Courtroom 1539; 2) Via ZoomGov Video; 3) Via ZoomGov Audio. Parties are free to choose any of these options, unless otherwise ordered by the Court. Parties electing to appear in person shall comply with all requirements regarding social distancing, use of face masks, etc. that are in effect at the time of the hearing.

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<https://www.cacb.uscourts.gov/judges/honorable-sheri-bluebond> under the tab, **"Phone/Video Appearances."**

Hearing conducted by ZOOMGov.

Video/audio web address: <https://cacb.zoomgov.com/j/16161090855>

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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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2:23-17612 CASEY NOE CAMEROS

Chapter 7

#1.00 Order to Show Cause For Failure to Comply with 11 U.S.C. Section 109(h)

Docket 11

***** VACATED *** REASON: PER TENTATIVE RULING, OFF
CALENDAR. NO APPEARANCE REQUIRED.**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Vacate OSC. Debtor has now filed missing documents. OFF CALENDAR.
NO APPEARANCE REQUIRED. COURT WILL PREPARE ORDER.

Party Information

Debtor(s):

CASEY NOE CAMEROS

Represented By
Rory Vohwinkel

Trustee(s):

Timothy Yoo (TR)

Pro Se

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2:21-15007 Pacific Theatres Exhibition Corp.

Chapter 7

#2.00 Motion Chapter 7 Trustees Motion For Entry Of An Order: (A) Approving Sale Of Estates Right, Title And Interest In Visa/Mastercard Class Action Claim, And (B) Approving Overbid Procedures

Docket 289

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant motion. Approve overbidding procedures. Approve sale to highest bidder.

Party Information

Debtor(s):

Pacific Theatres Exhibition Corp.

Represented By
Erin N Brady

Movant(s):

Edward M Wolkowitz (TR)

Represented By
Jeffrey S Kwong
Philip A Gasteier
Ryan W Anderson

Trustee(s):

Edward M Wolkowitz (TR)

Represented By
Jeffrey S Kwong
Philip A Gasteier
Ryan W Anderson

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2:23-14081 Seyla Lim

Chapter 7

#3.00 Motion to Compel Compliance with Court's Order on Stipulation to Conduct
2004 Examination and Produce Documents

fr: 12-6-23

Docket 43

Courtroom Deputy:

ZoomGov Appearance by:

1/4/24 - Daren Schlechter

Tentative Ruling:

Tentative Ruling for December 6, 2023:

The motion was served on counsel for the debtor, but should also have been served on the debtor. An email dated November 2, 2023 at 12:24 pm from James Hornbuckle reflects that there are additional documents that the debtor has provided to counsel. The email string also reflects that some tax returns and bank statements were provided earlier. Court assumes that movant never received the additional documents referenced in Mr. Hornbuckle's November 2 email. Is that correct?

Continue hearing so that movant can serve debtor directly as well.

Final Ruling for December 6, 2023:

Movant will serve notice of continuance and motion itself by December 13, 2023. Oppositions will be due on December 27, 2023. Continue hearing to January 10, 2024 at 10:00 a.m.

Tentative Ruling for January 10, 2024:

Movant complied with court's directions regarding service of the motion and

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CONT... **Seyla Lim** **Chapter 7**
notice of continuance. Balance of tentative ruling from December 6, 2023
remains unchanged. What is the status of this matter? (No oppositions have
been received.)

Party Information

Debtor(s):

Seyla Lim

Represented By
James D. Hornbuckle

Movant(s):

Swift Financial LLC

Represented By
Daren M Schlecter

Trustee(s):

Elissa Miller (TR)

Pro Se

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2:23-14415 Alfredo Raich and Argentina Celia Maturano De Raich

Chapter 7

#4.00 Application of Chapter 7 Trustee to Employ Menchaca & Company, LLP
as Accountant

Docket 32

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

The opposition raises issues that have no bearing on the trustee's retention of an accountant. If debtors believe that trustee has no authority to sell a piece of property, they should object to the trustee's efforts to sell that property, not to this employment application. Further, if the employed professional later seeks compensation for services that were not actually and necessarily performed, debtors can object to compensation.

Overrule objection. Grant motion for authority to employ.

Party Information

Debtor(s):

Alfredo Raich

Represented By
Christopher J Lauria

Joint Debtor(s):

Argentina Celia Maturano De Raich

Represented By
Christopher J Lauria

Movant(s):

MENCHACA & COMPANY LLP

Pro Se

Trustee(s):

Wesley H Avery (TR)

Represented By
Charles Shamash
Joseph E. Caceres

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2:23-14415 Alfredo Raich and Argentina Celia Maturano De Raich

Chapter 7

#5.00 Application of Wesley H. Avery, Chapter 7 Trustee, to Employ Caceres & Shamash, LLP as General Counsel

Docket 34

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

The opposition raises issues that have no bearing on the trustee's retention of an attorney. If debtors believe that trustee has no authority to sell a piece of property, they should object to the trustee's efforts to sell that property, not to this employment application. Further, if the employed professional later seeks compensation for services that were not actually and necessarily performed, debtors can object to compensation.

Overrule objection. Grant motion for authority to employ.

Party Information

Debtor(s):

Alfredo Raich

Represented By
Christopher J Lauria

Joint Debtor(s):

Argentina Celia Maturano De Raich

Represented By
Christopher J Lauria

Movant(s):

Wesley H Avery (TR)

Represented By
Charles Shamash
Joseph E. Caceres

Trustee(s):

Wesley H Avery (TR)

Represented By

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Alfredo Raich and Argentina Celia Maturano De Raich

Chapter 7

Charles Shamash

Joseph E. Caceres

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2:21-10826 Kfir Gavrieli

Chapter 11

#6.00 Ex parte application for Relief Clarifying the Effect of Confirmation Order
Provision Regarding State Court Permanent Injunction

Docket 918

Courtroom Deputy:

ZoomGov Appearance by:

1/8/24 - David Shevitz

Tentative Ruling:

Court agrees with PEDT that there is no such thing as an ex parte application under this Court's local rules, but the Court has remedied this procedural problem by treating the application as an ordinary motion and setting a briefing schedule and a hearing on the motion.

