

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

Wednesday, January 31, 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.

Parties in interest may connect to the video and audio feeds, free of charge, using the connection information provided below. **MEMBERS OF THE PUBLIC MAY ONLY CONNECT TO THE AUDIO FEED USING THE TELEPHONE NUMBERS PROVIDED BELOW AND ARE NOT PERMITTED TO CONNECT TO THE VIDEO FEED.**

Individuals may participate by ZoomGov video and audio using a personal computer (equipped with camera, microphone and speaker), or a handheld mobile device (such as an iPhone or Android phone). Individuals may opt to participate by audio only using a telephone (standard telephone charges may apply).

Neither a Zoom nor a ZoomGov account is necessary to participate and no pre-registration is required **but you must still notify Chambers at [Chambers SBluebond@cacb.uscourts.gov](mailto:SBluebond@cacb.uscourts.gov) of your appearance.** The audio portion of each hearing will be recorded electronically by the Court and constitutes its official record.

For more information on appearing before Judge Bluebond by ZoomGov, please see the information on the Court's website at:
<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>

ZoomGov meeting number: 161 6109 0855

Password: 148508

Telephone conference lines: 1 (669) 254 5252 or 1 (646) 828 7666

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

Wednesday, January 31, 2024

Hearing Room 1539

10:00 AM

CONT...

Chapter

(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 -

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

Wednesday, January 31, 2024

Hearing Room 1539

10:00 AM

2:23-18179 Victoria Marie Vestal

Chapter 7

#1.00 ORDER to show cause re dismissal for failure to comply with rule 1006(B) - installments (BNC) Debtor failed to pay 2nd installment of \$75.00 due on or before 12/15/2023 and final installment of \$238.00 due on or before 01/02/2024

Docket 18

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

No additional payments have been made since issuance of the OSC. Debtor failed to pay \$75 due December 15, 2023 and \$238 due January 2, 2024. Dismiss case for failure to pay installments.

Party Information

Debtor(s):

Victoria Marie Vestal

Pro Se

Trustee(s):

Heide Kurtz (TR)

Pro Se

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

Wednesday, January 31, 2024

Hearing Room 1539

10:00 AM

2:21-12761 Advanced Environmental Group LLC

Chapter 7

#2.00 HearingRE: [393] Objection to Claim #1 by Claimant Crowley Marine Services, Inc.. in the amount of \$ 139,236.93 . (Hami, Asa)

Docket 393

***** VACATED *** REASON: CONTINUED TO 2-28-24 AT 10AM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

1/16/24 -- Court approved stipulation continuing hearing on objection to February 28, 2024 at 10:00 a.m. OFF CALENDAR FOR JANUARY 31, 2024.

Party Information

Debtor(s):

Advanced Environmental Group

Represented By
Leslie A Cohen
Matthew D. Resnik

Trustee(s):

Gregory Kent Jones (TR)

Represented By
Daniel A Lev
Asa S Hami
Steve Burnell

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

Wednesday, January 31, 2024

Hearing Room 1539

10:00 AM

2:23-15188 BNA Textile Inc

Chapter 7

#3.00 Motion for Order Authorizing Nunc Pro Tunc Substantive Consolidation of Debtor's Owner with Corporate Debtor's Estate

Docket 59

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

The trustee has made an adequate showing under the standard adopted by the 9th Circuit, and no one has opposed the motion, but the Court is not willing to make the consolidation effective "nunc pro tunc" as of the petition date. That was August 12, 2023 and there could be many unintended and inappropriate consequences of treating the individual debtor as if she had been a debtor in bankruptcy since August 12, 2023 (and motion does not articulate what trustee is attempting to accomplish by requesting nunc pro tunc relief). Enter order substantively consolidating individual principal and corporate debtor as of entry of the order.

Party Information

Debtor(s):

BNA Textile Inc

Represented By
Ji Yoon Kim

Movant(s):

Wesley H Avery (TR)

Represented By
Jeffrey L Sumpter
Toan B Chung

Trustee(s):

Wesley H Avery (TR)

Represented By
Jeffrey L Sumpter
Toan B Chung

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

Wednesday, January 31, 2024

Hearing Room 1539

10:00 AM

2:21-17932 Soames Lane Trust

Chapter 11

Adv#: 2:22-01111 Soames Lane Trust et al v. Curtis dba Fast Solutions

#4.00 Status Conference re: 02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy) Complaint by Soames Lane Trust, Colin Nix against Grant Curtis dba Fast Solutions

fr: 7-26-22; 9-6-22; 1-10-23; 2-28-23; 5-9-23; 7-11-23; 9-13-23, 10-3-23;
11-15-23

Docket 1

Courtroom Deputy:

Tentative Ruling:

Parties have both requested mediation. Continue status conference approximately 90 to 120 days and order parties to complete mediation prior to date of continued status conference.

9/19/22 -- Court approved scheduling order with following dates:

Cont'd status conference -- January 10, 2023 at 2:00 p.m.

