

**United States Bankruptcy Court
Central District of California
Santa Ana
Mark Houle, Presiding
Courtroom 6C Calendar**

Thursday, April 25, 2024

Hearing Room 6C

10:30 AM

8:23-12085 Richard D. Langseth

Chapter 13

#1.00 CONT. Confirmation of Chapter 13 Plan

From: 12/14/23, 1/4/24, 2/8/24, 3/14/24

EH__

[Tele. appr. Fritz Firman, rep. Debtor]

Docket 44

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Richard D. Langseth

Represented By
Joseph A Weber

Trustee(s):

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Santa Ana
Mark Houle, Presiding
Courtroom 6C Calendar**

Thursday, April 25, 2024

Hearing Room 6C

10:30 AM

8:24-10285 Philip H Inman

Chapter 13

#2.00 CONT.. Confirmation of Chapter 13 Plan

From: 3/28/24

EH__

[Tele. appr. Christopher Nelson, rep. interested party, Elizabeth Ann Van Zee, as Trustee of the James Charles Van Zee and Elizabeth Ann Van Zee Revocable Living Trust of July 2009]

[Tele. appr. Scott Schiff, rep. creditor, National Loan Acquisitions Company]

[Tele. appr. Jon Enochs, rep. creditor, SJO Investments, LLC]

Docket 26

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Philip H Inman

Represented By
Sunita N Sood

Trustee(s):

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Santa Ana
Mark Houle, Presiding
Courtroom 6C Calendar**

Thursday, April 25, 2024

Hearing Room 6C

10:30 AM

8:23-12765 Matthew Mckinley Barger and Beth Ann Barger

Chapter 13

#3.00 CONT. Confirmation of Chapter 13 Plan

From: 2/29/24

EH__

Docket 22

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Matthew Mckinley Barger

Represented By
Norma Duenas

Joint Debtor(s):

Beth Ann Barger

Represented By
Norma Duenas

Trustee(s):

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Santa Ana
Mark Houle, Presiding
Courtroom 6C Calendar**

Thursday, April 25, 2024

Hearing Room 6C

10:30 AM

8:24-10057 Kimberly A. De Vera

Chapter 13

#4.00 CONT. Confirmation of Chapter 13 Plan

From: 3/14/24

EH__

[Tele. appr. Fritz Firman, rep. Debtor]

Docket 2

Tentative Ruling:

- NONE LISTED -

| |
|--------------------------|
| Party Information |
|--------------------------|

Debtor(s):

Kimberly A. De Vera

Represented By
Joseph A Weber

Trustee(s):

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Santa Ana
Mark Houle, Presiding
Courtroom 6C Calendar**

Thursday, April 25, 2024

Hearing Room 6C

10:30 AM

8:24-10086 Nancy Sanchez

Chapter 13

#5.00 CONT. Confirmation of Chapter 13 Plan

From: 3/14/24

EH__

Docket 20

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Nancy Sanchez

Represented By
Michael H Colmenares

Trustee(s):

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Santa Ana
Mark Houle, Presiding
Courtroom 6C Calendar**

Thursday, April 25, 2024

Hearing Room 6C

10:30 AM

8:24-10097 James Richard Blake and Laura Rae Blake

Chapter 13

#6.00 CONT. Confirmation of Chapter 13 Plan

From: 3/14/24

EH__

[Tele. appr. Nancy Clark, rep. Debtors]

Docket 19

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

James Richard Blake

Represented By
Barry E Borowitz

Joint Debtor(s):

Laura Rae Blake

Represented By
Barry E Borowitz

Trustee(s):

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Santa Ana
Mark Houle, Presiding
Courtroom 6C Calendar**

Thursday, April 25, 2024

Hearing Room 6C

10:30 AM

8:24-10127 Dawna Ludwig

Chapter 13

#7.00 CONT. Confirmation of Chapter 13 Plan

From: 3/14/24

EH__

[Tele. appr. Wendy Locke, rep. creditor, U.S. Bank National Association]

[Tele. appr. Thomas Ure, rep. Debtor]

[Tele. appr. David Flyer, rep. creditor, Flyer & Flyer, PLC]

[Tele. appr. Scott Williams, rep. creditors Gaby and Darlene Azar]

[Tele. appr. John Norman, secured creditor]

Docket 35

Tentative Ruling:

- NONE LISTED -

| |
|--------------------------|
| Party Information |
|--------------------------|

Debtor(s):

