

**United States Bankruptcy Court
Central District of California
Riverside
Mark Houle, Presiding
Courtroom 301 Calendar**

Tuesday, January 30, 2024

Hearing Room 301

11:00 AM

6:23-15770 Melanie Adauto

Chapter 7

#1.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2020 Mercedes-Benz GLB250W, VIN: W1N4M4GB0LW034115 (Motion filed 1/3/24)

MOVANT: MERCEDES-BENZ VEHICLE TRUST

EH__

Docket 13

Tentative Ruling:

1/30/2024

Service: Proper
Opposition: None

Having reviewed the motion, service being proper, no opposition having been filed, which the Court deems consent to the relief requested pursuant to Local Rule 9013-1(h) and § 362(g)(2) and good cause appearing, the Court is inclined to:

- GRANT relief from stay pursuant to § 362(d)(1) and (2);
- GRANT waiver of Rule 4001(a)(3) stay;
- GRANT request under ¶ 2;
- DENY alternative request under ¶ 11 as moot.

APPEARANCES WAIVED. Movant to lodge order within seven days. If oral or written opposition is presented at the hearing, the hearing may be continued.

Party Information

Debtor(s):

Melanie Adauto

Pro Se

Movant(s):

**United States Bankruptcy Court
Central District of California
Riverside
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Tuesday, January 30, 2024

Hearing Room 301

11:00 AM

CONT... **Melanie Aauto**
Mercedes-Benz Vehicle Trust

Represented By
Sheryl K Ith

Chapter 7

Trustee(s):

Lynda T. Bui (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
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Tuesday, January 30, 2024

Hearing Room 301

11:00 AM

6:23-15819 Michael D. Romero

Chapter 7

#2.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2015 Chevrolet Cruze, VIN: 1G1PC5SB3F7186904 (Motion filed 1/2/24)

MOVANT: AMERICAN CREDIT ACCEPTANCE

EH__

[Tele. appr. Sheryl Ith, rep. moving party, American Credit Acceptance]

Docket 7

Tentative Ruling:

1/30/24

Service: Proper

Opposition: None

11 U.S.C. § 362 provides, in relevant part:

(h)(1) In a case in which the debtor is an individual, the stay provided by subsection (a) is terminated with respect to personal property of the estate or of the debtor securing in whole or in part a claim, or subject to an unexpired lease, and such personal property shall no longer be property of the estate if the debtor fails within the applicable time set by section 521(a)(2)--

(A) to file timely any statement of intention required under section 521(a)(2) with respect to such personal property or to indicate in such statement that the debtor will either surrender such personal property or retain it and, if retaining such personal property, either redeem such personal property pursuant to section 722, enter into an agreement of the kind specified in section 524(c) applicable to the debt secured by such personal property, or assume such unexpired lease pursuant to section 365(p) if the trustee does not do so, as

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CONT... **Michael D. Romero**
applicable; and

Chapter 7

11 U.S.C. § 362(h)(1)(A).

Here, Debtor's statement of intention is blank. Because Debtor was required to select to either abandon or redeem the property, or to enter a reaffirmation agreement, and the thirty-day deadline for filing or amending the statement of intention passed on January 13, 2024, pursuant to 11 U.S.C. § 521(a)(2)(A), the automatic stay has terminated as a matter of law.

Therefore, the Court is inclined to DENY the motion as MOOT.

APPEARANCES WAIVED. Movant to lodge order within seven days. If oral or written opposition is presented at the hearing, the hearing may be continued.

Party Information

Debtor(s):

Michael D. Romero

Represented By
W. Derek May

Movant(s):

American Credit Acceptance

Represented By
Sheryl K Ith

Trustee(s):

Larry D Simons (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Riverside
Mark Houle, Presiding
Courtroom 301 Calendar**

Tuesday, January 30, 2024

Hearing Room 301

2:00 PM

6:22-14222 Winestead LLC

Chapter 11

#3.00 CONT. Order (1) Setting Scheduling Hearing and Case Management
Conference And (2) Requiring Status Report

From: 12/13/22, 4/11/23, 8/15/23, 11/14/23, 11/28/23

EH__

[Tele. appr. Stuart Wald, rep. Debtor]

**[Tele. appr. Anne Manalili, rep. secured creditor, U.S. Small Business
Administration]**

Docket 1

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Winestead LLC

Represented By
Robert B Rosenstein