

**United States Bankruptcy Court
Central District of California
Los Angeles
Deborah Saltzman, Presiding
Courtroom 1639 Calendar**

Tuesday, February 17, 2026

Hearing Room 1639

1:00 PM

2: -

ZOOM INFORMATION

Chapter

#0.00 Hearings before Judge Saltzman may be made in person or by remote or phone connection through ZoomGov.
ALL ATTORNEYS AND PARTIES MUST REGISTER APPEARANCES NO LATER THAN 12:00 NOON THE DAY BEFORE THE HEARING BY EMAIL AS FOLLOWS:

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Subject: Registration – [Zoom or Phone or In Person]
Body: Hearing date and time
Calendar number on which you are appearing
Debtor name and case number
Adversary proceeding name and number (if applicable)
Name of the party/client appearing
Attorney's full name and SBN
Phone number (if participating by phone, the number from which you will call)
If any client or non-attorney representative will be observing, that person's full name, role, and phone number

IF YOU DO NOT REGISTER, YOU WILL NOT BE PERMITTED TO ATTEND THE HEARING

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ZOOM INFORMATION

Chapter

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

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Docket 0

Tentative Ruling:

- NONE LISTED -

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2:22-11157 Vien Thi Ho

Chapter 7

#1.00 Hearing RE: [128] Motion to Enforce Discharge, for Contempt, and for Sanctions Against Neda Roshanian, Harry Safarian, and Their Law Firms for Violation of 11 U.S.C. Sections 362 and 524.
fr. 10-30-25, 1-27-26

Docket 128

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Vien Thi Ho

Pro Se

Trustee(s):

Wesley H Avery (TR)

Represented By
Nancy H Zamora

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2:22-11157 Vien Thi Ho

Chapter 7

Adv#: 2:25-01368 Ho v. Roshanian et al

#2.00 Hearing RE: [19] Motion for Default Judgment
fr. 1-8-26, 1-27-26

Docket 19

Tentative Ruling:

The court will deny the motion for default judgment, set aside the defaults, and order that a responsive pleading be filed within 30 days after entry of the order.

Federal Rule of Civil Procedure 55(c), incorporated into bankruptcy proceedings by Federal Rule of Bankruptcy Procedure 7055, allows a court to set aside entry of default for "good cause," and allows the court to set aside default pursuant to Federal Rule of Civil Procedure 60(b). Under Federal Rule of Civil Procedure 60(b), incorporated into bankruptcy proceedings by Federal Rule of Bankruptcy Procedure 9024, the court may grant relief from a final judgment or order for mistake, inadvertence, surprise, or excusable neglect. See Fed. R. Civ. P. 60(b)(1). Such a motion must be brought within a reasonable time of the court's entry of default. Additionally, Rule 60(b)(6) provides a catch-all provision for relief from a judgment for "any other reason that justifies relief," which is applied in extraordinary circumstances. Fed. R. Civ. P. 60(b)(6).

When a defendant seeks relief under Rule 60(b)(1) based upon "excusable neglect," a court will consider three factors: (1) whether the party seeking to set aside the default engaged in culpable conduct that led to the default; (2) whether it had no meritorious defense; or (3) whether reopening the default judgment would prejudice the other party. *United States v. Aguilar*, 782 F.3d 1101, 1105 (9th Cir. 2015). This standard is disjunctive, such that a finding that any one of these factors is true is sufficient reason for the court to refuse to set aside the default. *Id.*

Here, there is good cause to set aside the default under FRCP 55(c) and FRCP 60(b)(6) for "excusable neglect." Attorney Safarian's serious

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CONT... Vien Thi Ho

Chapter 7

illness and hospitalization, his inconsistent recovery process requiring unexpected periods of time off, his need to care for his elderly mother after her brain injury and hospitalization, and confusion within his law firm regarding tasking the assignment of a responsive pleading satisfy the standard for excusable neglect. The default did not result from culpable conduct—there was no devious, deliberate, willful, or bad faith failure to respond. The defendants have a meritorious defense—these issues have been litigated already. Finally, setting aside the default will not prejudice the Plaintiff—the defendants moved promptly to set aside the default within two months of the default's entry (which is a very short time, given that this dispute has been in litigation off and on for years).

