

**United States Bankruptcy Court  
Central District of California  
San Fernando Valley  
Geraldine Mund, Presiding  
Courtroom 302 Calendar**

**Tuesday, January 16, 2024**

**Hearing Room 302**

9:00 AM

**1:00-000000**

**Chapter**

**#0.00 The 9:00 am calendar will be conducted remotely, using ZoomGov video and audio.**

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

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. 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/1610843203>

**Meeting ID:** 161 084 3203

**Password:** 008803

**Telephone Conference Lines:** 1 (669) 254-5252 or 1 (646) 828-7666

**Meeting ID:** 161 084 3203

**Password:** 008803

Judge Mund seeks to maintain a courtroom in which all persons are treated with dignity and respect, irrespective of their gender identity, expression or preference. To that end, individuals are invited to identify their preferred pronouns (he, she, they, etc.) and their preferred honorific (Mr., Miss, Ms., Mrs., Mx, M, etc.) in their screen name, or by advising the judge or courtroom deputy.

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**CONT...**

**Chapter**

Docket 0

**Tentative Ruling:**

- NONE LISTED -

**1:20-11952 Michael A Di Bacco**

**Chapter 7**

Adv#: 1:21-01010 Kline v. Di Bacco

**#1.00** Trial re: complaint to determine dischargeability of debt pursuant **DAY 4**  
to 11 U.S.C. sections 523(a)(2)(A), (4) and (6), and to deny the  
discharge pursuant to 11 U.S.C. 727(a),(2),(3),(4) and (5)

fr. 10/3/23; 12/18/23

Docket 1

**Tentative Ruling:**

On January 11, each party filed his response to the questions that the Court propounded. However, Mr. DiBacco's had no declaration under penalty of perjury attached nor did he serve it on Mr. Kline. He also needs access to exhibit 69 to complete a portion of it.

Mr. Kline attached a whole set of exhibits, which was not requested by the Court and may or may not be exhibits already marked. At this time the Court is ignoring those.

On Jan. 16 we will look at those responses and Mr. DiBacco will be asked to state that they are under penalty of perjury, although he has few factual statements in his response.

I intend to continue this trial. Mr. DiBacco is to have access to exhibit 69 and to amend his response as to the questions concerning that exhibit. The Court will use the responses by both parties to create an order of the partial adjudication of facts and of facts still in dispute. From that, the Court may create a process whereby exhibits can be admitted and the Court can then

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**Michael A Di Bacco**

**Chapter 7**

adjudicate more facts. Then the Court will determine which, if any, facts need to be determined by expert witness or percipient witness testimony or examination or cross-examination of the parties.

I want to make it clear that this somewhat unusual process is because using the normal in-court procedures of examination, cross-examination, and rebuttal must be curtailed or eliminated because of the lack of control of the parties. The courtroom is not a place for a schoolyard fight. Mr. Lally was correct that the lack of control shown by both parties in the cross-examination of Mr. Kline was at the maturity level of two six year olds. I am the judge and not the teacher who must send students for a time-out. But I intend to gather the necessary evidence, apply the law, and make a ruling.

EVERYONE IS TO APPEAR BY ZOOM. MR. KLINE AND/OR MR. LALLY ARE TO NOTIFY MR. NEUMEISTER THAT HE WILL NOT BE APPEARING ON JAN. 16. HE WILL BE NOTIFIED IN THE FUTURE OF A MUTUALLY CONVENIENT DATE TO COMPLETE HIS TESTIMONY.

<b>Party Information</b>
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**Debtor(s):**

Michael A Di Bacco

Represented By  
Leon Nazaretian

**Defendant(s):**

Michael A Di Bacco

Pro Se

**Plaintiff(s):**

Michael Kline

Represented By  
David B Lally

**Trustee(s):**

Amy L Goldman (TR)

Pro Se

**1:20-11952 Michael A Di Bacco**

**Chapter 7**

Adv#: 1:21-01010 Kline v. Di Bacco

**#2.00 Motion to Withdraw as Attorney of Record for Plaintiff Michael Kline**

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**CONT... Michael A Di Bacco**

**Chapter 7**

Docket 163

**Tentative Ruling:**

Mr. Kline has not filed any opposition to this motion and he filed the responses to the questions propounded by the Court as an unrepresented person. Therefore, unless he states any objections at the hearing on Jan. 16, this motion will be granted.

EVERYONE IS TO APPEAR BY ZOOM. MR. KLINE AND/OR MR. LALLY ARE TO NOTIFY MR. NEUMEISTER THAT HE WILL NOT BE APPEARING ON JAN. 16. HE WILL BE NOTIFIED IN THE FUTURE OF A MUTUALLY CONVENIENT DATE TO COMPLETE HIS TESTIMONY.

<b>Party Information</b>
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**Debtor(s):**

Michael A Di Bacco

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