Dawna Ludwig

Represented By
Thomas B Ure

Trustee(s):

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Santa Ana
Mark Houle, Presiding
Courtroom 6C Calendar**

Thursday, April 25, 2024

Hearing Room 6C

10:30 AM

8:24-10210 Bruce An Nguyen

Chapter 13

#8.00 CONT.. Confirmation of Chapter 13 Plan

From: 3/28/24

EH__

[Tele. appr. Kevin Kunde, rep. Debtor]

Docket 18

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Bruce An Nguyen

Represented By
Kevin J Kunde

Trustee(s):

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Santa Ana
Mark Houle, Presiding
Courtroom 6C Calendar**

Thursday, April 25, 2024

Hearing Room 6C

10:30 AM

8:24-10213 Suzanne Elizabeth Sheppard

Chapter 13

#9.00 CONT. Confirmation of Chapter 13 Plan

From: 3/28/24

EH__

Docket 5

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Suzanne Elizabeth Sheppard

Represented By
Misty A Perry Isaacson

Trustee(s):

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Santa Ana
Mark Houle, Presiding
Courtroom 6C Calendar**

Thursday, April 25, 2024

Hearing Room 6C

10:30 AM

8:24-10220 Sean Joseph Victorino

Chapter 13

#10.00 CONT. Confirmation of Chapter 13 Plan

From: 3/28/24

EH__

[Tele. appr. Misty Perry Isaacson, rep. Debtor]

Docket 33

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Sean Joseph Victorino

Represented By
Misty A Perry Isaacson

Trustee(s):

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Santa Ana
Mark Houle, Presiding
Courtroom 6C Calendar**

Thursday, April 25, 2024

Hearing Room 6C

10:30 AM

8:24-10224 Randolph Pattau Rosales

Chapter 13

#11.00 CONT. Confirmation of Chapter 13 Plan

From: 3/28/24

EH__

Docket 2

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Randolph Pattau Rosales

Represented By
Ethan Kiwhan Chin

Trustee(s):

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Santa Ana
Mark Houle, Presiding
Courtroom 6C Calendar**

Thursday, April 25, 2024

Hearing Room 6C

10:30 AM

8:24-10232 Anthony Lee Montoya and Theresa Maria Montoya

Chapter 13

#12.00 CONT. Confirmation of Chapter 13 Plan

From: 3/28/24

EH__

Docket 16

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Anthony Lee Montoya

Represented By
Jonathan D Doan

Joint Debtor(s):

Theresa Maria Montoya

Represented By
Jonathan D Doan

Trustee(s):

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Santa Ana
Mark Houle, Presiding
Courtroom 6C Calendar**

Thursday, April 25, 2024

Hearing Room 6C

10:30 AM

8:24-10234 Ricardo Alonzo Tercero and Elza Demetria Tercero

Chapter 13

#13.00 CONT.. Confirmation of Chapter 13 Plan

From: 3/28/24

EH__

[Tele. appr. Rabin Pournazarian, rep. Debtor]

Docket 23

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Ricardo Alonzo Tercero

Represented By
Rabin Pournazarian

Joint Debtor(s):

Elza Demetria Tercero

Represented By
Rabin Pournazarian

Trustee(s):

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Santa Ana
Mark Houle, Presiding
Courtroom 6C Calendar**

Thursday, April 25, 2024

Hearing Room 6C

10:30 AM

8:23-12319 Oscar Mendoza and Alicia Torres

Chapter 13

#14.00 CONT. Confirmation of Chapter 13 Plan

From: 1/4/24, 2/8/24, 2/29/24

EH__

Docket 32

Tentative Ruling:

- NONE LISTED -

| |
|--------------------------|
| Party Information |
|--------------------------|

Debtor(s):

Oscar Mendoza

Represented By
Jaime A Cuevas Jr.

Joint Debtor(s):

Alicia Torres

Represented By
Jaime A Cuevas Jr.