Court agrees with movant that it was this Court's intention at confirmation to ensure that nothing in the plan affected the ability of the state courts to adjudicate the extent of Dikla's interest in the company and her management rights with regard to the company in the pending state court litigation and appeal. The court recognized that, at some point, under applicable nonbankruptcy law, the stay pending appeal that was then in effect would terminate and that Dikla would be able to enforce whatever management rights the state court litigation determined that she had at that time. It was not this court's intention to impose a plan injunction or to leave the automatic stay in effect with regard to the enforcement of Dikla's management rights under the state court's permanent injunction until the debtor's discharge was granted or denied. Therefore, the court rejects the PEDT's arguments that section 362 and/or the plan injunctions prohibit Dikla from seeking clarification from the state court as to whether a stay pending appeal should apply to the portions of the judgment that were not appealed.

The closer question in the court's view is whether the parties' agreement in the interim stipulation between movant and the chapter 11 trustee (Exhibit B to the PEDT's opposition to the motion, docket no. 921) prohibits Dikla from

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CONT... Kfir Gavrieli

Chapter 11

filing the motion that she intends to file in state court. (Note: Court is not troubled by the fact that Dikla's interest in exercising management rights now may be driven by her desire to obtain documents from the company through this avenue rather than through the discovery process. If she is entitled to proceed in this manner, she is entitled to proceed in this manner.)

Paragraph 6 of that stipulation provides that "the Parties agree not to seek to modify any stays in place in connection with the State Court Appeal until such time as the State Court Appeal and all other possible appeals of the State Court Litigation have been pursued to completion." Paragraph 3 of that stipulation provides that "This Stipulation is without prejudice to any injunction which may issue by this Court in connection with confirmation of a plan of reorganization." The parties envisioned that the scope of what was -- or was not -- stayed could change at plan confirmation.

The bottomline is that, neither at the time movant entered into the interim stipulation nor at the time of confirmation, did either the Court or the movant foresee the possibility that the debtor would decide not to challenge the permanent injunction on appeal. (See Reply, docket no. 924, p. 7, lines 3-5, "Only recently did it become apparent -- to undersigned counsel's surprise given comments made several times during Mr. Gavrieli's bankruptcy case -- that the PEDT would not be challenging the Permanent Injunction on appeal." This statement appears in a memorandum rather than in a declaration, but is there any genuine dispute as to its veracity?) The Court expresses no opinion as to whether the debtor or the PEDT foresaw this possibility at the time of confirmation. Thus, there was no consideration or discussion at the time of confirmation of the prospect that the stay pending appeal of movant's state court judgment might terminate at some point prior to final resolution of all issues raised by the appeal of that judgment. However, had this prospect come to light at the time, the Court has no doubt that it would have insisted that all issues as to the extent to which enforcement of the nonmonetary provisions of movant's judgment should be stayed should be left to the state court and applicable nonbankruptcy law. It was the intention of this Court to include in the confirmation order language sufficient to ensure that all issues concerning if, when and to what extent Dikla would be able to exercise management rights with regard to her interest in the company would be resolved by the state court under applicable nonbankruptcy law. Neither the

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Chapter 11

automatic stay, nor any plan provisions, nor any other prior agreement between the parties that had not been brought to the Court's attention at the time of confirmation would have been permitted to alter this result.

Grant motion. Movant may present her motion to the state court for a determination of the extent to which the stay pending appeal should be lifted or modified with regard to the Permanent Injunction.

Party Information

Debtor(s):

Kfir Gavrieli

Represented By
Jeffrey M. Reisner
Kerri A Lyman
William N Lobel

Movant(s):

Dikla Gavrieli

Represented By
Amy Quartarolo
Peter Gilhuly
Daniel S Schecter
Dara L Silveira
Tobias S Keller

Trustee(s):

Robert Allan Kors (TR)

Represented By
William Schumacher
Mark Shinderman
Mohammad Tehrani

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2:21-10826 Kfir Gavrieli

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Adv#: 2:21-01034 Gavrieli et al v. Gavrieli et al

#7.00 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)), (02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy))) Complaint by Dikla Gavrieli, Dikla Gavrieli, derivatively on behalf of Gavrieli Brands, LLC d/b/a Tieks by Gavrieli, a California limited liability company, Dean Unatin against Kfir Gavrieli, Gavrieli Brands LLC.

fr. 3-31-21, 4-27-21, 6-8-21, 6-29-21, 8-10-21; 9-14-21, 9-28-21, 11-2-21, 11-30-21, 12-14-21, 1-4-22; 3-16-22; 5-25-22; 8-2-22; 12-6-22; 3-28-23; 5-9-23; 8-8-23; 8-10-23; 12-12-23

Docket 1

Courtroom Deputy:

ZoomGov Appearance by:

12/8/23 - Jeffrey Reisner

12/11/23 - Daniel Schechter

12/11/23 - Tara McCortney

12/11/23 - Allison Libeu

12/11/23 - Justin Greer

12/11/23 - Richard Wynne

12/11/23 - Edward McNeilly

12/11/23 - J. Michael Issa

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CONT... Kfir Gavrieli

Chapter 11

Tentative Ruling:

3/31/21 -- At hearing held this date, Court continued status conference and hearing on motion to dismiss to; June 8, 2021 at 10:00 a.m. OFF CALENDAR FOR APRIL 27, 2021.

5/26/21 -- Court approved stipulation resolving motion to dismiss original complaint. Amended complaint to be filed not later than May 24, 2021. Any hearing on motion to dismiss that complaint will be held June 29, 2021 at 10:00 a.m. Status conference continued to June 29, 2021 at 10:00 a.m.. OFF CALENDAR FOR JUNE 8, 2021.

6/16/21 -- Court approved stipulation continuing hearing to August 10, 2021 at 2:00 p.m. See order for additional dates. APPEARANCES WAIVED ON JUNE 29, 2021.

7/13/21 -- Court approved stipulation continuing hearing to September 14, 2021 at 2:00 p.m. See order for additional provisions. APPEARANCES WAIVED ON AUGUST 10, 2021.

8/27/21 -- Court approved stipulation continuing hearing to September 28, 2021 at 2:00 p.m. See order for additional provisions. APPEARANCES WAIVED ON SEPTEMBER 14, 2021.

9/20/21 -- Court approved stipulation continuing hearing to November 2, 2021 at 2:00 p.m. See order for additional provisions. APPEARANCES WAIVED ON SEPTEMBER 28, 2021.

10/19/21 -- Court approved stipulation continuing hearing to November 30, 2021 at 2:00 p.m. See order for additional provisions. APPEARANCES WAIVED ON NOVEMBER 2, 2021.

11/22/21 -- Court approved stipulation continuing hearing to December 14, 2021 at 2:00 p.m. See order for additional provisions. APPEARANCES

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WAIVED ON NOVEMBER 30, 2021.

