

**United States Bankruptcy Court
Central District of California
San Fernando Valley
Martin R. Barash, Presiding
Courtroom 303 Calendar**

Wednesday, April 24, 2024

Hearing Room 303

10:00 AM

1: -

Chapter

#0.00 All hearings on this calendar will be conducted in Courtroom 303 at 21041 Burbank Boulevard, Woodland Hills, California, 91367. All parties in interest, members of the public and the press may attend the hearings on this calendar in person.

Additionally, (except with respect to evidentiary hearings, or as otherwise ordered by the Court) parties in interest (and their counsel) may connect by ZoomGov audio and video free of charge, using the connection information provided below. Members of the public and the press may only connect to the zoom audio feed, and only by telephone. Access to the video feed by these individuals is prohibited.

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). Members of the public, the press and parties in interest may participate by audio only using a telephone (standard telephone charges may apply).

Neither a Zoom nor a ZoomGov account is necessary to participate remotely and there are no fees for doing so. No pre-registration or prior approval is required.

The audio portion of each hearing will be recorded electronically by the Court and that recording will constitute its official record. Recording, retransmitting, photographing or imaging Court proceedings by any means is strictly prohibited.

Video/audio web address: <https://cacb.zoomgov.com/j/1601453298>

ZoomGov meeting number: 160 145 3298

Password: 575018

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

For more information on appearing before Judge Barash 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-martin-r-barash> under the tab "Telephonic Instructions."

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Judge Barash 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.

Docket 0

Tentative Ruling:

- NONE LISTED -

**United States Bankruptcy Court
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1:24-10180 Action Face, Inc.

Chapter 11

#1.00 Motion For Entry Of An Order Authorizing Sale
Of Substantially All Of The Debtors Assets, Free
and Clear Of Liens, Claims, Encumbrances And Interests

Docket 34

Tentative Ruling:

Tentative Ruling for April 24, 2024

Counsel for the debtor in possession should be prepared to address two issues at the hearing:

1. Is there anything in the factual record showing whether, as of the petition date, the debtor had and disclosed to individuals a policy prohibiting the transfer of personally identifiable information about individuals to persons that are not affiliated with the debtor? And, if so, whether the proposed sale is consistent with such policy? *See* 11 U.S.C. § 363(b)(1).

Bankruptcy Code section 363(b)(1) provides in relevant part:

[I]f the debtor in connection with offering a product or a service discloses to an individual a policy prohibiting the transfer of personally identifiable information about individuals to persons that are not affiliated with the debtor and if such policy is in effect on the date of the commencement of the case, then the trustee may not sell or lease personally identifiable information to any person unless—

(A) such sale or such lease is consistent with such policy; or

(B) after appointment of a consumer privacy ombudsman in accordance with section 332, and after notice and a hearing, the court approves such sale or such lease—

(i) giving due consideration to the facts,

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Action Face, Inc.

Chapter 11

circumstances, and conditions of such sale or such lease; and

- (ii) finding that no showing was made that such sale or such lease would violate applicable nonbankruptcy law.

2. Does the debtor seek authority to assume and assign any executory contract or unexpired lease pursuant to Bankruptcy Code section 365? The motion does not appear to request this relief, but the APA identifies on Exhibit 1.5 as "Assumable Agreements" the following two agreements:

NBALAB Sub-License Agreement, originally entered into May 11, 2022, renewed March 6, 2024.

HP Inc, HyperX 3D-Printing Agreement, originally entered into March 13, 2023.

Case Dkt. 43 at 33. Further, Article I of the APA defines "Assumable Agreements" as "the executory contracts and unexpired leases set forth on Schedule 1.5, to which Seller is a party and which *may* be assumed by Seller and assigned to Buyer." Case Dkt. 43 at 6 (emphasis added). Is the Court being asked to approve such assumption and assignment?

Party Information

Debtor(s):

Action Face, Inc.

Represented By

Ron Bender

Juliet Y. Oh

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1:24-10180 Action Face, Inc.

Chapter 11

#2.00 Chapter 11 Status Conference

fr. 3/26/24

Docket 1

Tentative Ruling:

Ruling for March 26, 2024

Claims bar date is May 30, 2024. Debtor will lodge an order. Continued to April 24, 2024 @ 10:00 a.m.

Party Information

Debtor(s):

Action Face, Inc.

Represented By
Ron Bender

**United States Bankruptcy Court
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Wednesday, April 24, 2024

Hearing Room 303

1:30 PM

1:24-10371 Socal Climate Control & Mechanical, Inc.

Chapter 11

#3.00 Debtor's Emergency Motion for Entry of an Interim Order:
(I) Authorizing the Debtor to Utilize Cash Collateral Pursuant to 11U.S.C. sections 361, 362, 363; (II) Granting Adequate Protection Pursuant to 11 U.S.C. sections 361, 362, 363; (III) Scheduling a Final Hearing Pursuant to Bankruptcy Rules 4001(b); and (IV) Granting Related Relief

fr. 3/14/24; 3/18/24; 4/5/24

Docket 16

Tentative Ruling:

Ruling for April 5, 2024

Use of cash collateral extended through 4/25/24 on the same terms as the prior interim order. Hearing continued to 4/24/24 @ 1:30 p.m. Written notice of the hearing to be served by 4/9/24 on all the creditors discussed at the hearing. Written opposition due by 4/16/24. Dtr's reply due by 4/19/24. Dtr to file an updated projection to actual by 4/19/24 along with any supplemental papers the Dtr wants to file. Dtr to lodge an interim order with the same budget as was attached to the 3/19/24 interim order.