Trustee(s):

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Santa Ana
Mark Houle, Presiding
Courtroom 6C Calendar**

Thursday, April 25, 2024

Hearing Room 6C

10:30 AM

8:24-10572 Kenton N Huynh and Brian M McNamara

Chapter 13

#15.00 Confirmation of Chapter 13 Plan

EH__

[Tele. appr. Tina Trinh, rep. Debtors]

[Tele. appr. Ryan Davies, rep. creditor, Enclave]

Docket 26

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Kenton N Huynh

Represented By
Tina H Trinh

Joint Debtor(s):

Brian M McNamara

Represented By
Tina H Trinh

Trustee(s):

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Santa Ana
Mark Houle, Presiding
Courtroom 6C Calendar**

Thursday, April 25, 2024

Hearing Room 6C

10:30 AM

8:24-10432 Seth Rutledge Harmon

Chapter 13

#16.00 Confirmation of Chapter 13 Plan

EH__

Docket 0

***** VACATED *** REASON: CASE DISMISSED 3/12/24**

Tentative Ruling:

- NONE LISTED -

| |
|--------------------------|
| Party Information |
|--------------------------|

Debtor(s):

Seth Rutledge Harmon

Pro Se

Trustee(s):

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Santa Ana
Mark Houle, Presiding
Courtroom 6C Calendar**

Thursday, April 25, 2024

Hearing Room 6C

10:30 AM

8:24-10442 Sardar Irtiza Mahmood

Chapter 13

#17.00 Confirmation of Chapter 13 Plan

EH__

Docket 0

***** VACATED *** REASON: CASE DISMISSED 4/10/24**

Tentative Ruling:

- NONE LISTED -

| |
|--------------------------|
| Party Information |
|--------------------------|

Debtor(s):

Sardar Irtiza Mahmood

Represented By
Michael D Franco

Trustee(s):

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Santa Ana
Mark Houle, Presiding
Courtroom 6C Calendar**

Thursday, April 25, 2024

Hearing Room 6C

10:30 AM

8:24-10466 Edward Lee

Chapter 13

#18.00 Confirmation of Chapter 13 Plan

EH__

Docket 2

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Edward Lee

Represented By
Rabin Pournazarian

Trustee(s):

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Santa Ana
Mark Houle, Presiding
Courtroom 6C Calendar**

Thursday, April 25, 2024

Hearing Room 6C

10:30 AM

8:24-10469 Susan Jo Joseph

Chapter 13

#19.00 Confirmation of Chapter 13 Plan

EH__

[Tele. appr. Allan Sarver, rep. secured creditor, Pacific Premier Trust]

[Tele. appr. Jeffrey Speights, rep. secured creditor, Nellie Gail Ranch Owners Association]

[Tele. appr. Andy C Warshaw, rep. Debtor]

Docket 6

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Susan Jo Joseph

Represented By
Andy C Warshaw

Trustee(s):

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Santa Ana
Mark Houle, Presiding
Courtroom 6C Calendar**

Thursday, April 25, 2024

Hearing Room 6C

10:30 AM

8:24-10470 John Frank Grajeda

Chapter 13

#20.00 Confirmation of Chapter 13 Plan

EH__

Docket 20

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

John Frank Grajeda

Represented By
Christopher J Langley

Trustee(s):

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Santa Ana
Mark Houle, Presiding
Courtroom 6C Calendar**

Thursday, April 25, 2024

Hearing Room 6C

10:30 AM

8:24-10505 Maribel Buzzetta

Chapter 13

#21.00 Confirmation of Chapter 13 Plan

EH__

[Tele. appr. Anthony Vigil, rep. Debtor]

Docket 2

Tentative Ruling:

- NONE LISTED -

| |
|--------------------------|
| Party Information |
|--------------------------|

Debtor(s):

Maribel Buzzetta

Represented By
Anthony B Vigil

Trustee(s):

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Santa Ana
Mark Houle, Presiding
Courtroom 6C Calendar**

Thursday, April 25, 2024

Hearing Room 6C

10:30 AM

8:24-10528 Santiago Dumlao Morao

Chapter 13

#22.00 Confirmation of Chapter 13 Plan

EH__

[Tele. appr. Robert Chen, rep. Debtor]

Docket 2

Tentative Ruling:

- NONE LISTED -

| |
|--------------------------|
| Party Information |
|--------------------------|

Debtor(s):

Santiago Dumlao Morao

Represented By
Gregory M Shanfeld

Trustee(s):

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Santa Ana
Mark Houle, Presiding
Courtroom 6C Calendar**

Thursday, April 25, 2024

Hearing Room 6C

10:30 AM

8:24-10529 Ronald Burnette and Andrea Burnette

Chapter 13

#23.00 Confirmation of Chapter 13 Plan

EH__

[Tele. appr. Sundee M Teeple, rep. Debtor]

Docket 2

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Ronald Burnette

Represented By
Sundee M Teeple

Joint Debtor(s):

Andrea Burnette

Represented By
Sundee M Teeple

Trustee(s):