12/8/21 -- Court approved stipulation continuing hearing to January 4, 2022 at 2:00 p.m. See order for additional provisions. APPEARANCES WAIVED ON DECEMBER 14, 2021.

Tentative Ruling for January 4, 2022:

Parties included a waiver of the requirement to file a joint status report in their last stipulation, which the court for some reason approved. What is the status of this matter? Hearing required.

Tentative Ruling for March 16, 2022:

Court denied trustee's request that a status conference be held on this date on his motion to dismiss in that this status conference was already on calendar for March 16, 2022. Discuss with the parties at this status conference whether and when to set a hearing for the court to resolve the merits of this motion.

Tentative Ruling for May 25, 2022:

At status conference held March 16, 2022, court continued this hearing to May 25, 2022 at 10:00 a.m. and waived the requirement of a status report. After conclusion of related matters on calendar, discuss with the parties the next steps with regard to this adversary proceeding.

Tentative Ruling for August 2, 2022:

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

8/8/22 -- Court approved order granting motion to dismiss:

Granted without leave to amend as to third, fourth, fifth, sixth, seventh and eighth claims for relief;

Granted with leave to amend as to ninth through sixteenth claims for relief;

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Plaintiff to file and serve amended complaint not later than September 2, 2022;

Defendants to file and serve response to amended complaint not later than October 3, 2022. If response is motion to dismiss, motion should be set for hearing on December 6, 2022 at 2:00 pm. Oppositions will be due by October 31, 2022. Replies will be due by November 22, 2022.

Tentative Ruling for December 6, 2022:

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

Tentative Ruling for March 28, 2023:

Court advised that it would not be necessary parties to file a joint status report if it would be conducting a hearing on motion to dismiss. Continue status conference to May 9, 2023 at 2:00 p.m. to be heard concurrently with motion to dismiss. APPEARANCES WAIVED ON MARCH 28, 2023.

Tentative Ruling for May 9, 2023:

Revisit status of action after conclusion of hearing on motion to dismiss. (At hearing on motion to dismiss, court ruled that all claims in the complaint, including the first through fourth claims for relief will be limited to acts or omissions that occurred after July 22, 2019 and that plaintiffs cannot recover for alleged acts or omissions that occurred prior to that date even if they were discovered later. Trustee must file and serve response to complaint not later than June 12, 2023. Parties should file joint status report not later than July 25, 2023.

Tentative Ruling for August 10, 2023:

Has the trustee received any responses to any of his discovery requests yet? If not, why not? (When were/are responses due?) Set discovery cutoff for late January or early February and continue status conference for approximately 90 to 120 days.

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8/14/23 -- Court signed scheduling order setting following dates:

Discovery cutoff -- January 31, 2024

Cont'd status conference -- December 12, 2023 at 2:00 p.m.

L/D to file status report -- November 28, 2023

Tentative Ruling for December 12, 2023:

Court previously set a discovery cutoff of January 31, 2024. Plaintiff reports that she should have completed discovery by April of 2024. Is plaintiff requesting an extension of the discovery cutoff?

According to the status report, the company has not filed an answer to the complaint. Plaintiff refers to the company as a "nominal defendant," but it should nevertheless file an answer to the complaint. Is there some agreement between/among the parties that explains why this has not occurred?

Hearing required.

12/14/23 -- Court approved scheduling order setting the following dates:

Cont'd discovery cutoff -- March 31, 2024

Cont'd status conference (as a holding date) -- January 10, 2024 at 10:00 a.m.

Requirement of a status report waived.

Tentative ruling for 1/10/24 --Revisit status of adversary after conclusion of related matter on calendar.

Party Information

Debtor(s):

Kfir Gavrieli

Represented By
Jeffrey M. Reisner
Kerri A Lyman
William N Lobel

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Defendant(s):

Kfir Gavrieli

Represented By
William N Lobel

Gavrieli Brands LLC

Pro Se

Plaintiff(s):

Dikla Gavrieli

Represented By
Amy Quartarolo
Peter Gilhuly
Daniel S Schecter

Dikla Gavrieli, derivatively on

Represented By
Amy Quartarolo
Peter Gilhuly
Daniel S Schecter

Dean Unatin

Represented By
Amy Quartarolo
Peter Gilhuly
Daniel S Schecter

Trustee(s):

Robert Allan Kors (TR)

Represented By
William Schumacher
Mark Shinderman
Mohammad Tehrani

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2:23-13448 CenterPoint Radiation Oncology, LLC

Chapter 11

#8.00 Final Hearing re: Motion For Order: (I) Authorizing Interim Use Of Cash Collateral Pursuant To Section 363 Of The Bankruptcy Code; (II) Authorizing Adequate Protection; And (III) Setting A Final Hearing

fr: 6-9-23; 6-28-23; 7-25-23, 9-27-23; 10-4-23; 11-1-23; 11-2-23; 11-15-23; 12-20-23

Docket 14

Courtroom Deputy:

ZoomGov Appearance by:

12/19/23 - Keith Owens

12/19/23 - John-Patrick Fritz

12/19/23 - Robert Carrasco

Tentative Ruling:

Tentative Ruling for June 9, 2023:

There is a problem with the notice of motion. Although it has the correct date and time for the hearings, it says on page 3 at line 2 that oppositions are due by noon on June 10, 2023.

Court has a number of questions. According to the Fritz declaration, McKesson has a first position lien on all assets of INC, but debtors aren't aware of any outstanding amounts due McKesson. Where did this lien come from? What did/does it secure?

According to the papers, the debtors jointly operate the radiology practice. One debtor is an LLC, with three members, one of whom is Dr. Morrell. The corporation is wholly-owned by Dr. Morrell. What is the distinction between the two entities? Why were two separate entities created? On the debtor's budget, certain expenses are attributed to INC and others are attributed to

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CONT... CenterPoint Radiation Oncology, LLC
LLC. Why the distinction?

Chapter 11

According to the Morrell declaration, the debtor has never "cash flowed," which the Court assumes means has never generated positive cash flow. What is going to change in the future to make a reorganization possible? The debtor is a party to two executory contracts, a lease that the debtors claim is above market and another contract with service provider Varian that the debtors also describe as "unfavorable." Has either the landlord or Varian give the debtors any reason to think that either or both might be willing to renegotiate the terms of these agreements? Do the debtors have any viable options other than continuing to do business with these parties? In other words, is there a realistic prospect for reorganization in these cases?