Alternatively, there is good cause to set aside the default under FRCP 55(c) and FRCP 60(b)(6) for "any other reason that justifies relief." Attorney Safarian's illness and hospitalization and inconsistent recovery, as well as his mother's brain injury and hospitalization are extraordinary circumstances, and he is faultless for the delay resulting from these events.

The Plaintiff's assertion that defaults entered against the defendants other than Mr. Safarian (i.e., The Safarian Firm, APC, Neda Roshanian, and Roshanian Law Firm, APC) because they are themselves attorneys or law firms is not well taken. Mr. Safarian is counsel for all of the defendants, and they were not required to obtain substitute counsel where the delay of their actual counsel is excusable.

Finally, the defendants correctly argue that they were not served properly—the Plaintiff sent one envelope to Harry Safarian and The Safarian Firm, APC and one envelope the Neda Roshanian and Roshanian Law Firm, Inc. The defendants indicate that this is merely a technical argument and urge the court to focus on the merits rather than technicalities, as the court has done above. Nevertheless, the court notes that service was improper. The Plaintiff asserts that service was proper but presents no compelling argument. Service via two envelopes to multiple addressees rather than four envelopes, each to an addressee, is improper.

Party Information

Debtor(s):

Vien Thi Ho

Pro Se

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CONT... Vien Thi Ho

Chapter 7

Defendant(s):

Neda Roshanian	Pro Se
Roshanian Law Firm, Inc	Pro Se
Harry Safarian	Pro Se
The Safarian Firm, APC	Pro Se
Does 1-10	Pro Se

Movant(s):

Vien Thi Ho	Pro Se
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Plaintiff(s):

Vien Thi Ho	Pro Se
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Trustee(s):

Wesley H Avery (TR)	Represented By Nancy H Zamora
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2:22-11157 Vien Thi Ho

Chapter 7

Adv#: 2:25-01368 Ho v. Roshanian et al

#3.00 CONT'D Status Hearing RE: [1] Adversary case 2:25-ap-01368. Complaint by Vien Thi Ho against Neda Roshanian , Roshanian Law Firm, Inc , Harry Safarian , The Safarian Firm, APC , Does 1-10 . (\$350.00 Fee Not Required). Nature of Suit: (65 (Dischargeability - other)) ,(68 (Dischargeability - 523(a)(6), willful and malicious injury)) ,(91 (Declaratory judgment)) ,(72 (Injunctive relief - other)) ,(14 (Recovery of money/property - other))(BT)
fr. 12-2-25, 1-27-26

Docket 1

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Vien Thi Ho	Pro Se
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Defendant(s):

Neda Roshanian	Pro Se
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Roshanian Law Firm, Inc	Pro Se
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Harry Safarian	Pro Se
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The Safarian Firm, APC	Pro Se
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Does 1-10	Pro Se
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Plaintiff(s):

Vien Thi Ho	Pro Se
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Trustee(s):

Wesley H Avery (TR)	Represented By Nancy H Zamora
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2:25-21513 Kids First Pediatric Therapy, Inc.

Chapter 11

#4.00 Final Hearing RE: [2] Debtor's Motion for Order Authorizing Use of Cash Collateral To Confirm That Its Secured Credit is Adequately Protected fr. 12-29-25, 1-26-26, 1-27-26

Docket 2

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Kids First Pediatric Therapy, Inc.

Represented By
David Wood

Trustee(s):

Gregory Kent Jones (TR)

Pro Se

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2:25-21513 Kids First Pediatric Therapy, Inc.

Chapter 11

#5.00 CONT'D Hearing RE: [3] Debtor's Motion for Order Approving Maintenance of Pre-Petition Bank Accounts and Continued Use of Cash Management Procedures Pursuant to 11 U.S.C. Sections 105, 345, and 363 fr. 12-29-25, 1-26-26, 1-27-26

Docket 3

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Kids First Pediatric Therapy, Inc.

Represented By
David Wood

Trustee(s):

Gregory Kent Jones (TR)

Pro Se

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2:25-21513 Kids First Pediatric Therapy, Inc.

Chapter 11

#6.00 Status Hearing RE: [1] Chapter 11 Subchapter V Voluntary Petition Non-Individual. Inc.
fr. 1-26-26, 1-27-26

Docket 1

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Kids First Pediatric Therapy, Inc.