L/D to file joint status report -- December 27, 2022

L/D to lodge order appointing mediators -- September 19, 2022

L/D to complete mediation -- January 10, 2022

9/23/22 -- Court approved order appointing mediators.

Tentative Ruling for January 10, 2023:

Set discovery cutoff for mid-2023. Schedule continued status conference for approximately 90 to 120 days.

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

Wednesday, January 31, 2024

Hearing Room 1539

10:00 AM

CONT... Soames Lane Trust

Chapter 11

1/9/23 -- Court approved stipulation continuing status conference to February 28, 2022 at 2:00 p.m. OFF CALENDAR FOR JANUARY 10, 2023.

Tentative Ruling for February 28, 2023:

Why is any of this still in bankruptcy court? Unless and until the state court avoids the foreclosure sale, the debtor no longer owns the real property that is its only asset. The plaintiff in this action, who is not the debtor, seeks to avoid a default judgment entered in another state as to which as sister state judgment was entered in California. This action arises entirely under nonbankruptcy law. There is no longer any need for an automatic stay or anything to which that stay would apply. Is this even an appropriate forum for the resolution of any disputes that may exist between Mr. Nix and parties asserting claims against the debtor? Hearing required.

Final Ruling for February 28, 2023:

Continue status conference to May 9, 2023 at 2:00 p.m. Parties should file joint status report by April 25, 2023. (Court's notes reflect that the parties had held off on conducting discovery to see the outcome of the state court litigation and that plaintiff may decide to dismiss this action in its entirety.)

Tentative Ruling for May 9, 2023:

According to the parties' status report, they agreed to settle this matter on April 24, 2023. What is the structure of the proposed settlement? Hearing required.

Final Ruling for May 9, 2023:

Parties still reporting that a settlement in principle has been reached. Continue status conference to July 11, 2023 at 2:00 p.m. Requirement of an updated status report for that conference is waived.

Tentative Ruling for July 11, 2023:

Has debtor been able to determine whether or not it will be necessary to seek

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

Wednesday, January 31, 2024

Hearing Room 1539

10:00 AM

CONT... Soames Lane Trust

Chapter 11

approval of the proposed compromise or whether the parties will seek to dismiss case at this juncture instead? Hearing required.

Final Ruling for July 11, 2023:

Continue hearing to September 13, 2023 at 10:00 a.m. Status report waived. Parties have exchanged versions of settlement agreement. Once form of agreement finalized, debtor will file motion to approve compromise.

Tentative Ruling for September 13, 2023:

Has settlement agreement been executed? Will debtor be filing 9019 motion? Hearing required.

Tentative Ruling for November 15, 2023:

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

Final Ruling for November 15, 2023:

There is a fully-signed settlement agreement between Curtis and the debtor. Counsel is "halfway through" preparing 9019 motion. Will submit it on negative notice and then prepare a motion to dismiss. Continue status conference to January 31, 2024 at 10:00 a.m. Court waived the requirement of a status report for that conference.

Tentative Ruling for January 30, 2024:

For some reason, motion for approval of compromise did not get filed until January 10, 2024. Deadline for filing opposition to motion ran on January 24, 2024. Court has a few questions/comments with regard to motion. Hearing required.

Party Information

Debtor(s):

Soames Lane Trust

Represented By
Paul A Beck

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

Wednesday, January 31, 2024

Hearing Room 1539

10:00 AM

CONT... Soames Lane Trust

Chapter 11

Defendant(s):

Grant Curtis dba Fast Solutions

Pro Se

Plaintiff(s):

Soames Lane Trust

Represented By
Paul A Beck

Colin Nix

Represented By
Paul A Beck

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

Wednesday, January 31, 2024

Hearing Room 1539

10:00 AM

2:22-13785 Marine Wholesale & Warehouse Co.

Chapter 11

#5.00 Motion to Use Cash Collateral

Docket 213

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant motion. Authorize use of cash collateral on same terms through earliest of conversion, dismissal, effective date of a plan or June 30, 2024.

Party Information

Debtor(s):

Marine Wholesale & Warehouse Co.

Represented By

David R Haberbush

Vanessa M Haberbush

Lane K Bogard

Movant(s):

Marine Wholesale & Warehouse Co.

Represented By

David R Haberbush

Vanessa M Haberbush

Lane K Bogard

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

Wednesday, January 31, 2024

Hearing Room 1539

10:00 AM

2:23-13448 CenterPoint Radiation Oncology, LLC

Chapter 11

#6.00 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; 1-10-24

Docket 14

Courtroom Deputy:

ZoomGov Appearance by:

1/9/24 - Keith Owens

1/9/24 - John-Patrick Fritz

1/9/24 - 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

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

Wednesday, January 31, 2024

Hearing Room 1539

10:00 AM

CONT... CenterPoint Radiation Oncology, LLC

Chapter 11

budget, certain expenses are attributed to INC and others are attributed to LLC. Why the distinction?