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Santa Ana
Mark Houle, Presiding
Courtroom 6C Calendar**

Thursday, April 25, 2024

Hearing Room 6C

10:30 AM

8:24-10531 Scott Edward Von Cannon

Chapter 13

#24.00 Confirmation of Chapter 13 Plan

EH__

Docket 2

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Scott Edward Von Cannon

Represented By
Michael E Clark

Trustee(s):

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Santa Ana
Mark Houle, Presiding
Courtroom 6C Calendar**

Thursday, April 25, 2024

Hearing Room 6C

10:30 AM

8:24-10539 Adrienne Seleste Weir

Chapter 13

#25.00 Confirmation of Chapter 13 Plan

EH__

[Tele. appr. Richard Heston, rep. Debtor]

Docket 12

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Adrienne Seleste Weir

Represented By
Halli B Heston

Trustee(s):

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Santa Ana
Mark Houle, Presiding
Courtroom 6C Calendar**

Thursday, April 25, 2024

Hearing Room 6C

10:30 AM

8:24-10542 Trinidad Xavier Garza

Chapter 13

#26.00 Confirmation of Chapter 13 Plan

EH__

[Tele. appr. Sheryl Ith, rep creditor, Santander Consumer USA, Inc.]

[Tele. appr. Nichole Glowin, rep. creditor, Change Lending, LLC]

[Tele. appr. Robert Chen, rep. Debtor]

Docket 13

Tentative Ruling:

- NONE LISTED -

| |
|--------------------------|
| Party Information |
|--------------------------|

Debtor(s):

Trinidad Xavier Garza

Represented By
Tyson Takeuchi

Trustee(s):

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Santa Ana
Mark Houle, Presiding
Courtroom 6C Calendar**

Thursday, April 25, 2024

Hearing Room 6C

10:30 AM

8:24-10547 Alfredo O Cantu

Chapter 13

#27.00 Confirmation of Chapter 13 Plan

EH__

Docket 0

***** VACATED *** REASON: CASE DISMISSED 3/19/24**

Tentative Ruling:

- NONE LISTED -

| |
|--------------------------|
| Party Information |
|--------------------------|

Debtor(s):

Alfredo O Cantu

Pro Se

Trustee(s):

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Santa Ana
Mark Houle, Presiding
Courtroom 6C Calendar**

Thursday, April 25, 2024

Hearing Room 6C

10:30 AM

8:24-10556 Miguel Angel Peraza

Chapter 13

#28.00 Confirmation of Chapter 13 Plan

EH__

Docket 18

Tentative Ruling:

- NONE LISTED -

| |
|--------------------------|
| Party Information |
|--------------------------|

Debtor(s):

Miguel Angel Peraza

Represented By
Seema N Sood

Trustee(s):

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Santa Ana
Mark Houle, Presiding
Courtroom 6C Calendar**

Thursday, April 25, 2024

Hearing Room 6C

10:30 AM

8:24-10425 Rosie Leona Gardner

Chapter 13

#29.00 Confirmation of Chapter 13 Plan

EH__

Docket 13

Tentative Ruling:

- NONE LISTED -

| |
|--------------------------|
| Party Information |
|--------------------------|

Debtor(s):

Rosie Leona Gardner

Pro Se

Trustee(s):

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Santa Ana
Mark Houle, Presiding
Courtroom 6C Calendar**

Thursday, April 25, 2024

Hearing Room 6C

10:30 AM

8:23-12617 Christopher J. Donabedian

Chapter 13

#30.00 Application to Employ Sophia M. Rios and Zachary M. Vaughan of Berger Montague, PC as Attorneys for Debtor's Class Action Lawsuit with Declarations. (Motion filed 3/6/24)

Also #31

EH__

[Tele. appr. Jenny Doling, rep. Debtor]

Docket 29

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Christopher J. Donabedian

Represented By
Jenny L Doling

Trustee(s):

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Santa Ana
Mark Houle, Presiding
Courtroom 6C Calendar**

Thursday, April 25, 2024

Hearing Room 6C

10:30 AM

8:23-12617 Christopher J. Donabedian

Chapter 13

#31.00 Application to Employ Kristi C. Kelly of Kelly Guzzo, PLC as Attorneys for Debtor's Class Action Lawsuit with Declaration and Proof of Service.
(Motion filed 3/6/24)

EH__

[Tele. appr. Jenny Doling, rep. Debtor]

Docket 30

Tentative Ruling:

