

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

Thursday, September 11, 2025

Hearing Room

6C

10:30 AM

8:22-11221 Kevin Michael Myhan

Chapter 13

#1.00 Trustee's Motion to Dismiss Case for Failure to Make Plan Payments

EH__

[Tele. appr. Makoto Shuttleworth, rep. Debtor]

Docket 43

***** VACATED *** REASON: WITHDRAWAL OF MOTION FILED
9/8/25**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Kevin Michael Myhan

Represented By
Steven A Alpert

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, September 11, 2025

Hearing Room

6C

10:30 AM

8:23-12724 Paul Jorge Motonaga

Chapter 13

#2.00 Trustee's Motion to Dismiss Case for Failure to Make Plan Payments

EH__

Docket 63

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Paul Jorge Motonaga

Represented By
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, September 11, 2025

Hearing Room

6C

10:30 AM

8:24-10504 Thomas Casey Beales

Chapter 13

#3.00 Trustee's Motion to Dismiss Case for Failure to Make Plan Payments

EH__

Docket 40

***** VACATED *** REASON: WITHDRAWAL OF MOTION FILED
8/13/25**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Thomas Casey Beales

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, September 11, 2025

Hearing Room

6C

10:30 AM

8:24-11225 James Patrick Quinn, Jr.

Chapter 13

#4.00 Trustee's Motion to Dismiss Case for Failure to Make Plan Payments

EH__

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

Docket 36

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

James Patrick Quinn Jr.

Represented By
Nicholas M Wajda

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, September 11, 2025

Hearing Room

6C

10:30 AM

8:24-12719 Monica Chase Rodriguez

Chapter 13

#5.00 Trustee's Motion to Dismiss Case for Failure to Make Plan Payments

EH__

Docket 45

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Monica Chase Rodriguez

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, September 11, 2025

Hearing Room

6C

10:30 AM

8:24-10539 Adrianne Seleste Weir

Chapter 13

#6.00 Objection to Claim filed by Prolacta Bioscience, Inc. (Claim No.16)

EH__

[Tele. appr. William Beall, rep. Creditor Prolacta Bioscience, Inc.]

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

Docket 77

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Adrianne Seleste Weir

Represented By
Halli B Heston
Caroline Djang
Jacqueline L James

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, September 11, 2025

Hearing Room

6C

10:30 AM

8:24-10539 Adrienne Seleste Weir

Chapter 13

Adv#: 8:24-01081 Prolacta Bioscience, Inc. v. Weir

#7.00 Motion to Stay Adversary Proceeding Pending Completion of Chapter 13 Plan Payments

EH__

[Tele. appr. William Beall, rep. Plaintiff]

[Tele. appr. Caroline Djang, rep. Defendant]

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

Docket 32

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Adrienne Seleste Weir

Represented By
Halli B Heston
Caroline Djang
Jacqueline L James

Defendant(s):

Adrienne Seleste Weir

Represented By
Halli B Heston
Todd A Boock
Caroline Djang

Plaintiff(s):

Prolacta Bioscience, Inc.

Represented By
William C Beall
Ryan W Beall

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

Thursday, September 11, 2025

Hearing Room

6C

10:30 AM

CONT... Adrianne Seleste Weir

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, September 11, 2025

Hearing Room

6C

10:30 AM

8:24-10539 Adrienne Seleste Weir

Chapter 13

Adv#: 8:24-01081 Prolacta Bioscience, Inc. v. Weir

#7.10 CONT. Status Conference re Complaint by Prolacta Bioscience, Inc. against
Adrienne Seleste Weir. willful and malicious injury))

*Specially set

EH__

From 8/15/24, 9/26/24, 10/24/24, 3/13/25, 8/28/25

[Tele. appr. William Beall, rep. Plaintiff]

[Tele. appr. Caroline Djang, rep. Defendant]

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

Docket 1

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Adrienne Seleste Weir

Represented By
Halli B Heston

Defendant(s):

Adrienne Seleste Weir

Represented By
Halli B Heston
Todd A Boock

Plaintiff(s):

Prolacta Bioscience, Inc.

Represented By
William C Beall

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

Thursday, September 11, 2025

Hearing Room

6C

10:30 AM

CONT... Adrianne Seleste Weir

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, September 11, 2025

Hearing Room 6C

10:30 AM

8:24-11431 Dawna Ludwig

Chapter 13

#8.00 Motion to Determine Payoff

EH__

[Tele. appr. Nathan Berneman, rep. Creditor Selene Fin.]