The debtors' projections show net losses for June and July, but small net profits (\$6,687 and \$16,755) for August and September, resulting from corresponding increases in revenue for these periods. Morrell has testified that business tends to be slower during the summer and the holidays. What is going to change that will cause the debtors' revenue to increase in August and September?

Hearing required.

Final Ruling for June 9, 2023 (see order, docket no. 34)

Authorize use of cash collateral through close of business on June 30, 2023 up to an aggregate of \$212,733 in accordance with the budget (plus a 10 percent variance), excluding certain prepetition expenses included in the budget and any insider compensation until the debtor has complied with insider compensation procedures (other than health benefits included in payment for all employees). Secured creditors shall have replacement liens on all assets other than avoiding power recoveries. Court set final hearing for June 28, 2023 at 11:00 a.m. Debtors shall file any supplement to the motion not later than June 16, 2023. Oppositions will be due by June 23, 2023. Replies may be presented orally at the hearing. Debtors shall give notice of the final hearing not later than June 16, 2023.

6/26/23 -- Court approved stipulation between the parties providing that June

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CONT... CenterPoint Radiation Oncology, LLC

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28 hearing will be a status conference, increasing authorized use of cash collateral to include the \$6,000 per month that the debtors want to use to pay prepetition amounts due 3 critical vendors (staffing agencies) and extending the term of use of cash collateral through the close of business on July 28, 2023.

Tentative Ruling for June 28, 2023:

Once again, the debtors have served a misleading notice on parties in interest. Both the notice of the final hearing and the debtor's supplement to the motion inexplicably state that the final hearing will be on June **30**, rather than June 28, even though this date was not only stated orally at the June 9 hearing but was also included in the written order entered June 16. **Why does this keep happening? What steps will counsel take in the future to make sure that notices do not go out with the wrong dates, thereby misleading parties in interest?** (Court notes that there was an amended notice, but that did not go out until June 20, 2023, which gives parties in interest significantly less notice than the Court had originally contemplated.)

Hearing required.

7/19/23 -- Court approved stipulation extending use of cash collateral through the close of business on September 29, 2023 and continuing hearing to September 27, 2023 at 10:00 a.m. OFF CALENDAR FOR JULY 25, 2023.

Tentative Ruling for September 27, 2023:

(The most recent budget that the Court was able to locate runs through October of 2023.)

Unless someone has a rabbit that they intend to pull out of a hat, this case appears dead in the water. The only issue here appears to be how best to protect (or at least further) the interests of patients currently undergoing treatment. Authorize use of cash collateral solely to the extent necessary to do an orderly transition of patients and a shutdown of the debtor's operations. (On this record, the Court cannot compel First Citizen's Bank to agree to the use of its cash collateral for these purposes, but hopes that the bank will

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consent to the use of its cash collateral to the extent contemplated by this tentative ruling.)

Tentative Ruling for October 4, 2023:

What, if any, progress have the parties made since their last appearance before this Court? What is the current status of this chapter 11 case?

10/11/23 -- Court approved stipulation continuing hearing to November 2, 2023 at 10:00 a.m. OFF CALENDAR FOR NOVEMBER 1, 2023.

Tentative Ruling for November 2, 2023:

What, if any, progress have the parties made since their last appearance before this Court? What is the current status of this chapter 11 case?

11/9/23 -- Court approved stipulation re continued use of cash collateral, among other things. Pursuant to that stipulation, continue hearing to December 20, 2023 at 10:00 a.m. OFF CALENDAR FOR NOVEMBER 15, 2023.

Tentative Ruling for December 20, 2023:

Pursuant to a prior stipulation between the parties that was approved by this Court, debtor has authority to use cash collateral through the close of business on December 31, 2023 and, provided certain payments were made, lessor was prohibited from locking the debtor out of its business premises until February 29, 2024. These accommodations were made to enable the debtor to pursue investment or sale opportunities.

What has transpired since the last hearing? What does the debtor intend to do with regard to use of cash collateral after December 31, 2023? Hearing required.

12/28/23 -- Court approved stipulation authorizing further use of case collateral through January 31, 2024.

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

Wednesday, January 10, 2024

Hearing Room 1539

10:00 AM

CONT... **CenterPoint Radiation Oncology, LLC**
Tentative Ruling for January 10, 2024:

Chapter 11

Pursuant to a stipulation between the parties that was approved by this Court, debtor has authority to use cash collateral through the close of business on January 31, 2024, and, provided certain payments are made, lessor was prohibited from locking the debtor out of its business premises until February 29, 2024. These accommodations were made to enable the debtor to pursue investment or sale opportunities.

What has transpired since the last hearing?

Party Information

Debtor(s):

CenterPoint Radiation Oncology,

Represented By
Ron Bender
John-Patrick M Fritz

Movant(s):

CenterPoint Radiation Oncology,

Represented By
Ron Bender
John-Patrick M Fritz

Trustee(s):

Mark M Sharf (TR)

Pro Se

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

Wednesday, January 10, 2024

Hearing Room 1539

10:00 AM

2:23-13448 CenterPoint Radiation Oncology, LLC

Chapter 11

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

fr: 7-19-23; 8-9-23; 8-30-23, 10-5-23; 10-4-23; 11-1-23; 11-2-23; 11-15-23; 12-20-23

Docket 1

Courtroom Deputy:

ZoomGov Appearance by:

1/8/24 - David Shevitz

Tentative Ruling:

Tentative Ruling from July 19, 2023:

Deadline for debtor to file plan is August 31, 2023. Continue case status conference to September 6, 2023 at 11:00 a.m. Court will review plan at that conference and discuss plan-related deadlines and procedures. Requests for additional disclosures/concerns with regard to content of plan can be discussed orally at the September 6 status conference.

Discuss with debtor status of negotiations with landlord.

Tentative Ruling for August 9, 2023:

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

Final Ruling for August 9, 2023:

US Trustee will lodge order appointing patient care ombudsman, as court should already have appointed one by this point in the case. (Entry of order is without prejudice to debtor's motion to have the PCO removed as unnecessary.)

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10:00 AM

CONT... CenterPoint Radiation Oncology, LLC

Chapter 11

Continue status conference to August 30, 2023 at 11:00 a.m.

Tentative Ruling for August 30, 2023:

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

9/27/23 -- Court advanced date of case status conference to October 4, 2023 at 11:00 a.m. OFF CALENDAR FOR OCTOBER 5, 2023.

