Deborah Saltzman, Presiding Courtroom 1639 Calendar

Thursday, October 5, 2023

Hearing Room

1639

11:30 AM

2: - ZOOM INFORMATION

Chapter

#0.00 All hearings on this calendar will offer remote connection, using ZoomGov video and audio.

Parties in interest may connect to the video and audio feeds, free of charge, using the connection information provided below.

Observers/members of the public may connect to the audio feed only.

Parties in interest 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), and may opt to participate by audio only using a telephone (standard telephone charges may apply). Observers/members of the public may participate using a telephone.

Neither a Zoom nor a ZoomGov account is necessary to participate and no preregistration is required. The audio portion of each hearing will be recorded electronically by the Court and constitutes its official record

Video/audio web address: https://cacb.zoomgov.com/j/1616631384

ZoomGov meeting number: 161 663 1384

Password: 786730

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

For more information on appearing before Judge Saltzman by ZoomGov, please see the information entitled "Tips for a Successful ZoomGov Court Experience" on the Court's website at: https://www.cacb.uscourts.gov/judges/honorable-deborah-j-saltzman under the tab "Telephonic Instructions."

Docket 0

Tentative Ruling:

- NONE LISTED -

Deborah Saltzman, Presiding Courtroom 1639 Calendar

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11:30 AM

CONT... ZOOM INFORMATION

Chapter

Deborah Saltzman, Presiding Courtroom 1639 Calendar

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1639

11:30 AM

2:22-14708 William Holdings, LLC

Chapter 7

#1.00 Hearing RE: [392] Motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 6650 Emmet Terrace Los Angeles CA.

Docket 392

Tentative Ruling:

No tentative ruling. This is a **FINAL RULING**. This motion was set for hearing in accordance with Local Bankruptcy Rule ("LBR") 9013-1(d). The failure of any party to file written opposition at least 14 days prior to the hearing pursuant to LBR 9013-1(f) is deemed consent to the granting of the motion. LBR 9013-1(h); *Ghazali v. Moran*, 46 F.3d 52, 53 (9th Cir. 1995). Further, because the court is granting the relief that the moving party requested and for which a *prima facie* case has been established, an actual hearing is not necessary. *Boone v. Burk (In re Eliapo)*, 468 F.3d 592, 602 (9th Cir. 2006). Their defaults are entered and the court will resolve the matter without oral argument. LBR 9013-1(j)(3). **NO APPEARANCE IS NECESSARY**.

GRANT under 11 U.S.C. § 362(d)(1), (d)(2), and (d)(4).

GRANT as binding despite conversion.

GRANT waiver of FRBP 4001(a)(3) stay.

Grant extraordinary relief, with recording or other notice under non-bankruptcy law.

MOVANT TO LODGE ORDER WITHIN 7 DAYS.

THIS ORDER CONSTITUTES AN ORDER GRANTING RELIEF FROM A STAY OF FORECLOSURE WITHIN THE MEANING OF CAL. CIV. CODE § 2920.5(c)(2)(C).

Party Information

Debtor(s):

William Holdings, LLC

Pro Se

Movant(s):

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CONT... William Holdings, LLC Chapter 7

The Harry R Culotta Trust Represented By Randall V Sutter

Trustee(s):

Howard M Ehrenberg (TR) Represented By

Steven Werth

Deborah Saltzman, Presiding Courtroom 1639 Calendar

Thursday, October 5, 2023

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1639

1<u>1:30 AM</u>

2:23-13660 Ian Patrick Campbell-Jones

Chapter 7

#2.00 CONT'D Hearing RE: [15] Motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2020 TOYOTA PRIUS . fr. 9-7-23

Docket 15

Tentative Ruling:

Apperances required.

The 9/7 hearing on the motion was continued to allow proper service (see tentative ruling below). After the hearing, the movant filed a proof of service (Docket No. 18) on 9/8/23, but the service on the debtor contains the same address as the original proof of service. The incorrect zip code (90027) is still used.

Tentative Ruling 9/7/23:

Continue for proper service on the debtor (ZIP code used for service on the debtor was incorrect; movant used 90027, correct ZIP code is 90029).

The first available date to allow for service and adequate notice is 10/5/2023 at 11:30. No appearances unless counsel would like to request another date.