- NONE LISTED -

| |
|--------------------------|
| Party Information |
|--------------------------|

Debtor(s):

Christopher J. Donabedian

Represented By
Jenny L Doling

Trustee(s):

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Santa Ana
Mark Houle, Presiding
Courtroom 6C Calendar**

Thursday, April 25, 2024

Hearing Room 6C

10:30 AM

8:23-12761 Ricky Guillermo Prieto

Chapter 13

#32.00 Motion RE: Objecting to Claim of Exemption
(Motion filed 3/19/24)

EH__

Docket 25

***** VACATED *** REASON: WITHDRAWAL OF MOTION FILED
4/1/24**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Ricky Guillermo Prieto

Represented By
Barry E Borowitz

Trustee(s):

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Santa Ana
Mark Houle, Presiding
Courtroom 6C Calendar**

Thursday, April 25, 2024

Hearing Room 6C

10:30 AM

8:19-10440 Stephen B Fuller and Renee M Fuller

Chapter 13

#33.00 Motion under Local Bankruptcy Rule 3015-1 (n) and (w) to modify plan or suspend plan payments
(Motion filed 3/15/24)

EH__

[Tele. appr. Richard G. Heston, rep. Debtors]

Docket 258

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Stephen B Fuller

Represented By
Richard G. Heston

Joint Debtor(s):

Renee M Fuller

Represented By
Richard G. Heston

Trustee(s):

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Santa Ana
Mark Houle, Presiding
Courtroom 6C Calendar**

Thursday, April 25, 2024

Hearing Room 6C

10:30 AM

8:23-12313 Elizabeth Enriquez

Chapter 13

#34.00 Motion RE: Objection to Claim Number 3 by Claimant IRS.
(Motion filed 3/19/24)

EH__

[Tele. appr. Douglas Crowder, rep. Debtor]

Docket 52

Tentative Ruling:

4/25/2024

BACKGROUND:

On November 1, 2023, Elizabeth Enriquez ("Debtor") filed a Chapter 13 voluntary petition.

On December 11, 2023, the Internal Revenue Service (the "IRS") filed a proof of claim for an unsecured claim in the amount of \$86,222.54, listing \$24,981.06 as entitled to priority ("Claim 3"). The claim includes \$22,612.50 in estimated liability for 2022 income taxes that was identified as unsecured and entitled to priority.

On March 19, 2024, Debtor filed an objection to Claim 3 asserting that she had now filed her 2022 tax returns and had zero liability.

APPLICABLE LAW:

**United States Bankruptcy Court
Central District of California
Santa Ana
Mark Houle, Presiding
Courtroom 6C Calendar**

Thursday, April 25, 2024

Hearing Room 6C

10:30 AM

CONT... Elizabeth Enriquez

Chapter 13

Pursuant to 11 U.S.C. § 502(a), a proof of claim is deemed allowed unless a party in interest objects. Absent an objection, a proof of claim constitutes *prima facie* evidence of the validity and amount of the claim under FED. R. BANKR. PRO. Rule 3001(f). *See Lundell v. Anchor Constr. Specialists, Inc.*, 223 F.3d 1035, 1039 (9th Cir. 2000). When a party files an objection to a proof of claim, that filing "creates a dispute which is a contested matter" within the meaning of FRBP 9014 and the Court must resolve the matter after notice and opportunity for hearing upon a motion for relief. *Id.*

When a creditor has filed a proof of claim that complies with the rules (thereby giving rise to the presumption of validity), the burden shifts to the objecting party who must "present evidence to overcome the *prima facie* case." *In re Medina*, 205 B.R. 216, 222 (9th Cir. B.A.P. 1996). To defeat the claim, the objecting party must provide sufficient evidence and "show facts tending to defeat the claim by probative force equal to that of the allegations of the proofs of claim themselves." *Lundell*, 223 F.3d at 1039 (*quoting In re Holm*, 931 F.2d 620, 623 (9th Cir. 1991)). "The objector must produce evidence, which, if believed, would refute at least one of the allegations that is essential to the claim's legal sufficiency." *Lundell*, 223 F.3d at 1040 (*quoting In re Allegheny Int'l, Inc.*, 954 F.2d 167, 173-74 (3d Cir. 1992)). If the objecting party produces sufficient evidence to negate one or more of the sworn facts in the proof of claim, the burden reverts back to the claimant to prove the validity of the claim by a preponderance of the evidence. *See In re Consol. Pioneer Mort*, 178 B.R. 222, 226 (9th Cir. BAP 1995), *aff'd*, 91 F.3d 151 (9th Cir. 1996) (*quoting Allegheny Int'l*, 954 F.2d at 173-74). The ultimate burden of persuasion remains at all times on the claimant. *See Lundell*, 223 F.3d at 1039; *see also Holm*, 931 F.2d at 623.