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

Docket 110

Tentative Ruling:

9/11/2025

BACKGROUND:

On June 4, 2024, Dawna Ludwig ("Debtor") filed her voluntary bankruptcy petition initiating the above-referenced chapter 13 case. Debtor's chapter 13 plan was confirmed on August 12, 2024. In relevant part, Debtor's plan provides for the sale of Debtor's residence located at 22840 Hidden Hills Road, Yorba Linda, CA 92887 (the "Property"). The Property is subject to the secured claim of U.S. Bank Trust National Association ("U.S. Bank").

On January 21, 2025, Debtor filed her motion to approve sale of the Property [Dk. 65] (the "Sale Motion") seeking approval of the sale in the amount of \$2,500,000.00. The Sale Motion was not opposed. On January 29, 2025, U.S. Bank filed its response reflecting a payoff balance for its secured claim through January 29, 2025 in the amount of \$275,425.75 and advising Debtor to obtain a formal payoff statement at or near the scheduled sale closing. The order granting Debtor's Sale Motion (the "Sale Order") was entered on February 20, 2025.

On August 8, 2025, U.S. Bank filed its Motion to Determine Payoff [Dk. 110] (the "Motion"). In the Motion, U.S. Bank represents that after entry of the Sale Order, U.S. Bank provided Debtor with a payoff statement including a payoff amount of \$276,655.98 through March 20, 2025 (the "Payoff Statement"). U.S. Bank further represents that, on March 19, 2025, it made an additional advance in the amount of \$8,286.61 for payment of real property taxes assessed after issuance of the Payoff Statement; this additional advance increases the

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

Thursday, September 11, 2025

Hearing Room

6C

10:30 AM

CONT...

Dawna Ludwig

Chapter 13

payoff amount, as of March 20, 2025, to \$284,942.95. Sale of the Property closed on April 9, 2025 (the "Closing Date"); Debtor, however, failed to obtain an updated payoff statement with the exact amount needed to payoff U.S. Bank's loan as of the Closing Date.

In the subject Motion, U.S. Bank asserts that it could properly assert a payoff as of the Closing Date in the amount of \$285,271.59, consisting of the Payoff Statement amount of \$276,655.98, \$329.00 for the per diem of \$16.45 for the twenty (20) days from March 20, 2025 to the Closing Date, and the subsequent tax advance of \$8,286.61. U.S. Bank represents that the chapter 13 trustee made a total distribution to U.S. Bank in the amount of \$276,984.09, which distribution was short by \$8,287.50.

U.S. Bank filed its Motion seeking (i) a determination by the Court that the payoff amount as of the Closing Date is \$285,271.59, and (ii) that additional distribution in the amount of \$8,287.50 must be made to U.S. Bank to complete payoff.

The Chapter 13 Trustee filed comments on U.S. Bank's Motion on August 27, 2025. The Chapter 13 Trustee recommends approval of the Motion on the condition that any order granting the motion contains the following language: "The Trustee is authorized to disburse an additional \$8,286.61 to US Bank, proof of claim no. 7, in the ordinary course of business."

DISCUSSION

As an initial matter, the Court notes that the Chapter 13 Trustee recommends a disbursement in the amount of \$8,286.61, whereas U.S. Bank requests disbursement in the amount of \$8,287.50. The discrepancy between these amounts is de minimus at \$0.89.

In light of the Chapter 13 Trustee's comments, and the de minimus difference in the amount of the additional disbursement agreed to by the Chapter 13 Trustee, and there being no opposition or response by or on behalf of Debtor, the Court is inclined to GRANT the Motion.

TENTATIVE RULING

Based on the foregoing, service being proper, there being no opposition, the Court is inclined to GRANT the Motion, subject to the conditions and including the language set forth in the Chapter 13 Trustee's Comments on the Motion.

APPEARANCES REQUIRED.

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

Thursday, September 11, 2025

Hearing Room

6C

10:30 AM

CONT...

Dawna Ludwig

Chapter 13

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, September 11, 2025

Hearing Room

6C

10:30 AM

8:25-10914 Kelly Corrine Mancini

Chapter 13

#9.00 Objection To Late-Filed Proofs of Claim Of Schools First Federal Credit Union
Claim Numbers: # 7 & # 8

EH _____

Docket 38

Tentative Ruling:

9/11/2025

BACKGROUND:

On April 9, 2025, Kelly Corrine Mancini ("Debtor") filed her voluntary bankruptcy petition initiating the above-referenced chapter 13 case. Pursuant to the Notice of Chapter 13 Bankruptcy Case [Dk. 3], the deadline for all creditors to file a proof of claim in this chapter 13 case was set as June 18, 2025 (the "Bar Date"). Notice of the Bar Date was included with the Notice of Chapter 13 Bankruptcy Case and served on April 12, 2025.