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.

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

Wednesday, January 31, 2024

Hearing Room 1539

10:00 AM

CONT... CenterPoint Radiation Oncology, LLC

Chapter 11

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

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

Wednesday, January 31, 2024

Hearing Room 1539

10:00 AM

CONT... CenterPoint Radiation Oncology, LLC

Chapter 11

use of its cash collateral for these purposes, but hopes that the bank will 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
Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, January 31, 2024

Hearing Room 1539

10:00 AM

CONT... CenterPoint Radiation Oncology, LLC

Chapter 11

Tentative Ruling for January 10, 2024:

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?

Tentative Ruling for January 31, 2024:

As of this date, the last order authorizing the use of cash collateral runs through January 31, 2024. What progress, if any, has been made 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 31, 2024

Hearing Room 1539

10:00 AM

2:23-13448 CenterPoint Radiation Oncology, LLC

Chapter 11

#7.00 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; 1-10-24

Docket 1

Courtroom Deputy:

ZoomGov Appearance by:

1/8/24 - David Shevitz

1/9/24 - Keith Owens

1/9/24 - John-Patrick Fritz

1/9/24 - Robert Carrasco

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.

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

Wednesday, January 31, 2024

Hearing Room 1539

10:00 AM

CONT... CenterPoint Radiation Oncology, LLC

Chapter 11

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.)

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 31, 2024:

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

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

Wednesday, January 31, 2024

Hearing Room 1539

10:00 AM

CONT... CenterPoint Radiation Oncology, LLC

Chapter 11

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 31, 2024

Hearing Room 1539

11:00 AM

2:23-12276 Ryan Magdi Girgis

Chapter 11

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

fr: 6-7-23; 7-20-23; 8-30-23; 10-17-23; 11-1-23; 11-29-23

Docket 1

***** VACATED *** REASON: CONTINUED TO 4-3-24 AT 11AM**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Tentative Ruling for June 7, 2023:

What was the state court lawsuit that led to the default judgment about? The status report refers to the complaint in that action as containing claims for breach of contract and fraud, but what kind of contract was it? What was the alleged fraud?

What kind of plan does the debtor think he will be able to propose with projected disposable income of \$76.57 per month? Does debtor anticipate that his income will increase beyond this amount in the future?

Hearing required.

Final Ruling for June 7, 2023:

Continue status conference to July 20, 2023 at 10:00 a.m. Court waived the requirement of a status report and instructed debtor to focus on filing plan, which is due by July 17, 2023.

Tentative Ruling for July 20, 2023:

The Court has a number of questions and concerns with regard to the form of the plan and the disclosures contained in the plan that will be discussed on the record at the time of the status conference.

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

Wednesday, January 31, 2024

Hearing Room 1539

11:00 AM

CONT... Ryan Magdi Girgis

Chapter 11

Final Ruling for July 20, 2023:

Debtor should file amended plan by August 21, 2023. Status conference continued to August 30, 2023 at 11:00 a.m. Requirement of updated status report waived.

Tentative Ruling for August 30, 2023:

The Court has a number of additional comments with regard to the form of the plan that will be discussed on the record at the time of the status conference.

9/13/23 -- Court approved stipulation continuing deadline to file amended plan from October 10, 2023 to October 24, 2023 and continuing hearing from October 17, 2023 at 10:30 a.m. to **November 1, 2023 at 11:00 a.m.** OFF CALENDAR FOR OCTOBER 17, 2023.

10/23/23 -- Court approved stipulation continuing deadline to file amended plan from October 24, 2023 at November 10, 2023 and continuing case status conference to **November 29, 2023 at 11:00 a.m.** OFF CALENDAR FOR NOVEMBER 1, 2023.

11/13/23 -- Court approved stipulation continuing deadline to file amended plan from November 10, 2023 to January 5, 2024 and continuing case status conference to **January 31, 2024 at 11:00 a.m.** OFF CALENDAR FOR NOVEMBER 29, 2023.

1/08/24 -- Court approved stipulation continuing deadline to file amended plan to March 15, 2024 and continuing case status conference to **April 3, 2024 at 11:00 a.m.** OFF CALENDAR FOR JANUARY 31, 2024.

Party Information

Debtor(s):

Ryan Magdi Girgis

Represented By
David R Haberbush
Vanessa M Haberbush

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

Wednesday, January 31, 2024

Hearing Room 1539

11:00 AM

CONT... Ryan Magdi Girgis

Chapter 11

Movant(s):

Ryan Magdi Girgis

Represented By
David R Haberbush
Vanessa M Haberbush

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 31, 2024

Hearing Room 1539

11:00 AM

2:21-17060 Buckingham Heights Business Park (a California Lim

Chapter 11

#101.00 Status Conference re Debtor's Objection to Claim of Buckingham Heights Lease LLC (Claim No. 6)

fr: 4-20-22; 4-27-22; 6-22-22; 7-27-22; 12-13-22; 4-18-23; 5-2-23; 6-13-23,
9-26-23; 11-7-23; 4-9-24

Docket 138

Courtroom Deputy:

Tentative Ruling:

Tentative Ruling for April 20, 2022:

Conduct hearing as status conference. Do the parties need to conduct discovery? Is this an appropriate matter to be sent to mediation? Hearing required.