As is required by LBR 3007-1, "an objection to claim must be supported by admissible evidence sufficient to overcome the evidentiary effect of a properly documented proof of claim executed and filed in accordance with FRBP 3001. The evidence must demonstrate that the proof of claim should be disallowed, reduced, subordinated, re-classified, or otherwise modified."

**United States Bankruptcy Court
Central District of California
Santa Ana
Mark Houle, Presiding
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Thursday, April 25, 2024

Hearing Room 6C

10:30 AM

CONT... Elizabeth Enriquez

Chapter 13

ANALYSIS:

The Court notes that the evidence submitted in support of the claim objection is limited to a declaration by Debtor that she filed her 2022 tax return and that zero was owing. The Court also notes that the claim objection includes no legal analysis or argument.

The Court notes, however, that the IRS appears to have been properly served with the motion 37 days before the scheduled hearing and the Court deems failure to oppose to be consent to the relief requested pursuant to Local Rule 9013-1(h).

TENTATIVE RULING

The Court is inclined to SUSTAIN the objection, reducing the priority amount of Claim 3 by \$22,615.50 without prejudice to the IRS filing an amended Claim 3 reflecting 2022 income liability by the applicable deadline.

APPEARANCES REQUIRED.

| |
|--------------------------|
| Party Information |
|--------------------------|

Debtor(s):

Elizabeth Enriquez

Represented By
Douglas A Crowder

Trustee(s):

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Santa Ana
Mark Houle, Presiding
Courtroom 6C Calendar**

Thursday, April 25, 2024

Hearing Room 6C

10:30 AM

8:20-10017 Almazella Northington

Chapter 13

#35.00 CONT. Trustee's Motion to Dismiss Case failure to make plan payments

From: 3/14/24

EH__

Docket 173

***** VACATED *** REASON: WITHDRAWAL OF MOTION FILED
4/24/24**

Tentative Ruling:

- NONE LISTED -

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| Party Information |
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Debtor(s):

Almazella Northington

Represented By
Norma Duenas

Trustee(s):

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Santa Ana
Mark Houle, Presiding
Courtroom 6C Calendar**

Thursday, April 25, 2024

Hearing Room 6C

10:30 AM

8:20-10629 Maria I Barriga

Chapter 13

#36.00 Cont. Trustee's Motion to Dismiss Case failure to make plan payments

From: 3/28/24

EH ____

Docket 90

***** VACATED *** REASON: WITHDRAWAL OF MOTION FILED
4/23/24**

Tentative Ruling:

- NONE LISTED -

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| Party Information |
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Debtor(s):

Maria I Barriga

Represented By
Gary Polston

Trustee(s):

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Santa Ana
Mark Houle, Presiding
Courtroom 6C Calendar**

Thursday, April 25, 2024

Hearing Room 6C

10:30 AM

8:22-10127 Jason M Lee and Janice Chen

Chapter 13

#37.00 Motion to Dismiss Case for Failure to Make Plan Payments or, in the Alternative, for Relief from Automatic Stay (Motion filed 4/4/24)

EH__

[Tele. appr. Brian Paino, rep. Mission Hen LLC]

Docket 196

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Jason M Lee

Represented By
Christopher J Langley
Michael Smith

Joint Debtor(s):

Janice Chen

Represented By
Christopher J Langley
Michael Smith

Trustee(s):

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Santa Ana
Mark Houle, Presiding
Courtroom 6C Calendar**

Thursday, April 25, 2024

Hearing Room 6C

10:30 AM

8:23-10187 Frances Carmen Donoghue

Chapter 13

#38.00 CONT. Trustee's Motion to Dismiss Case failure to make plan payments

From: 3/14/24

EH__

Docket 50

***** VACATED *** REASON: WITHDRAWAL OF MOTION FILED
4/24/24**

Tentative Ruling:

- NONE LISTED -

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| Party Information |
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Debtor(s):

Frances Carmen Donoghue

Represented By
Michael T Reid

Trustee(s):

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Santa Ana
Mark Houle, Presiding
Courtroom 6C Calendar**