Debtor's chapter 13 case was dismissed on April 28, 2025 for failure to file required documents. Debtor, however, filed a motion to vacate the dismissal of her chapter 13 case; the motion was granted on June 2, 2025. Debtor's chapter 13 case was reinstated and a notice re-setting the 341 meeting date and confirmation hearing [Dk. 24] was issued and served [Dk. 28]. The Bar Date remained set as June 18, 2025.

On July 31, 2025, Schools First Federal Credit Union ("Creditor") filed claim number 7-1 ("Claim 7") on the Court's claims register. Claim 7 represents Creditor's general unsecured claim against Debtor in the amount of \$2,687.60 for "money loaned: overdraft protection loan."

On July 31, 2025, Creditor also filed claim number 8-1 ("Claim 8") on the Court's claims register. Claim 8 represents Creditor's general unsecured claim against Debtor in the amount of \$29,787.64 for "credit card."

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

Thursday, September 11, 2025

Hearing Room

6C

10:30 AM

CONT... Kelly Corrine Mancini

Chapter 13

Debtor filed her Notice of Objection and Objection to Late-Filed Proofs of Claim of Schools First Federal Credit Union [Dk. 38] (the "Objection"). Debtor objects to Claim 7 and Claim 8 on grounds that both claims were filed after the Bar Date and seeks disallowance of Claim 7 and Claim 8 in full.

No opposition has been filed.

APPLICABLE LAW:

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.

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

Thursday, September 11, 2025

Hearing Room

6C

10:30 AM

CONT... Kelly Corrine Mancini

Chapter 13

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."

DISCUSSION:

As an initial matter, the Court notes that the proof of service attached to the Objection indicates that the document served was an "Amended Notice of Hearing on Notice of Motion and Motion for Order Reopening Closed Case to File Motion to Avoid Lien Under 11 USC §522(f)." There is no proof of service of the Notice of Objection and Objection; thus, it appears that notice and service of the Objection are improper.

The Court notes that Debtor failed to comply with evidentiary requirements set forth in Local Bankruptcy Rule 3007-1(c)(2). The Objection does not include (i) a copy of the complete proof of claim for **Claim 7** (Claim 8, however, is a complete copy) and (ii) the objector's declaration stating that the copies of the claims attached are true and complete copies of the proof of claim on file with the court.

Therefore, the Court is inclined to CONTINUE the Objection for Debtor to comply with the above.

APPEARANCES REQUIRED.

Party Information

Debtor(s):

Kelly Corrine Mancini

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, September 11, 2025

Hearing Room

6C

10:30 AM

8:25-11580 Duane Edwin Moore and Kimberly Gayl Moore

Chapter 13

#10.00 Motion to Disallow Claims And Objection To Proof Of Claim No. 3 And Proof Of Claim No. 8 Of Lujunna D Moore

EH _____

Docket 22

***** VACATED *** REASON: OFF CALENDAR - NOTICE OF
VOLUNTARY DISMISSAL OF MOTION TO DISALLOW CLAIMS
FILED BY DEBTOR DUANE EDWIN MOORE FILED 8-07-25 - SEE DOC
#28**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Duane Edwin Moore

Represented By
Bert Briones

Joint Debtor(s):

Kimberly Gayl Moore

Represented By
Bert Briones

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, September 11, 2025

Hearing Room

6C

10:30 AM

8:23-12617 Christopher J. Donabedian

Chapter 13

#10.10 Debtor's Certification of Compliance Under 11 U.S.C. Section 1328(a) and Notice of Application for Entry of Discharge

EH__

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

Docket 137

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, September 11, 2025

Hearing Room

6C

10:30 AM

8:21-11112 Robert W Castillo and Cynthia L Castillo

Chapter 13

#10.20 Trustee's Motion to Dismiss Case for Failure to Make Plan Payments

EH__

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

Docket 86

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Robert W Castillo

Represented By
Julie J Villalobos

Joint Debtor(s):

Cynthia L Castillo

Represented By
Julie J Villalobos

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, September 11, 2025

Hearing Room 6C

11:00 AM

8:25-10523 David James Suscavage

Chapter 13

#11.00 CONT. Confirmation Of Chapter 13 Plan

EH__

From: 5/8/25, 6/26/25

[Tele. appr. Bert Briones, rep. Debtor]