Final Ruling for April 20, 2022:

Continue hearing to April 27, 2022 at 11:00 a.m. as a holding date to give the parties an opportunity lodge (slightly modified) order approving parties' stipulation re scheduling for resolving this claim objection.

Tentative Ruling for April 27, 2022:

4/25/22 -- Court approved stipulated scheduling order with following dates:

	Date
--	-------------

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

Wednesday, January 31, 2024

Hearing Room 1539

11:00 AM

CONT...

Buckingham Heights Business Park (a California Lim

Chapter 11

Complete Written Discovery	July 8
Complete Fact Discovery and Depos	July 15
Exchange Expert Reports	July 22
Exchange Rebuttal Expert Reports	August 12
Expert Depositions	August 22-26
	August 29
All Expert Discovery Concluded	
Summary Judgment Motions Filed	August 30
Objections to Summary Judgment Motions Filed	September 13
Replies in Support of Summary Judgment Motions Filed	September 20
Hearing on Summary Judgment Motions	September 27 at 2:00 p.m.
Joint Pre-Trial Statement Filed	October 11
Pre-Trial Hearing	October 25 at 2:00 p.m.
Trial	Debtor and Lessor to request trial dates at the ensuing status conference held on the Claim Objection

Continue status conference on claim objection to track with plan confirmation
process.

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

Wednesday, January 31, 2024

Hearing Room 1539

11:00 AM

CONT... Buckingham Heights Business Park (a California Lim

Chapter 11

Final Ruling for April 27, 2022:

Court will treat objection as an adversary proceeding for procedural purposes. Court continued hearing to June 22, 2022 at 11:00 a.m. and waived requirement that parties file joint status report. (Court advised that it would coordinate hearings with plan confirmation process.)

Tentative Ruling for June 22, 2022:

Court understands from a review of the debtor's case status report that it wants to negotiate a modification of the above schedule with the lender. Have the parties agreed on any changes to this schedule? Hearing required.

Final Ruling for June 22, 2022:

Court will treat matter as an adversary proceeding for procedural purposes. Continue hearing to July 27, 2022 at 11:00 a.m. Parties are to file and serve joint status report not later than July 13, 2022.

Tentative Ruling for July 27, 2022:

Court has reviewed joint status report, but it doesn't say much. Have parties succeeded in negotiating revised schedule? If not, how much time do the parties believe they require. As court has deemed this matter an adversary proceeding for procedural purposes, parties should use mandatory form for adversary joint status reports in the future. Hearing required.

7/29/22 -- Court approved stipulation with revised dates:

	Date
Complete Written Discovery	September 2
Complete Fact Discovery and Depos	September 16
Exchange Expert Reports	September 26
Status Conference	October 25 at 2:00 p.m.
Exchange Rebuttal Expert Reports	November 11

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

Wednesday, January 31, 2024

Hearing Room 1539

11:00 AM

CONT...

Buckingham Heights Business Park (a California Lim

Chapter 11

Expert Depositions	November 28-December 2
All Expert Discovery Concluded	December 2
Joint Pre-Trial Statement and Trial Briefs Filed	December 5
Pre-Trial Hearing	December 13 at 2:00 p.m.
Trial	Debtor and Lessor to request trial dates at the ensuing status conference hearing held on the Claim Objection

4/4/23 -- Court approved stipulation setting these dates.

	Date
Complete Production of Documents and Responses to Interrogatories	April 4, 2023
Complete Fact Depositions	May 31, 2023
Status Conference and Last Day to Hear Discovery Motions	June 13, 2023, 2:00 p.m.
Ground Lessor Expert Report Exchanged	June 14, 2023
Debtor Rebuttal Report Exchanged	July 13, 2023
Ground Lessor Response to Debtor Expert Report Exchanged	July 24, 2023
Expert Depositions	August 1 – August 31, 2023
All Expert Discovery Concluded	August 31, 2023
Joint Pre-Trial Order Lodged ; Trial Briefs and Direct Testimony Declarations Filed	September 29, 2023
Evidentiary Objections to Direct Testimony Declarations and Reply Declarations filed	October 6, 2023

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

Wednesday, January 31, 2024

Hearing Room 1539

11:00 AM

CONT... Buckingham Heights Business Park (a California Lim Chapter 11

Evidentiary Objections to Reply Declarations Filed	October 13, 2023
Pre-Trial Conference	October 17, 2023, 2:00 p.m.
Trial	October <u>24-25</u> , 2023, 10 a.m.