Thursday, April 25, 2024

Hearing Room 6C

10:30 AM

8:23-11064 Jose Serna and Gloria Hechavarria

Chapter 13

#39.00 Trustee's Motion to Dismiss Case failure to make plan payments

EH__

Docket 38

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Jose Serna

Represented By
Andy Nguyen

Joint Debtor(s):

Gloria Hechavarria

Represented By
Andy Nguyen

Trustee(s):

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Santa Ana
Mark Houle, Presiding
Courtroom 6C Calendar**

Thursday, April 25, 2024

Hearing Room 6C

11:30 AM

8:23-11972 Jason John Rothbard

Chapter 13

#40.00 Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 10282 Pua Drive, Huntington Beach, CA 92646 .
(Motion filed 3/28/24)

MOVANT: WILMINGTON SAVINGS FUND SOCIETY

EH__

Docket 42

Tentative Ruling:

4/25/2024

**Service: Proper
Opposition: Limited**

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);
- GRANT waiver of Rule 4001(a)(3) stay;
- GRANT requests under ¶¶ 2 and 3;
- DENY alternative request under ¶ 13 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.

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| Party Information |
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Debtor(s):

Jason John Rothbard

Represented By
Kevin Tang

**United States Bankruptcy Court
Central District of California
Santa Ana
Mark Houle, Presiding
Courtroom 6C Calendar**

Thursday, April 25, 2024

Hearing Room 6C

11:30 AM

CONT... Jason John Rothbard

Chapter 13

Trustee(s):

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Santa Ana
Mark Houle, Presiding
Courtroom 6C Calendar**

Thursday, April 25, 2024

Hearing Room 6C

11:30 AM

8:24-10015 Johnny Phan

Chapter 13

#41.00 Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 10311 Jennrich Ave, Garden Grove, CA 92843
(Motion filed 4/1/24)

MOVANT: U.S. BANK TRUST NATIONAL ASSOCIATION

EH__

[Tele. appr. David Coats, rep. SN Servicing Corporation]

Docket 27

Tentative Ruling:

4/25/2024

Service: Proper

Opposition: Trustee and Debtor

Pursuant to the oppositions filed by the Chapter 13 Trustee and Debtor, it appears that the Chapter 13 trustee is properly holding the funds to cure the postpetition arrears. As such, the Court is inclined to DENY the motion.

APPEARANCES REQUIRED.

Party Information

Debtor(s):

Johnny Phan

Represented By
Christopher J Langley

Trustee(s):

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Santa Ana
Mark Houle, Presiding
Courtroom 6C Calendar**

Thursday, April 25, 2024

Hearing Room 6C

11:30 AM

8:24-10592 Jeffrey Michael Giannelli

Chapter 13

#42.00 Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 4158 Costero Risco, San Clemente, CA 92673 (Request for In Rem Relief). (Motion filed 3/28/24)

[CASE DISMISSED 3/27/24]

MOVANT: FORSTER HIGHLANDS COMMUNITY ASSOCIATION

EH__

Docket 15

Tentative Ruling:

- NONE LISTED -

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| Party Information |
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Debtor(s):

Jeffrey Michael Giannelli Pro Se

Trustee(s):

Amrane (SA) Cohen (TR) Pro Se

**United States Bankruptcy Court
Central District of California
Santa Ana
Mark Houle, Presiding
Courtroom 6C Calendar**

Thursday, April 25, 2024

Hearing Room 6C

11:30 AM

8:24-10821 Brock Alan Weld

Chapter 13

#43.00 Notice of Motion and Motion in Individual Case for Order Imposing a Stay or Continuing the Automatic Stay as the Court Deems Appropriate Funds Held in Deposit Account
(Motion filed) 4/8/24)

MOVANT: BROCK ALAN WELD

EH__

[Tele. appr. Stacey Weld, interested party]

Docket 15

Tentative Ruling:

4/25/2024

Service: Proper

Opposition: Due at Hearing

11 U.S.C. § 362(c)(3)(A) provides that the automatic stay expires on the 30th day of this case because Debtor had a previous case dismissed in the preceding 1-year period. Section 362(c)(3)(B) provides that the Court can extend the automatic stay if Debtor "demonstrates that the filing of the later case is in good faith as to the creditors to be stayed." Here, because the prior case was dismissed voluntarily --- and there was not a pending motion for relief from the automatic stay --- it does not appear that a presumption of bad faith arises in this case.

The Court has reviewed the motion, and, as to the merits, *in the absence of opposition*, finds that Debtor has provided uncontroverted evidence to support a finding that the instant case is filed in good faith.