Tentative Ruling for October 4, 2023:

What, if any, progress have the parties made since their last appearance before this Court? What is the current status of this chapter 11 case?

10/11/23 -- Court approved stipulation continuing hearing to November 2, 2023 at 10:00 a.m. OFF CALENDAR FOR NOVEMBER 1, 2023.

Tentative Ruling for November 2, 2023:

What, if any, progress have the parties made since their last appearance before this Court? What is the current status of this chapter 11 case?

Tentative Ruling for November 15, 2023:

Continue case status conference to December 20, 2023 at 10:00 a.m. to be heard concurrently with hearing on continued use of cash collateral.
APPEARANCES WAIVED ON NOVEMBER 15, 2023.

Tentative Ruling for January 10, 2024:

Revisit status of chapter 11 case after resolution of related matter on calendar.

Party Information

Debtor(s):

CenterPoint Radiation Oncology,

Represented By
Ron Bender

**United States Bankruptcy Court
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10:00 AM

CONT... CenterPoint Radiation Oncology, LLC

Chapter 11

John-Patrick M Fritz

Movant(s):

CenterPoint Radiation Oncology,

Represented By

Ron Bender

John-Patrick M Fritz

Trustee(s):

Mark M Sharf (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
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Wednesday, January 10, 2024

Hearing Room 1539

11:00 AM

2:23-13739 R&R Plastering, Inc.

Chapter 11

#100.00 Order to Show Cause Re Dismissal Pursuant to Local Bankruptcy Rule 9011-2(a) Based On Non-individual Debtors Lack Of Representation By An Attorney

Docket 46

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Court granted motion authorizing counsel of record to withdraw effective December 5, 2023. Court issued an OSC advising debtor that it could not remain in chapter 11 without retaining counsel, as it is a corporation. Docket does not reflect any response to OSC. Dismiss case in response to OSC. Corporate debtor cannot prosecute a chapter 11 case without counsel.

Party Information

Debtor(s):

R&R Plastering, Inc.

Pro Se

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Hearing Room 1539

11:00 AM

2:21-12755 Hilmore LLC

Chapter 11

#101.00 Post Confirmation Status Conference in a Chapter 11 Case

fr. 5-26-21, 8-18-21, 9-15-21, 11-3-21, 1-12-22; 6-1-22; 8-3-22; 9-7-22;
10-26-22; 1-11-23; 3-29-23, 9-27-23

Docket 1

Courtroom Deputy:

ZoomGov Appearance by:

9/26/23 - Jeffrey B. Smith

9/26/23 - Kenneth M. Miskin

Tentative Ruling:

Tentative Ruling for May 26, 2021:

Does the debtor contemplate proposing and confirming a plan that pays all creditors in full? If not, what are the debtor's intentions with regard to recovery of the fraudulent transfer of \$300,000 to OFD and how can the debtor justify not attempting to generate revenue by renting the property to a paying tenant? Hearing required.

Final Ruling for May 26, 2021:

Debtor anticipates proposing 100 percent plan. Continue status conference to August 18, 2021 at 11:00 a.m. Debtor should file updated status report by August 6, 2021.

Tentative Ruling for August 18, 2021:

Continue case status conference to September 15, 2021 at 2:00 p.m. to be heard concurrently with debtor's disclosure statement. (No new status report

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11:00 AM

CONT... Hilmore LLC

Chapter 11

will be required.) APPEARANCES WAIVED ON AUGUST 18, 2021.

Tentative Ruling for November 3, 2021:

Revisit status of case after conclusion of hearing on disclosure statement.

11/29/21 -- Court approved compromise with family members regarding return of \$300,000.

Tentative Ruling for January 12, 2022:

If court confirms plan, take case status conference off calendar and schedule post-confirmation status conference.

Tentative Ruling for June 1, 2022:

Where is the status report that should have been filed by May 20, 2022?
Hearing required.

7/27/22 -- At hearing held this date, Court continued case status conference to September 7, 2022 at 11:00 a.m. Reorganized debtor should file and serve post-confirmation status report not later than August 26, 2022. OFF CALENDAR FOR AUGUST 3, 2022.

Tentative Ruling for September 7, 2022:

Where is the post-confirmation status report that the Court asked be filed by August 26? Hearing required.

Final Ruling for September 7, 2022:

Continue case status conference to October 26, 2022 at 10:00 a.m. Court waived requirement of updated status report.

Tentative Ruling for October 26, 2022:

When does the reorganized debtor anticipate that it will be in a position to file

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Hearing Room 1539

11:00 AM

CONT... Hilmore LLC

Chapter 11

a motion for a final decree? Hearing required.

Final Ruling for October 26, 2022:

Continue case status conference to January 11, 2023 at 11:00 a.m. If no motion for final decree or other dispositive motion has not been filed by then, reorganized debtor should file updated status report not later than December 28, 2022.

Tentative Ruling for January 11, 2023:

Docket does not reflect the filing of a motion for a final decree or the required status report. Why not? What is the status of this case and when does the reorganized debtor intend to move for entry of a final decree? Hearing required.

Final Ruling for January 11, 2023:

Continue status conference to March 29, 2023 at 11:00 a.m. to give debtor an opportunity to file motion for final decree. Reorganized debtor should file and serve post-confirmation status report by March 17, 2023, if it has not filed motion for final decree by then.

Tentative Ruling for March 29, 2023:

Docket does not reflect the filing of either a motion for a final decree or a status report. Why not?

Final Ruling for March 29, 2023:

Continue case status conference to September 27, 2023 at 11:00 a.m. Reorganized debtor should file updated status report not later than September 15, 2023.

Tentative Ruling for September 27, 2023:

Docket does not reflect the filing of either a motion for a final decree or a

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11:00 AM

CONT... Hilmore LLC

Chapter 11

status report. Why not?

Final Ruling for September 27, 2023:

Debtor is a few months behind on payments. (Children of principal have been making payments and will be borrowing funds to catch up on missed payments.) Continue status conference to January 10, 2024 at 11:00 a.m. Reorganized debtor should file updated status report by December 29, 2023.

Tentative Ruling for January 10, 2024:

Where is the status report that should have been filed by December 29, 2023? What, if anything, further has happened since last status conference? Hearing required.