OFF CALENDAR. STATUS CONFERENCE CONTINUED TO JUNE 13, 2023 AT 2:00 P.M.

6/26/23 -- Court approved stipulation with following dates:

	Date
Ground Lessor Expert Report Exchanged	June 14, 2023
Debtor Rebuttal Report Exchanged	July 13, 2023
Ground Lessor Response to Debtor Expert Report Exchanged	July 24, 2023
Expert Depositions	August 1 – August 31, 2023
All Expert Discovery Concluded	August 31, 2023
Joint Pre-Trial Order Lodged	September 12, 2023
Pre-Trial Conference	September 26, 2023 at 2:00 p.m.
Trial Briefs and Direct Testimony Declarations Filed	September 29, 2023
Evidentiary Objections to Direct Testimony Declarations and Reply Declarations Filed	October 6, 2023
Evidentiary Objections to Reply Declarations Filed	October 13, 2023
Trial	October 25 at 10:00 a.m.

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

Wednesday, January 31, 2024

Hearing Room 1539

11:00 AM

CONT... Buckingham Heights Business Park (a California Lim

Chapter 11

Tentative Ruling for September 26, 2023:

At request of the parties, continue pretrial conference to November 7, 2023 at 2:00 p.m. Parties should lodge proposed joint pretrial order not later than October 24, 2023, unless the court has approved a stipulation altering the above schedule by that date. APPEARANCES WAIVED on September 26, 2023.

10/25/23 -- Court approved revised scheduling order with following dates:

Expert Depositions	November 27, 2023-January 5, 2024
All Expert Discovery Concluded	January 5, 2024
Joint Pre Trial Order Lodged; Trial Briefs and Direct Testimony Declarations Filed	March 15, 2024
Evidentiary Objections to Direct Testimony Declarations and Reply Declarations filed	March 22, 2024
Evidentiary Objections to Reply Declarations	March 29, 2024
Pre-Trial Conference	April 9, 2024, 2:00 p.m.
Trial	April 23, 2024, 10:00 a.m.

OFF CALENDAR FOR NOVEMBER 7, 2023.

11/16/23 -- Parties have advised that they intend to request a continuance of the trial date on the claim objection for the sixth time. Court entered order vacating above dates and setting a status conference on the claim objection for January 31, 2024 at 11:00 a.m. OFF CALENDAR FOR APRIL 9, 2024.

Tentative Ruling for January 31, 2024:

What is the status of this matter? Have the parties now completed expert witness discovery? Hearing required.

Party Information

Debtor(s):

Buckingham Heights Business Park

Represented By

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

Wednesday, January 31, 2024

Hearing Room 1539

11:00 AM

CONT...

Buckingham Heights Business Park (a California Lim

Chapter 11

Jeannie Kim

Michael M Lauter

Alan M Feld

Movant(s):

Buckingham Heights Business Park

Represented By

Jeannie Kim

Michael M Lauter

Alan M Feld

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

Wednesday, January 31, 2024

Hearing Room 1539

11:00 AM

2:21-17060 Buckingham Heights Business Park (a California Lim

Chapter 11

#102.00 Status Conference re: Confirmation Hearing for Debtor's Chapter 11 Plan Of Reorganization Dated December 14, 2022

fr: 2-22-23; 3-21-23; 4-27-23; 12-7-23

Docket 259

Courtroom Deputy:

Tentative Ruling:

Court agrees that the lessor's objections go to whether the plan may be confirmed and not to whether it contains adequate information. Nevertheless, the two clarifying changes that the debtor proposes to make to the plan are helpful and should be made.

The Court has additional comments and proposed changes to the language of the plan (and, where there are corresponding provisions) the disclosure statement that will be discussed on the record at the time of hearing on the disclosure statement.

3/7/23 -- At hearing held this date, Court continued confirmation hearing and case status conference to April 27, 2023 at 10:00 a.m. OFF CALENDAR FOR MARCH 21, 2023.

4/6/23 -- Court approved stipulation continuing confirmation hearing to December 7, 2023 at 10:00 a.m. OFF CALENDAR FOR APRIL 27, 2023.

11/16/2023 -- In light of a stipulation between the parties requesting an extended continuance of this date, court vacated confirmation hearing date and set case status conference date of January 31, 2024 at 11:00 a.m. OFF CALENDAR FOR DECEMBER 7, 2023.

Tentative Ruling for January 31, 2024:

Revisit status of plan after conclusion of status conference on claim objection.