On that basis, the Court is inclined to GRANT the motion, CONTINUING the automatic stay as to all creditors.

APPEARANCES REQUIRED.

**United States Bankruptcy Court
Central District of California
Santa Ana
Mark Houle, Presiding
Courtroom 6C Calendar**

Thursday, April 25, 2024

Hearing Room 6C

11:30 AM

CONT... Brock Alan Weld

Chapter 13

Party Information

Debtor(s):

Brock Alan Weld

Represented By
Anerio V Altman

Trustee(s):

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Santa Ana
Mark Houle, Presiding
Courtroom 6C Calendar**

Thursday, April 25, 2024

Hearing Room 6C

11:30 AM

8:23-11438 Burt Randy Weissman and Mary Candice Weissman

Chapter 13

#43.10 CONT. Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 6081 Lemon Ave., Long Beach, CA 90805 With Proof of Service.
(Motion filed 3/11/24)

From: 4/11/24

MOVANT: UNITED WHOLESALE MORTGAGE LLC

EH__

[Tele. appr. Darlene Vigil, rep. moving party]

[Tele. appr. Brian Soo-Hoo, rep. Debtors]

Docket 50

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Burt Randy Weissman

Represented By
Brian J Soo-Hoo

Joint Debtor(s):

Mary Candice Weissman

Represented By
Brian J Soo-Hoo

Trustee(s):

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Santa Ana
Mark Houle, Presiding
Courtroom 6C Calendar**

Thursday, April 25, 2024

Hearing Room 6C

12:00 PM

8:23-11462 Richard Garcia

Chapter 13

#44.00 CONT. Motion For Sanctions for Violation of the Automatic Stay
(Motion filed 12/20/23)

From: 1/11/24, 2/29/24, 3/14/24

EH__

[Tele. appr. Jennifer Wong, rep. creditor, Quality Loan Services Corp.]

[Tele. appr. Andrew Bison, rep. Debtor]

Docket 104

Tentative Ruling:

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| Party Information |
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Debtor(s):

Richard Garcia

Represented By
Andrew S Bisom

Trustee(s):

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Santa Ana
Mark Houle, Presiding
Courtroom 6C Calendar**

Thursday, April 25, 2024

Hearing Room 6C

12:00 PM

8:23-11462 Richard Garcia

Chapter 13

Adv#: 8:23-01131 Garcia v. Stephen Edwards Trust

#45.00 CONT. Status Conference re Complaint by Richard Garcia against Stephen Edwards Trust; Nature of Suit: (21 (Validity, priority or extent of lien or other interest in property)),(91 (Declaratory judgment)),(72 (Injunctive relief - other))

From 1/25/24, 2/29/24, 3/14/24

EH__

[Tele. appr. Jennifer Wong, rep. Counter-Defendant, Quality Loan Service Corp.]

[Tele. appr. Andrew Bison, Plaintiff]

Docket 1

Tentative Ruling:

- NONE LISTED -

| |
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| Party Information |
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Debtor(s):

Richard Garcia

Represented By
Andrew S Bisom

Defendant(s):

Stephen Edwards Trust

Pro Se

Plaintiff(s):

Richard Garcia

Represented By
Andrew S Bisom

Trustee(s):

Amrane (SA) Cohen (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Santa Ana
Mark Houle, Presiding
Courtroom 6C Calendar**

Thursday, April 25, 2024

Hearing Room 6C

12:00 PM

8:23-11462 Richard Garcia

Chapter 13

Adv#: 8:23-01131 Garcia v. Stephen Edwards Trust

#46.00 CONT. Status Conference re: Counterclaim Stephen Edward, as Trustee of the Stephen Edward Trust UDT 7/19/23 vs. Richard Garcia; Quality Loan Service corp; All Persons Unknown, claiming any Legal or Equitable Right, Title, Lien Estate or Interest in the property and Roes 1 to 20

From: 2/29/24, 3/14/24

EH__

[Tele. appr. Jennifer Wong, rep. Counter-Defendant, Quality Loan Service Corp.]

[Tele. appr. Andrew Bison, Plaintiff]

Docket 8

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Richard Garcia

Represented By
Andrew S Bisom

Defendant(s):

Stephen Edwards Trust

Pro Se

Plaintiff(s):

Richard Garcia

Represented By
Andrew S Bisom

Trustee(s):

Amrane (SA) Cohen (TR)

Pro Se