Party Information

Debtor(s):

Hilmore LLC

Represented By
Crystle Jane Lindsey
Daniel J Weintraub
James R Selth

**United States Bankruptcy Court
Central District of California
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Wednesday, January 10, 2024

Hearing Room 1539

11:00 AM

2:21-12812 Corporate Colocation Inc

Chapter 11

#102.00 Post-Confirmation Scheduling and Case Management Conference in a Chapter 11 Case

fr: 10-18-23; 10-26-23

Docket 1

Courtroom Deputy:

ZoomGov Appearance by:

10/24/23 - Anne Manalili

Tentative Ruling:

Tentative Ruling for October 26, 2023:

The status report filed by the reorganized debtor on October 6, 2023 is not helpful and is inaccurate. According to that report, nothing has changed since the July 20, 2023 post confirmation report that the debtor filed; however, the only report filed by the debtor on July 20, 2023 was the quarterly report required by the US Trustee's office. The last substantive report that the court was able to locate was filed March 28, 2023. In the future, the debtor should file substantive reports that are supported by a declaration by a person with personal knowledge that gives the court a meaningful update as to the status of the debtor's payments under the plan (that is, whether the payments are current, and, if not, the amount and duration of any defaults) and what additional tasks must be accomplished before the debtor will be in a position to request entry of a final decree or closure of the case on an interim basis.

Have there been any additional settlements since the March status report? Are there any remaining unresolved claim objections? Is the debtor still current on its plan payments? What remains to be done before the debtor will request entry of a final decree?

Hearing required.

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Hearing Room 1539

11:00 AM

CONT... Corporate Colocation Inc

Chapter 11

Final Ruling for October 26, 2023:

Debtor thought it had agreement with Goodson Law Group (former attorney for debtor), but when draft agreement arrived, it did not match parties' discussions. Debtor had been handling negotiations directly. Counsel believes debtor up to date on plan payments. Continue status conference to January 10, 2024 at 11:00 a.m. Court waived the requirement of a written status report.

Tentative Ruling for January 10, 2024:

What, if anything, has transpired since last status conference? Is debtor indeed current on plan payments? Has any progress been made in resolving outstanding claim objections? Hearing required.

Party Information

Debtor(s):

Corporate Colocation Inc

Represented By
Robert M Yaspan

**United States Bankruptcy Court
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Wednesday, January 10, 2024

Hearing Room 1539

11:00 AM

2:22-13464 Marek Piatkowski-Nazarro

Chapter 11

#103.00 Scheduling and Case Management Conference in a Chapter 11 Case

fr: 8-17-22; 11-30-22; 1-11-23; 5-3-23; 8-9-23; 10-4-23; 11-8-23

Docket 1

Courtroom Deputy:

Tentative Ruling:

Why didn't the debtor file tax returns during the period from 2005 to 2021?

Set bar date and deadline for serving notice of bar date.

When does debtor anticipate being in a position to employ a broker and begin marketing his property?

Hearing required.

8/17/22 -- Court approved scheduling order setting following dates:

L/D to serve notice of bar date -- August 19, 2022

Bar date -- October 24, 2022

Cont'd status conference -- November 30, 2022 at 11:00 a.m.

L/D to file updated status report -- November 18, 2022.

Tentative Ruling for November 30, 2022:

Continue status conference as a holding date to anticipated date of hearing on sale motion.

Tentative Ruling for January 11, 2023:

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11:00 AM

CONT... Marek Piatkowski-Nazarro

Chapter 11

Discuss with debtor next steps and timing once sale is consummated.

Tentative Ruling for May 3, 2023:

At debtor's request, continue case management conference to August 9, 2023 at 11:00 a.m. Debtor should file updated status report by July 28, 2023.
APPEARANCES WAIVED ON MAY 3, 2023.

Tentative Ruling for August 9, 2023:

Where is updated status report that should have been filed by July 28, 2023?
[Report was filed August 8, 2023.] Where does debtor intend to go with this case?
Now that debtor's residence has been sold, is there any reason for the case to remain in chapter 11? Hearing required.

8/8/23 -- At debtor's request, continue case status conference to October 4, 2023 at 11:00 a.m. Debtor should file updated status report not later than September 25, 2023. APPEARANCES WAIVED ON AUGUST 9, 2023.

Tentative Ruling for October 4, 2023:

At debtor's request, continue status conference to November 8, 2023 at 11:00 a.m. Debtor can give the court any additional status updates orally at that conference.
APPEARANCES WAIVED ON OCTOBER 4, 2023.

Tentative Ruling for November 8, 2023:

What is the status of this case? Has the debtor received a response from the IRS to his settlement proposal? Is there any reason for it to remain in chapter 11? Hearing required.

Final Ruling for November 8, 2023:

Litigation and settlement negotiations have been proceeding with taxing authorities re liens asserted against proceeds of house sale. Other claims total approximately

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11:00 AM

CONT... Marek Piatkowski-Nazarro

Chapter 11

\$1,600. Continue status conference to give debtor an opportunity to bring a surcharge motion and a motion to dismiss. Continue status conference to January 10, 2024 at 11:00 a.m. Court waived the requirement of a written status report.

Tentative Ruling for January 10, 2024:

The docket does not reflect the filing of either a surcharge motion or a motion to dismiss. What is the status of this matter? What, if anything, has transpired since the last status conference? Hearing required.

Party Information

Debtor(s):

Marek Piatkowski-Nazarro

Represented By
Leonard Pena

Movant(s):

Marek Piatkowski-Nazarro

Represented By
Leonard Pena

**United States Bankruptcy Court
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Wednesday, January 10, 2024

Hearing Room 1539

11:00 AM

2:23-15519 17841 Palora Manor LLC

Chapter 11

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

fr: 10-18-23; 10-26-23

Docket 1

***** VACATED *** REASON: CONTINUED TO 3-13-2024 AT 11AM.
APPEARANCES WAIVED.**

Courtroom Deputy:

ZoomGov Appearance by:

10/25/23 - Arturo Cisneros

Tentative Ruling:

Tentative Ruling for October 26, 2023:

The Court appreciates the debtor's having filed a status report. Now that the debtor is no longer in possession, status reports should be filed by the subchapter V trustee. As this case was filed as a subchapter V case, the Court does not need to set a bar date. Pursuant to General Order 20-01, the deadline for filing claims has been set as November 6, 2023 for general creditors and February 26, 2024 for governmental entities. These dates were set forth on the notice of first meeting of creditors served on creditors listed by the debtor on August 29, 2023.

Discuss with subchapter V trustee how he intends to proceed and whether he believes that this case should remain in chapter 11 or be converted to chapter 7. Hearing required.