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

Wednesday, January 31, 2024

Hearing Room 1539

11:00 AM

CONT... Buckingham Heights Business Park (a California Lim

Chapter 11

Party Information

Debtor(s):

Buckingham Heights Business Park

Represented By
Jeannie Kim
Michael M Lauter
Alan M Feld

Movant(s):

Buckingham Heights Business Park

Represented By
Jeannie Kim
Michael M Lauter
Alan M Feld

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

Wednesday, January 31, 2024

Hearing Room 1539

11:00 AM

2:21-17060 Buckingham Heights Business Park (a California Lim

Chapter 11

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

fr. 10-13-21, 10-27-21, 11-3-21, 2-9-22; 4-27-22; 6-22-22; 9-14-22; 11-30-22;
2-22-23; 3-21-23; 4-27-23; 5-2-23; 6-13-23, 9-26-23; 11-7-23; 4-9-24

Docket 1

Courtroom Deputy:

Tentative Ruling:

10/13/21 -- At hearing held this date, Court continued case status conference to November 3, 2021 at 10:00 a.m. OFF CALENDAR FOR OCTOBER 27, 2021.

Tentative Ruling for November 3, 2021:

To date, has anyone expressed any interest in acquiring the debtor's interest under the groundlease? Does it make sense for the parties to participate in mediation in an effort to negotiate a mutually agreeable business resolution to their disputes? Hearing required.

Tentative Ruling for February 9, 2022:

Continue case status conference to date that could serve as date of hearing on disclosure statement if debtor files plan by April 6, 2022.

Tentative Ruling for April 27, 2022:

Continue case status conference to date of next status conference or other hearing on claim objection.

Tentative Ruling for June 22, 2022:

Set deadline for the debtor to accept a bid from a stalking horse and file a motion for authority to sell or a proposed plan that incorporates the sale.

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

Wednesday, January 31, 2024

Hearing Room 1539

11:00 AM

CONT... Buckingham Heights Business Park (a California Lim

Chapter 11

Continue case status conference for approximately 60 to 90 days.

6/27/22 -- Court signed scheduling order with following dates:

Cont'd case status conference -- September 14, 2022 at 11:00 a.m.

L/D for debtor to file sale motion or plan -- August 24, 2022

L/D to file status report (only required if debtor fails to comply with prior filing deadline) -- September 2, 2022.

Tentative Ruling for September 14, 2022:

At debtor's request, extend deadline for debtor to file either a plan or a sale motion to September 23, 2022. Continue case status conference to date that can serve as hearing on sale motion.

Final Ruling for September 14, 2022:

Continue case status conference to November 30, 2022 at 11:00 a.m. Set October 14, 2022 as last day for filing plan and disclosure statement. Disclosure statement may be set for hearing (if filed timely) on November 30, 2022 at 11:00 a.m. Waive requirement of updated status report.

Tentative Ruling for November 30, 2022:

If court sets continued hearing on disclosure statement, continue case status conference to date of continued hearing on disclosure statement. If court approves disclosure statement, continue case status conference to date of confirmation hearing.

CONTINUE TO MARCH 21, 2023 AT 10:00 A.M. TO BE HEARD
CONCURRENTLY WITH CONFIRMATION HEARING.

3/7/23 -- At hearing held this date, Court continued confirmation hearing and case status conference to April 27, 2023 at 10:00 a.m. OFF CALENDAR FOR MARCH 21, 2023.

Tentative Ruling for April 27, 2023:

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

Wednesday, January 31, 2024

Hearing Room 1539

11:00 AM

CONT... Buckingham Heights Business Park (a California Lim

Chapter 11

Continue case status conference to May 2, 2023 at 2:00 p.m. to be heard concurrently with other matters scheduled for that date. OFF CALENDAR FOR APRIL 27, 2023.

Tentative Ruling for May 2, 2023:

Are there any new developments in this case that should be brought to the court's attention at this time? Hearing required.

Tentative Ruling for June 13, 2023:

Revisit status of case after conclusion of hearing on claim objection.

Final Ruling for June 13, 2023:

Continue case status conference to September 26, 2023 at 2:00 p.m. to be heard concurrently with pretrial conference on claim objection.

Tentative Ruling for September 26, 2023:

Continue case status conference to November 7, 2023 at 2:00 p.m. to be heard concurrently with continued pretrial conference on claim objection. Requirement of case status conference for November 7 conference is waived. APPEARANCES WAIVED ON SEPTEMBER 26, 2023.

Tentative Ruling for November 7, 2023:

Continue case status conference to April 9, 2024 at 2:00 p.m. to be heard concurrently with pretrial conference on claim objection. Requirement of case status report for April 9, 2024 status conference is waived. APPEARANCES WAIVED ON NOVEMBER 7, 2023.

Tentative Ruling for January 31, 2024:

Revisit status of case after conclusion of status conference on claim objection.