Party Information

Debtor(s):

Ian Patrick Campbell-Jones Represented By

Peter M Lively

Movant(s):

Toyota Motor Credit Corporation Represented By

Kirsten Martinez

Trustee(s):

Brad D Krasnoff (TR) Represented By

Peter M Lively

Deborah Saltzman, Presiding Courtroom 1639 Calendar

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2:23-13673 Benjamine Shawn Berry

Chapter 7

#3.00 Hearing RE: [25] Motion for Relief from The Automatic Stay Under 11 U.S.C. § 362 ACTION IN NONBANKRUPTCY FORM

Docket 25

Tentative Ruling:

Continue for service. Although debtor's counsel was served, LBR 4001-1(c)(1) requires that the debtor be served with the motion as well.

The first available hearing date to allow for service and notice is 11/2/23 at 11:30. No appearances unless movant would like to request a later hearing date.

Party Information

Debtor(s):

Benjamine Shawn Berry Represented By

John F Bazan

Movant(s):

Aislinn Bautista Represented By

R Michael Lieberman

Aira De Vera Represented By

R Michael Lieberman

Trustee(s):

Heide Kurtz (TR) Pro Se

Deborah Saltzman, Presiding Courtroom 1639 Calendar

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11:30 AM

2:23-15420 Henry Alberto Rojas

Chapter 7

#4.00 Hearing RE: [9] Notice of motion and motion for relief from the automatic stay with supporting declarations UNLAWFUL DETAINER RE: 2959 LEEWARD AVE., #110, LOS ANGELES, CA 90005.

Docket 9

Tentative Ruling:

No tentative ruling. This is a **FINAL RULING**. This motion was set for hearing in accordance with Local Bankruptcy Rule ("LBR") 9013-1(d). The failure of any party to file written opposition at least 14 days prior to the hearing pursuant to LBR 9013-1(f) is deemed consent to the granting of the motion. LBR 9013-1(h); *Ghazali v. Moran*, 46 F.3d 52, 53 (9th Cir. 1995). Further, because the court is granting the relief that the moving party requested and for which a *prima facie* case has been established, an actual hearing is not necessary. *Boone v. Burk (In re Eliapo)*, 468 F.3d 592, 602 (9th Cir. 2006). Their defaults are entered and the court will resolve the matter without oral argument. LBR 9013-1(j)(3). **NO APPEARANCE IS NECESSARY**.

GRANT under 11 U.S.C. § 362(d)(1).

GRANT as binding despite conversion.

GRANT waiver of FRBP 4001(a)(3) stay.

Grant extraordinary relief, with recording or notice under nonbankruptcy law.

MOVANT TO LODGE ORDER WITHIN 7 DAYS.

Party Information

Debtor(s):

Henry Alberto Rojas Represented By

Raj T Wadhwani

Movant(s):

VIEW POINTE LEEWARD, LLC

Represented By Helen G Long

Los Angeles Deborah Saltzman, Presiding Courtroom 1639 Calendar

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CONT... Henry Alberto Rojas Chapter 7

Trustee(s):

Brad D Krasnoff (TR) Pro Se

Deborah Saltzman, Presiding Courtroom 1639 Calendar

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11:30 AM

2:22-12552 Global Alliance Distributors, Inc.

Chapter 11

#5.00 Hearing RE: [252] Final application for compensation of fees and reimbursement of expenses of Menchaca & Company, LLP as Financial Advisors and Consultants for Debtor

Docket 252

Tentative Ruling:

The first and final application for allowance of fees and costs was properly noticed in accordance with FRBP 2002 and Local Bankruptcy Rule ("LBR") 2016-1 and set for hearing in accordance with LBRs 2016-1 and 9013-1(d). The failure of any party to file written opposition at least 14 days prior to the hearing pursuant to LBR 9013-1(f) is deemed consent to the granting of the relief sought in the application. LBR 9013-1(h); *Ghazali v. Moran*, 46 F.3d 52, 53 (9th Cir. 1995). Further, because the application contains the information required in LBR 2016-1(a) and a *prima facie* case has been established in support of the application, an actual hearing is not necessary. The Court will resolve the matter without oral argument. LBR 9013-1(j)(3). NO APPEARANCE IS NECESSARY.

GRANT all relief requested. The application is approved and payment of the requested amounts is approved.

Applicant to submit order within seven days.

Party Information

Debtor(s):

Global Alliance Distributors, Inc. Represented By

Sheila Esmaili

Movant(s):

Menchaca & Company LLP Represented By

Jeffrey L Sumpter

Deborah Saltzman, Presiding Courtroom 1639 Calendar

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CONT... Global Alliance Distributors, Inc.