Final Ruling for October 26, 2023:

Property has been listed for sale and application to employ broker has been filed. Trustee conducted 341(a) meeting and needs an accounting of rents. Sub V trustee has advised debtor that case will be converted if debtor fails to

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11:00 AM

CONT... 17841 Palora Manor LLC

Chapter 11

comply with guidelines. Continue status conference to January 10, 2024 at 11:00 a.m. Sub V Trustee should file and serve status report not later than December 30, 2023.

Tentative Ruling for January 10, 2024:

At trustee's request, continue case status conference to March 13, 2024 at 11:00 a.m. Sub V trustee should file updated status report not later than March 1, 2024. APPEARANCES WAIVED ON JANUARY 10, 2024.

Party Information

Debtor(s):

17841 Palora Manor LLC

Represented By
Jon H Freis

Movant(s):

17841 Palora Manor LLC

Represented By
Jon H Freis

Trustee(s):

Arturo Cisneros (TR)

Represented By
Arturo Cisneros

**United States Bankruptcy Court
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Wednesday, January 10, 2024

Hearing Room 1539

11:00 AM

2:23-17022 Phillip Himmelfarb Testamentary Trust FBO J Bauer

Chapter 11

#105.00 Order to Show Cause re: Dismissal

fr: 11-29-23

Docket 8

Courtroom Deputy:

ZoomGov Appearance by:

1/4/24 - Leonard K. Welsh

1/8/24 - Christopher Seymour

1/8/24 - J. Jackson Waste

Tentative Ruling:

Tentative Ruling for November 29, 2023:

Court agrees that a "business trust" is eligible to be a debtor in bankruptcy, but debtor has not provided sufficient evidence to establish that it is indeed a business trust. California defines a business trust as a "business or organization consisting essentially of an arrangement whereby property is conveyed to one, or more than one, trustee for purposes other than the mere conservation of assets, collecting and distributing of fixed or periodic income, or the securing of an obligation." (Revenue & Taxation Code section 23038(b)(1)). Under California law, there are a number of attributes of a qualified business trust, including compliance with applicable fictitious name statutes, taxation by the state as a corporation, the creators of the trust sharing in the profits and management being vested in one or more trustees. These attributes can be said to boil down to two main issues: (1) whether the trust was created for the purpose of transaction business for a profit (rather than merely preserving trust property for the beneficiaries); and (2) whether the entity has the indicia of a corporation.

Continue hearing to give debtor an opportunity to provide additional evidence

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11:00 AM

CONT... Phillip Himmelfarb Testamentary Trust FBO J Bauer Chapter 11

relevant to the issue of whether or not it is a business trust, which evidence should include, among other things, a copy of the documents that created the trust and that govern its operation.

Final Ruling for November 29, 2023:

Continue hearing to January 10, 2024 at 11:00 a.m. Debtor should file and serve supplemental declaration addressing issues raised in tentative ruling not later than December 20, 2023. Responses must be served and filed by January 3, 2024.

Tentative Ruling for January 10, 2024:

Court agrees that, based on the evidence provided, the debtor is not a business trust. It is a trust that happens to own a business (or perhaps half of a business), but it is not a business trust. If this trust -- a testamentary trust established for estate planning purposes -- were characterized as a business trust, there would be nothing left of the distinction between business trusts and trusts created under the probate code as part of estate planning. Dismiss case, as debtor is ineligible to be a debtor in bankruptcy.

Party Information

Debtor(s):

Phillip Himmelfarb Testamentary

Represented By
Leslie A Cohen

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

Wednesday, January 10, 2024

Hearing Room 1539

11:00 AM

2:23-17022 Phillip Himmelfarb Testamentary Trust FBO J Bauer

Chapter 11

#106.00 Scheduling and Case Management Conference in a Chapter 11 Case

fr: 11-29-23

Docket 1

Courtroom Deputy:

ZoomGov Appearance by:

1/4/24 - Leonard K. Welsh

1/8/24 - Christopher Seymour

1/8/24 - J. Jackson Waste

Tentative Ruling:

Tentative Ruling from November 29, 2023:

This case was filed a single asset real estate case. Did debtor serve the notice of status conference as required by paragraph 1 of the order? Where is the status report referenced in paragraph 2 of the order?

Hearing required.

Final Ruling for November 29, 2023:

Notice of status conference was never served. Continue hearing (as holding date) to same date and time as continued hearing on court's OSC re dismissal -- January 10, 2024 at 11:00 a.m. (No status report required for this hearing.)

Tentative Ruling for January 10, 2024:

Take status conference off calendar due to dismissal of chapter 11 case.

Party Information

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11:00 AM

CONT... Phillip Himmelfarb Testamentary Trust FBO J Bauer

Chapter 11

Debtor(s):

Phillip Himmelfarb Testamentary

Represented By
Leslie A Cohen

Movant(s):

Phillip Himmelfarb Testamentary

Represented By
Leslie A Cohen

**United States Bankruptcy Court
Central District of California**

Los Angeles

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Wednesday, January 10, 2024

Hearing Room 1539

11:00 AM

2:23-15520 Olympic Holdings, LLC.

Chapter 11

#107.00 Motion to Sell Property of the Estate Free and Clear of Liens under Section 363(f) Subchapter V Trustee's Motion For Order: (1) Authorizing Sale Of Real Property Free And Clear Of Liens And Interests Pursuant To 11 U.S.C. § 363(F); (2) Approving Overbid Procedures; (3) Approving Broker Compensation; (4) Authorizing Distribution Of Sale Proceeds; (5) Determining That The Proposed Buyers Are Good Faith Purchasers Under 11 U.S.C. § 363(M); And (6) Waiving 14 Day Stay Imposed By Federal Rule Of Bankruptcy Procedure 6004(H);

Docket 57

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant motion to the extent that it seeks approval of bidding procedures and a sale free and clear of liens. Approve sale to highest bidder on the terms proposed in the motion; however, court has questions concerning the distribution of the sales proceeds. The trustee seeks to make certain distributions to Fan pursuant to a stipulation referenced in the motion that has neither been filed nor approved by the Court. Unless and until that stipulation has been approved, net sales proceeds should be held in trust by the Sub V trustee, with the liens to attach to the proceeds of sale with the same validity and priority as they had as against the property. Moreover, how can the trustee treat any proceeds of sale as free and clear funds based on representations from the debtor and Fan unless and until the deed of trust in favor of Tolbex and the judgment liens identified on page 5 of the motion at lines 24 through 27 have been avoided? The only "evidence" offered by the Trustee that these liens should be disregarded are inadmissible hearsay statements to this effect from the Slotkin and Fan.