Party Information

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

Wednesday, January 31, 2024

Hearing Room 1539

11:00 AM

CONT... Buckingham Heights Business Park (a California Lim

Chapter 11

Debtor(s):

Buckingham Heights Business Park

Represented By
Jeannie Kim
Michael M Lauter
Alan M Feld

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

Wednesday, January 31, 2024

Hearing Room 1539

2:00 PM

2:21-11188 Glenroy Coachella, LLC

Chapter 7

#200.00 Application for Compensation First Interim Application For Compensation And Reimbursement Of Expenses Of Grobstein Teeple, Llp As Accountants For The Chapter 7 Trustee; Declaration Of Dimple P. Mehra In Support Thereof with Proof of Service and Exhibits A-D for Grobstein Teeple, LLP, Accountant, Period: 9/17/2021 to 12/31/2023, Fee: \$47,787.50, Expenses: \$413.36

Docket 788

***** VACATED *** REASON: GRANTED. APPEARANCES WAIVED.**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant application. Allow on interim basis fees for chapter 7 period of \$47,787.50 and costs of \$416.36. Authorize payment of 100 percent of costs and 80 percent of allowed fees. APPEARANCES WAIVED. APPLICANT IS AUTHORIZED TO LODGE ORDER(S) GRANTING APPLICATION(S) ON TERMS CONSISTENT WITH TENTATIVE RULING.

Party Information

Debtor(s):

Glenroy Coachella, LLC

Represented By
Daniel J Weintraub
Crystle Jane Lindsey
James R Selth

Movant(s):

Grobstein Teeple, LLP

Pro Se

Trustee(s):

Richard A Marshack (TR)

Represented By
Chad V Haes
D Edward Hays
Leonard M Shulman

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

Wednesday, January 31, 2024

Hearing Room 1539

2:00 PM

2:21-11188 Glenroy Coachella, LLC

Chapter 7

#201.00 Application for Compensation Second Interim Application for Allowance of Fees and Costs Filed by Marshack Hays Wood LLP as General Counsel; Declaration of Chad V. Haes, General Counsel, Period: 10/3/2022 to 12/29/2023, Fee: \$279,674, Expenses: \$6,266.73.

Docket 789

***** VACATED *** REASON: GRANTED. APPEARANCES WAIVED.**

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Grant application. Allow on interim basis for chapter 7 period only fees of \$279,674 and costs of \$6,266.73. Authorize payment of 100 percent of costs and 80 percent of allowed fees. APPEARANCES WAIVED. APPLICANT IS AUTHORIZED TO LODGE ORDER(S) GRANTING APPLICATION(S) ON TERMS CONSISTENT WITH TENTATIVE RULING.

Party Information

Debtor(s):

Glenroy Coachella, LLC

Represented By
Daniel J Weintraub
Crystle Jane Lindsey
James R Selth

Movant(s):

Richard A Marshack (TR)

Represented By
Chad V Haes
D Edward Hays
Leonard M Shulman

Trustee(s):

Richard A Marshack (TR)

Represented By
Chad V Haes
D Edward Hays

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

Wednesday, January 31, 2024

Hearing Room 1539

2:00 PM

CONT...

Glenroy Coachella, LLC

Leonard M Shulman

Chapter 7

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

Wednesday, January 31, 2024

Hearing Room 1539

2:00 PM

2:21-11188 Glenroy Coachella, LLC

Chapter 7

#202.00 Application for Compensation First and Final for Daren Brinkman, Creditor
Comm. Aty, Period: 3/10/2021 to 1/8/2024, Fee: \$97,871.50, Expenses:
\$690.15.

Docket 791

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

The Committee was only authorized to be employed in connection with the chapter 11 case. Any fees allowed, therefore, should be allowed as chapter 11 expenses of administration. Court will make a final allowance, but will not order payment of any portion of the allowed fees, as it is unclear whether there will be any funds available to pay chapter 11 expenses of administration.

The relevant inquiry is whether fees for services rendered were actually and necessarily incurred, not whether they produced a benefit for the estate or creditors. However, the fees incurred cannot be unreasonable or excessive for the services provided.

Court is prepared to assume for the sake of this fee application that committee may charge a reasonable amount for preparation of its fee application, even though this preparation occurred after conversion, as professionals are generally entitled to be compensated for time spent preparing fee applications and it is difficult to see how that time could have been spent prior to the conversion. Court agrees that \$6,533 for this application appears excessive. Reduce this time by one-half (\$3,266.50).

Court believes the time spent on the following services was excessive and that fee reductions in the amounts specified are appropriate:

3.2 hours (\$1,104) for reviewing and analyzing trustee's motion to sell property and assume contracts and application to shorten time. Reduce by

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

Wednesday, January 31, 2024

Hearing Room 1539

2:00 PM

CONT... **Glenroy Coachella, LLC**
one half (\$552).

Chapter 7

3.4 hours (\$2,363) to review schedules and SOFA and prepare for 341 meeting. Reduce by one half (\$1,181.50).

6.2 hours (\$3,014) to draft, review and edit committee bylaws. Reduce by two-thirds (\$2,009.33).

Court does not find the balance of the charges challenged by the trustee to be objectionable.

This produces total reductions of \$7,009.33. Allow on a final basis as chapter 11 expenses of administration fees of \$90,862.17 and costs of \$690.15. These amounts may be paid on a pro rata basis with other chapter 11 expenses of administration if and when there are funds available for the payment of chapter 11 expenses of administration.