Chapter 11

Trustee(s):

Susan K Seflin (TR)

Pro Se

Deborah Saltzman, Presiding Courtroom 1639 Calendar

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1639

11:30 AM

2:22-12552 Global Alliance Distributors, Inc.

Chapter 11

#6.00

Hearing RE: [257] Amended Application for Payment of Final Fees and/or Expenses (11 U.S.C. § 330) with proof of service for Susan K Seflin (TR), Trustee, Period: 9/27/2022 to 9/5/2023, Fee: \$12,062.50, Expenses: \$0.00.

Docket 257

Tentative Ruling:

The first and final application for allowance of fees and costs was properly noticed in accordance with FRBP 2002 and Local Bankruptcy Rule ("LBR") 2016-1 and set for hearing in accordance with LBRs 2016-1 and 9013-1(d). The failure of any party to file written opposition at least 14 days prior to the hearing pursuant to LBR 9013-1(f) is deemed consent to the granting of the relief sought in the application. LBR 9013-1(h); *Ghazali v. Moran*, 46 F.3d 52, 53 (9th Cir. 1995). Further, because the application contains the information required in LBR 2016-1(a) and a *prima facie* case has been established in support of the application, an actual hearing is not necessary. The Court will resolve the matter without oral argument. LBR 9013-1(j)(3). NO APPEARANCE IS NECESSARY.

GRANT all relief requested. The application is approved and payment of the requested amounts is approved.

Applicant to submit order within seven days.

Party Information

Debtor(s):

Global Alliance Distributors, Inc. Represented By

Sheila Esmaili

Movant(s):

Susan K Seflin (TR) Pro Se

Los Angeles Deborah Saltzman, Presiding Courtroom 1639 Calendar

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CONT... Global Alliance Distributors, Inc.

Chapter 11

Trustee(s):

Susan K Seflin (TR)

Pro Se

Deborah Saltzman, Presiding Courtroom 1639 Calendar

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11:30 AM

2:22-12552 Global Alliance Distributors, Inc.

Chapter 11

#7.00 Hearing RE: [259] Application for Compensation of Final Fees and Expenses for Sheila Esmaili, Debtor's Attorney, Period: 10/6/2022 to 9/6/2023, Fee:

\$34,200.00, Expenses: \$953.54.

Docket 259

Tentative Ruling:

The first and final application for allowance of fees and costs was properly noticed in accordance with FRBP 2002 and Local Bankruptcy Rule ("LBR") 2016-1 and set for hearing in accordance with LBRs 2016-1 and 9013-1(d). The failure of any party to file written opposition at least 14 days prior to the hearing pursuant to LBR 9013-1(f) is deemed consent to the granting of the relief sought in the application. LBR 9013-1(h); *Ghazali v. Moran*, 46 F.3d 52, 53 (9th Cir. 1995). Further, because the application contains the information required in LBR 2016-1(a) and a *prima facie* case has been established in support of the application, an actual hearing is not necessary. The Court will resolve the matter without oral argument. LBR 9013-1(j)(3). NO APPEARANCE IS NECESSARY.

GRANT all relief requested. The application is approved and payment of the requested amounts is approved.

Applicant to submit order within seven days.

Party Information

Debtor(s):

Global Alliance Distributors, Inc. Represented By

Sheila Esmaili

Movant(s):

Global Alliance Distributors, Inc. Represented By

Sheila Esmaili

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CONT... Global Alliance Distributors, Inc.

Chapter 11

Trustee(s):

Susan K Seflin (TR)

Pro Se

Los Angeles

Deborah Saltzman, Presiding Courtroom 1639 Calendar

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11:30 AM

2:22-16572 Harold Gavino Fajardo

Chapter 11

#8.00

Hearing RE: [131] Motion To (1) Confirm Sale Of Real Property Commonly Known As 2416 Angela Street, West Covina, California Free And Clear Of Liens And Claims, And (2) Pay Real Estate Brokers' Commissions

Docket 131

Tentative Ruling:

Grant, subject to overbid at the hearing.