Party Information

Debtor(s):

Olympic Holdings, LLC.

Represented By
Jon H Freis

**United States Bankruptcy Court
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11:00 AM

CONT... Olympic Holdings, LLC.

Chapter 11

Movant(s):

Arturo Cisneros (TR)

Represented By
Arturo Cisneros

Trustee(s):

Arturo Cisneros (TR)

Represented By
Arturo Cisneros

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Hearing Room 1539

11:00 AM

2:23-15520 Olympic Holdings, LLC.

Chapter 11

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

fr: 10-18-23; 10-26-23

Docket 1

***** VACATED *** REASON: CONTINUED TO 3-13-2024 AT 11AM.
APPEARANCES WAIVED.**

Courtroom Deputy:

ZoomGov Appearance by:

10/25/23 - Arturo Cisneros

Tentative Ruling:

Tentative Ruling for October 26, 2023:

The Court appreciates the debtor's having filed a status report. Now that the debtor is no longer in possession, status reports should be filed by the subchapter V trustee. As this case was filed as a subchapter V case, the Court does not need to set a bar date. Pursuant to General Order 20-01, the deadline for filing claims has been set as November 6, 2023 for general creditors and February 26, 2024 for governmental entities. These dates were set forth on the notice of first meeting of creditors served on creditors listed by the debtor on August 29, 2023.

Discuss with subchapter V trustee how he intends to proceed and whether he believes that this case should remain in chapter 11 or be converted to chapter 7. Hearing required.

Final Ruling for October 26, 2023:

Debtor's counsel should serve notice of continued 341(a) and bar date to creditors who have been added. Both properties have been listed for sale and application to employ broker will be filed. Trustee conducted 341(a)

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11:00 AM

CONT... Olympic Holdings, LLC.

Chapter 11

meeting and needs an accounting of rents. Continue status conference to January 10, 2024 at 11:00 a.m. Sub V Trustee should file and serve status report not later than December 30, 2023.

Tentative Ruling for January 10, 2024:

At trustee's request, continue case status conference to March 13, 2024 at 11:00 a.m. Sub V trustee should file updated status report not later than March 1, 2024. APPEARANCES WAIVED ON JANUARY 10, 2024.

Party Information

Debtor(s):

Olympic Holdings, LLC.

Represented By
Jon H Freis

Movant(s):

Olympic Holdings, LLC.

Represented By
Jon H Freis

Trustee(s):

Arturo Cisneros (TR)

Represented By
Arturo Cisneros

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Courtroom 1539 Calendar**

Wednesday, January 10, 2024

Hearing Room 1539

11:00 AM

2:23-16872 Joan Bauer

Chapter 11

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

fr: 11-29-23

Docket 1

Courtroom Deputy:

ZoomGov Appearance by:

1/4/24 - Leonard K. Welsh

1/8/24 - Christopher Seymour

Tentative Ruling:

Tentative Ruling for November 29, 2023:

This is a subchapter V case, so court has already set deadlines for filing claims. (General filing deadline is December 28, 2023; governmental filing deadline is April 16, 2024.) Debtor's status report proposes bar dates that had passed by the time this case was filed.

Debtor says that she will be able to propose a plan by mid-2024, but her deadline to file a plan is currently January 24, 2024. Court can/will only extend this deadline if debtor files a motion on or before that date in which she demonstrates that her need for an extension is due to circumstances for which she should not justly be held accountable.

How does the debtor foresee these two bankruptcies interacting with the receivership proceedings? She has not put the cattle company or the meat company into bankruptcy. Why not?

Hearing required.

Final Ruling for November 29, 2023:

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

Wednesday, January 10, 2024

Hearing Room 1539

11:00 AM

CONT... Joan Bauer

Chapter 11

Debtor's objective is to reach an overall global settlement together with related entities. Court continued status conference to January 10, 2024 at 11:00 a.m. as a holding date. Debtor need not file a written status report prior to the January 10 conference.

Tentative Ruling for January 10, 2024:

Revisit status of case after conclusion of related matters on calendar. What does debtor intend to do with regard to impending deadline for filing plan?

Party Information

Debtor(s):

Joan Bauer

Represented By
Leslie A Cohen

Movant(s):

Joan Bauer

Represented By
Leslie A Cohen
Leslie A Cohen
Leslie A Cohen

Trustee(s):

Arturo Cisneros (TR)

Represented By
Arturo Cisneros

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

Wednesday, January 10, 2024

Hearing Room 1539

2:00 PM

2:22-10132 Phenomenon Marketing & Entertainment, LLC

Chapter 11

#200.00 Confirmation Hearing re Chapter 11 Plan

Docket 1

Courtroom Deputy:

ZoomGov Appearance by:

1/5/24 - Michael J. Berger

1/5/24 - Soyfa Davtyan

Tentative Ruling:

The court has a few questions concerning the contents of the plan to discuss at the time of the status conference. Set deadline for debtor to file slightly amended plan and confirmation related deadlines.

11/8/2023 -- Court approved scheduling order with following dates:

L/D to file amended plan -- November 10, 2023

L/D to vote on/object to plan -- December 22, 2023

L/D to file confirmation brief, ballot tally -- January 3, 2024

Confirmation hearing -- January 10, 2024 at 2:00 p.m.

Tentative Ruling for January 10, 2024:

Requirements for confirmation (cram down) under subchapter V appear to have been met, but no ballots were cast. Do we need to be concerned about whether plan and ballots were actually served as described in proof of service? Hearing required.

Party Information

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

Wednesday, January 10, 2024

Hearing Room 1539

2:00 PM

CONT... Phenomenon Marketing & Entertainment, LLC

Chapter 11

Debtor(s):

Phenomenon Marketing &

Represented By
Michael Jay Berger

Trustee(s):

Susan K Seflin (TR)

Pro Se

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

Wednesday, January 10, 2024

Hearing Room 1539

2:00 PM

2:22-10132 Phenomenon Marketing & Entertainment, LLC

Chapter 11

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

fr: 10-18-23; 10-26-23

Docket 1

Courtroom Deputy:

ZoomGov Appearance by:

1/5/24 - Michael J. Berger

1/5/24 - Soyfa Davtyan

Tentative Ruling:

If court confirms plan, set post-confirmation status conference and deadline for reorganized debtor to file status report.

Party Information

Debtor(s):

Phenomenon Marketing &

Represented By
Michael Jay Berger

Trustee(s):

Susan K Sefflin (TR)

Pro Se