Ruling for March 18, 2024

Granted in part on an interim basis through 4/7/24 based on a modified budget which the debtor will file and lodge with an order on 3/19/24. The only adequate protection allowed is replacement liens of the same nature, priority and validity as their prepetition liens, and subject to all of the debtor / estate's defenses to those liens. The request for adequate protection in the form of super priority administrative claims is denied.

A continued hearing will be held on 4/5/24 @ 10:00 a.m. Any opposition to be filed by 4/1/24. By 4/4/24 the debtor shall file evidence showing the actual performance of the debtor under the budget compared to the projections, as well as a reply to any written opposition. The order is effective immediately. If no timely written opposition is filed, debtor's counsel may appear by zoom.

Ruling for March 14, 2024

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CONT... Social Climate Control & Mechanical, Inc.

Chapter 11

Granted only to the extent necessary for non-insider payroll to be met. Continued to **3/18/24 @ 10:00 a.m.**

Debtor's witness(es) required to appear in person and be prepared to be examined by the Court and other parties.

Supplemental evidence and briefing addressing the Court's concerns to be filed, and served on all secured creditors and 20 largest unsecureds, to be received by **4:00 p.m. on 3/15/24.**

Notice of the continued hearing, and notice that opposition may be presented at the hearing, to be served on all secured creditors and 20 largest unsecureds, by the end of business on **3/14/24.**

Party Information

Debtor(s):

Socal Climate Control &

Represented By
Thomas B Ure

Trustee(s):

Gregory Kent Jones (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
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2:00 PM

1:24-10646 Synapse Financial Technologies, Inc.

Chapter 11

**#4.00 Debtor's Emergency Motion For Entry Of An Interim Order:
(I) Authorizing The Debtor To Use Cash Collateral;
(II) Granting Adequate Protection; (III) Scheduling a
Final Hearing; And (IV) Granting Related Relief**

**NOTE: All parties in interest may attend the hearing in
person or via ZoomGov video and audio. Debtor's declarants
and counsel are required to appear in person**

Docket 2

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Synapse Financial Technologies, Inc.

Represented By
Ron Bender
Monica Y Kim
Krikor J Meshefejian

Movant(s):

Synapse Financial Technologies, Inc.

Represented By
Ron Bender
Monica Y Kim
Krikor J Meshefejian

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1:24-10646 Synapse Financial Technologies, Inc.

Chapter 11

#5.00 Debtor's Emergency Motion For Entry Of An Order:
(I) Authorizing The Continued Use Of Its Cash
Management System; (II) Authorizing The Maintenance
Of Certain Pre-Petition Bank Accounts; And (III) Authorizing
Banks To Release Administrative Holds And/Or Freezes
On The Debtor's Pre-Petition Accounts

**NOTE: All parties in interest may attend the hearing in
person or via ZoomGov video and audio. Debtor's declarants
and counsel are required to appear in person**

Docket 6

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Synapse Financial Technologies, Inc.

Represented By
Ron Bender
Monica Y Kim
Krikor J Meshefejian

Movant(s):

Synapse Financial Technologies, Inc.

Represented By
Ron Bender
Monica Y Kim
Krikor J Meshefejian

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1:24-10646 Synapse Financial Technologies, Inc.

Chapter 11

#6.00 Debtor's Emergency Motion For Entry Of An Order Authorizing Debtor To Honor And/Or Pay Pre-Petition Wages, Salaries, Commissions, And Vacation, Leave And Other Benefits, Reimbursable Expenses, Payroll Taxes And Workers' Compensation Insurance Costs

NOTE: All parties in interest may attend the hearing in person or via ZoomGov video and audio. Debtor's declarants and counsel are required to appear in person

Docket 7

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Synapse Financial Technologies, Inc.

Represented By
Ron Bender
Monica Y Kim
Krikor J Meshefejian

Movant(s):

Synapse Financial Technologies, Inc.

Represented By
Ron Bender
Monica Y Kim
Krikor J Meshefejian

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1:24-10646 Synapse Financial Technologies, Inc.

Chapter 11

**#7.00 Debtor's Emergency Motion For Approval Of Compromise
Of Controversy With Evolve Bank & Trust Pursuant To Rule
9019 Of The Federal Rules Of Bankruptcy Procedure**

**NOTE: All parties in interest may attend the hearing in
person or via ZoomGov video and audio. Debtor's declarants
and counsel are required to appear in person**

Docket 9

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Synapse Financial Technologies, Inc.

Represented By
Ron Bender
Monica Y Kim
Krikor J Meshefejian

Movant(s):

Synapse Financial Technologies, Inc.

Represented By
Ron Bender
Monica Y Kim
Krikor J Meshefejian

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1:24-10646 Synapse Financial Technologies, Inc.

Chapter 11

#8.00 Debtor's Emergency Motion For An Order (A) Approving Bidding Procedures With Respect To The Transfer And Sale Of Substantially All Of The Debtor's Assets, (B) Approving Bidding Protections For The Stalking Horse Bidder, (C) Approving Procedures Related To The Assumption And Assignment Of Certain Executory Contracts And Unexpired Leases, (D) Approving The Form And Manner Of Notices Related To The Auction And Sale, (E) Scheduling The Sale Hearing, And (F) Granting Related Relief

NOTE: All parties in interest may attend the hearing in person or via ZoomGov video and audio. Debtor's declarants and counsel are required to appear in person

Docket 11

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Synapse Financial Technologies, Inc.

Represented By
Ron Bender
Monica Y Kim
Krikor J Meshefejian

Movant(s):

Synapse Financial Technologies, Inc.

Represented By
Ron Bender
Monica Y Kim
Krikor J Meshefejian