Party Information

Debtor(s):

Harold Gavino Fajardo Represented By

Zev Shechtman

Alphamorlai Lamine Kebeh

Aaron E. DE Leest Michael G D'Alba

Movant(s):

Harold Gavino Fajardo Represented By

Zev Shechtman Zev Shechtman

Alphamorlai Lamine Kebeh Alphamorlai Lamine Kebeh

Aaron E. DE Leest Aaron E. DE Leest Michael G D'Alba Michael G D'Alba

Trustee(s):

John-Patrick McGinnis Fritz (TR) Pro Se

Los Angeles Deborah Saltzman, Presiding Courtroom 1639 Calendar

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2:21-19016 STEVEN J. RIFKIND

Chapter 11

#9.00 CONT'D Post Confirmation Status Conference fr. 7-14-22, 10-13-22, 3-9-23, 3-23-23

Docket 98

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

STEVEN J. RIFKIND Represented By

Keith C Owens Nicholas A Koffroth

Trustee(s):

Gregory Kent Jones (TR) Pro Se

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2:23-13519 Allstate Realty Group, Inc

Chapter 11

#10.00 CONT'D Status Conference RE: [1] Chapter 11 Voluntary Petition Non-

Individual. Inc. fr. 7-13-23

Docket 1

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Allstate Realty Group, Inc

Represented By Onyinye N Anyama

Los Angeles

Deborah Saltzman, Presiding Courtroom 1639 Calendar

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2:23-13012 Sean Saberi

Chapter 7

Adv#: 2:23-01364 Gateway Acceptance Company v. Saberi

#11.00 Hearing RE: [7] Defendant Sean Saberi's Motion to Dismiss Plaintiff's Adversary

Complaint fr. 9-28-23

Docket 7

Tentative Ruling:

Deny. This complaint meets the standard set forth in Twombly and Igbal.

Party Information

Debtor(s):

Sean Saberi Represented By

Kian Mottahedeh

Defendant(s):

Sean Saberi Represented By

Sanaz Sarah Bereliani

Plaintiff(s):

Gateway Acceptance Company Represented By

Catherine Schlomann Robertson

Trustee(s):

Wesley H Avery (TR) Pro Se

Los Angeles Deborah Saltzman, Presiding Courtroom 1639 Calendar

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2:23-13012 Sean Saberi

Chapter 7

Adv#: 2:23-01364 Gateway Acceptance Company v. Saberi

#12.00 Status Hearing RE: [1] Adversary case 2:23-ap-01364. Complaint by Gateway

Acceptance Company against Sean Saberi.

fr. 9-28-23

Docket 1

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Sean Saberi Represented By

Kian Mottahedeh

Defendant(s):

Sean Saberi Pro Se

Plaintiff(s):

Gateway Acceptance Company Represented By

Catherine Schlomann Robertson

Trustee(s):

Wesley H Avery (TR) Pro Se

Los Angeles Deborah Saltzman, Presiding Courtroom 1639 Calendar

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2:23-14396 KTD Capital

Chapter 7

#13.00

CONT'D Hearing RE: [14] Motion for relief from the automatic stay with supporting declarations UNLAWFUL DETAINER RE: 700 N. Fairfax Ave, Units A,B, C, Los Angeles, CA. 90046. fr. 9-28-23

Docket 14

Tentative Ruling:

No tentative ruling. This is a **FINAL RULING**. This motion was set for hearing in accordance with Local Bankruptcy Rule ("LBR") 9013-1(d). The failure of any party to file written opposition at least 14 days prior to the hearing pursuant to LBR 9013-1(f) is deemed consent to the granting of the motion. LBR 9013-1(h); *Ghazali v. Moran*, 46 F.3d 52, 53 (9th Cir. 1995). Further, because the court is granting the relief that the moving party requested and for which a *prima facie* case has been established, an actual hearing is not necessary. *Boone v. Burk (In re Eliapo)*, 468 F.3d 592, 602 (9th Cir. 2006). Their defaults are entered and the court will resolve the matter without oral argument. LBR 9013-1(j)(3). **NO APPEARANCE IS NECESSARY**.

GRANT under 11 U.S.C. § 362(d)(1). GRANT as binding despite conversion. GRANT waiver of FRBP 4001(a)(3) stay. No extraordinary relief granted.

MOVANT TO LODGE ORDER WITHIN 7 DAYS.

Party Information

Debtor(s):

KTD Capital Represented By

Sevan Gorginian

Movant(s):

Melfax Holding LLC, A California

Represented By Allan D Sarver

10/4/2023 4:43:46 PM

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CONT... KTD Capital Chapter 7

Trustee(s):

Carolyn A Dye (TR) Pro Se