Represented By
David Wood

Trustee(s):

Gregory Kent Jones (TR)

Pro Se

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2:23-12240 East Mission 8 Investment, Inc.

Chapter 11

#7.00 Hearing RE: [187] Motion for order confirming chapter 11 plan
fr. 1-27-26

Docket 187

Tentative Ruling:

Unless something changes before the 2/17 hearing date, it appears that the court will be able to enter an order confirming the plan.

Please have dates in mind for a post-confirmation status report and conference (not required for subV cases, but helpful) and let the court know of any other items to highlight for the confirmation order.

Party Information

Debtor(s):

East Mission 8 Investment, Inc.

Represented By
Michael Jay Berger

Trustee(s):

Mark M Sharf (TR)

Represented By
Eric P Israel
Alphamorlai Lamine Kebeh

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2:23-12240 East Mission 8 Investment, Inc.

Chapter 11

#8.00 Confirmation Hearing RE: [177] Amended Chapter 11 Small Business Plan
fr. 1-27-26

Docket 177

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

East Mission 8 Investment, Inc.

Represented By
Michael Jay Berger

Trustee(s):

Mark M Sharf (TR)

Represented By
Eric P Israel
Alphamorlai Lamine Kebeh

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2:23-12240 East Mission 8 Investment, Inc.

Chapter 11

#9.00 CONT'D Status Hearing RE: [1] Chapter 11 Subchapter V Voluntary Petition
Non-Individual. Inc.
fr. 5-25-23, 6-15-23, 7-13-23, 7-27-23, 8-17-23, 9-7-23, 10-26-23, 12-14-23,
2-1-24, 3-28-24, 7-11-24, 10-8-24, 1-14-25, 4-17-25, 10-7-25, 11-18-25, 1-27-26

Docket 1

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

East Mission 8 Investment, Inc.

Represented By
Michael Jay Berger

Trustee(s):

Mark M Sharf (TR)

Pro Se

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2:23-12240 East Mission 8 Investment, Inc.

Chapter 11

Adv#: 2:25-01074 Mark Sharf, in his capacity as the Subchapter V Tr v. Wang et al

#10.00 CONT'D Status Hearing RE: [1] Adversary case 2:25-ap-01074. Complaint by Mark Sharf, in his capacity as the Subchapter V Trustee in Possession against Curt Wang, Cathay Trans Intl, Inc.. (\$350.00 Fee Charge To Estate). Nature of Suit: (14 (Recovery of money/property - other))
fr. 6-10-25, 6-12-25, 9-16-25, 11-18-25, 1-27-26

Docket 1

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

East Mission 8 Investment, Inc.

Represented By
Michael Jay Berger

Defendant(s):

Curt Wang

Pro Se

Cathay Trans Int'l, Inc.

Pro Se

Plaintiff(s):

Mark Sharf, in his capacity as the

Represented By
Richard P Steelman Jr

Trustee(s):

Mark M Sharf (TR)

Represented By
Eric P Israel
Alphamorlai Lamine Kebeh

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2:24-14478 Michael Bensimon Mizrachi

Chapter 7

Adv#: 2:24-01221 Abdullaev et al v. Mizrachi

#11.00 CONT'D Status Hearing RE: [1] Adversary case 2:24-ap-01221. Complaint by Sardor Azimovich Abdullaev, Sarvor Azimzhanovich Abdullaev, Abdullaeva International Trade Company, Inc. against Michael Bensimon Mizrachi. 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)), (41 (Objection / revocation of discharge - 727(c),(d),(e)))
fr. 11-6-24, 11-19-24, 12-17-24, 2-13-25, 5-8-25, 7-29-25, 10-16-25, 12-16-25, 1-27-26

Docket 1

Tentative Ruling:

Do the plaintiffs intend to dismiss the remaining claims?

Party Information

Debtor(s):

Michael Bensimon Mizrachi

Represented By
Allan O Cate

Defendant(s):

Michael Bensimon Mizrachi

Pro Se

Plaintiff(s):

Sardor Azimovich Abdullaev

Represented By
Michael F Chekian

Sarvor Azimzhanovich Abdullaev

Represented By
Michael F Chekian

Abdullaeva International Trade

Represented By
Michael F Chekian

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CONT... Michael Bensimon Mizrachi

Chapter 7

Trustee(s):

Carolyn A Dye (TR)

Pro Se