Party Information

Debtor(s):

Glenroy Coachella, LLC

Represented By
Daniel J Weintraub
Crystle Jane Lindsey
James R Selth

Movant(s):

Committee of Unsecured Creditors

Represented By
Daren Brinkman

Trustee(s):

Richard A Marshack (TR)

Represented By
Chad V Haes
D Edward Hays
Leonard M Shulman

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

Wednesday, January 31, 2024

Hearing Room 1539

2:00 PM

2:23-14607 Alvaro Carlos Velasquez

Chapter 11

#203.00 Confirmation Hearing re Amended Chapter 11 Plan

Docket 58

Courtroom Deputy:

- NONE LISTED -

Tentative Ruling:

Debtor will need to file amended plan with new treatment for Class 2(a) or put new treatment in confirmation order. Court will not sign order approving stipulation that modifies the plan treatment.

Classes 1, 4(a) and 4(b) are impaired and did not vote to approve the plan or otherwise affirmatively indicate consent to the plan. (Court is prepared to accept the belated ballot from Toyota.) Plan therefore needs to be confirmed, if at all, under 1191(b). Confirmation brief should have discussed cramdown in the context of subchapter V and the higher and different feasibility standard for subchapter V cases.

To confirm a plan under 1191(b), the Court must find that the plan does not discriminate unfairly and is fair and equitable with regard to each of the three impaired nonaccepting classes. 1191(c)(2) applies here, as these are unsecured and priority claims, not secured claims.

The Court has not been able to locate any evidence in the record to support the conclusion that the payments required under the plan satisfy the requirements of either 1191(c)(2)(A) or (B), but, inasmuch as the plan provides for payment in full of the affected claims during the term of the plan, there is no reason to require that additional amounts be devoted to the payment of claims. However, is there any evidence in the record to support the conclusion that the requirements of 1191(c)(3) have been satisfied? Is there any evidence as to who prepared the projections and whether they are consistent with the debtor's past performance?

Hearing required.

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

Wednesday, January 31, 2024

Hearing Room 1539

2:00 PM

CONT... Alvaro Carlos Velasquez

Chapter 11

Party Information

Debtor(s):

Alvaro Carlos Velasquez

Represented By
Andrew S Bisom

Movant(s):

Alvaro Carlos Velasquez

Represented By
Andrew S Bisom

Trustee(s):

Robert Paul Goe (TR)

Pro Se

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

Wednesday, January 31, 2024

Hearing Room 1539

2:00 PM

2:23-14607 Alvaro Carlos Velasquez

Chapter 11

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

fr: 9-6-23; 10-4-23; 11-1-23; 12-6-23; 12-13-23

Docket 1

Courtroom Deputy:

ZoomGov Appearance by:

12/8/23 - Todd Garan

12/12/23 - David Shevitz

12/12/23 - Andrew Bisom

Tentative Ruling:

Tentative Ruling for October 4, 2023:

The Court has a series of questions and concerns with regard to the form of the debtor's plan that will be discussed on the record at the time of hearing. The plan needs a significant amount of additional information for the Court to be able to determine whether it is feasible and may need briefing on the extent to which the proposed modification of the lien secured by the debtor's primary residence is permissible.

Final Ruling for October 4, 2023:

Parties are discussing consensual resolution. Continue hearing to November 1, 2023 at 11:00 a.m. Court waived the requirement of a written status report.

Tentative Ruling for November 1, 2023:

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

Wednesday, January 31, 2024

Hearing Room 1539

2:00 PM

CONT... **Alvaro Carlos Velasquez**

Chapter 11

What, if any, progress has been made since October 4, 2023? Hearing required.

Final Ruling for November 1, 2023:

Continue status conference to December 6, 2023 at 11:00 a.m. Waive requirement of status report if debtor files amended plan by November 29, 2023.

Tentative Ruling for December 6, 2023:

As of December 1, 2023 at 4:00 p.m., the docket did not reflect the filing of either a status report or an amended plan. What is the status of this matter? Hearing required.

Final Ruling for December 6, 2023:

Continue hearing to December 13, 2023 at 11:00 a.m. to give court and parties an opportunity to review amended plan filed shortly before hearing.

Tentative Ruling for December 13, 2023:

Have the parties made any progress in resolving any remaining issues consensually? (Court has a few stylistic changes to recommend to plan.) Hearing required.

Party Information

Debtor(s):

Alvaro Carlos Velasquez

Represented By
Andrew S Bisom

Movant(s):

Alvaro Carlos Velasquez

Represented By
Andrew S Bisom

Trustee(s):

Robert Paul Goe (TR)

Pro Se

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

Wednesday, January 31, 2024

Hearing Room 1539

2:00 PM

CONT... Alvaro Carlos Velasquez

Chapter 11