[Tele. appr. Michael Seuylemezian, rep. Creditor Hajoca Corporation]

Docket 36

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

David James Suscavage

Represented By
Bert Briones

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, September 11, 2025

Hearing Room

6C

11:00 AM

8:25-11317 Adriene White

Chapter 13

#12.00 CONT. Confirmation Of Chapter 13 Plan

EH__

From: 7-17-25

[Tele. appr. Jeffrey Smith, rep. Debtor]

Docket 19

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Adriene White

Represented By
Jeffrey B 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, September 11, 2025

Hearing Room

6C

11:00 AM

8:25-11338 Nathan Elson

Chapter 13

#13.00 CONT. Confirmation Of Chapter 13 Plan

EH__

From: 7-31-25

[Tele. appr. Nathan Berneman, rep. Debtor]

Docket 37

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Nathan Elson

Represented By
Stephen L Burton

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, September 11, 2025

Hearing Room 6C

11:00 AM

8:25-11377 Shawn Richard Walkup and Michelle Charleen Walkup

Chapter 13

#14.00 CONT. Confirmation Of Chapter 13 Plan

EH__

From: 7-31-25

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

Docket 18

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Shawn Richard Walkup

Represented By
Barry E Borowitz

Joint Debtor(s):

Michelle Charleen Walkup

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, September 11, 2025

Hearing Room

6C

11:00 AM

8:25-11417 Hillary Jo Morgan

Chapter 13

#15.00 CONT. Confirmation Of Chapter 13 Plan

EH__

From: 7-31-25

Docket 24

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Hillary Jo Morgan

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, September 11, 2025

Hearing Room

6C

11:00 AM

8:25-11702 Nima A Sabeti

Chapter 13

#16.00 Confirmation Of Chapter 13 Plan

EH__

Docket 18

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Nima A Sabeti

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, September 11, 2025

Hearing Room

6C

11:00 AM

8:25-11795 Partrick Owen McCormick

Chapter 13

#17.00 Confirmation Of Chapter 13 Plan

EH__

Docket 2

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Partrick Owen McCormick

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, September 11, 2025

Hearing Room

6C

11:00 AM

8:25-11812 Edwin Aaron Harris

Chapter 13

#18.00 Confirmation Of Chapter 13 Plan

EH__

Docket 2

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Edwin Aaron Harris

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, September 11, 2025

Hearing Room

6C

11:00 AM

8:25-11828 Janet May Cosgrove

Chapter 13

#19.00 Confirmation Of Chapter 13 Plan

EH__

Docket 2

***** VACATED *** REASON: CASE CONVERTED TO CHAPTER 7 ON
9/3/25**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Janet May Cosgrove

Represented By
Kevin Tang

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, September 11, 2025

Hearing Room

6C

11:00 AM

8:25-11834 Alicia Macias

Chapter 13

#20.00 Confirmation Of Chapter 13 Plan

EH__

Docket 10

***** VACATED *** REASON: CASE DISMISSED 9/10/25**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Alicia Macias

Represented By
Onyinye N Anyama

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, September 11, 2025

Hearing Room 6C

11:00 AM

8:25-11839 Douglas Robert Lindow and Amy Noel Lindow

Chapter 13

#21.00 Confirmation Of Chapter 13 Plan

EH__

Docket 2

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Douglas Robert Lindow

Represented By
Rabin Pournazarian

Joint Debtor(s):

Amy Noel Lindow

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, September 11, 2025

Hearing Room

6C

11:00 AM

8:25-11855 Joseph Alan Hendrix

Chapter 13

#22.00 Confirmation Of Chapter 13 Plan

EH__

[Tele. appr. Jennifer Wong, rep. Creditor The Bank of New York Mellon]

Docket 17

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Joseph Alan Hendrix

Represented By
Andrew Moher

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, September 11, 2025

Hearing Room

6C

11:00 AM

8:25-11859 Juliana Yong Pendergist

Chapter 13

#23.00 Confirmation Of Chapter 13 Plan

EH__

Docket 1

***** VACATED *** REASON: CASE DISMISSED 7/28/25**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Juliana Yong Pendergist

Represented By
Andrew S Cho

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, September 11, 2025

Hearing Room

6C

11:00 AM

8:25-11860 Alfred Castro

Chapter 13

#24.00 Confirmation Of Chapter 13 Plan

EH__

[Tele. appr. Jennifer Wong, rep. Creditor Capital One Auto Finance]

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

[Tele. appr. Michael Carlin, rep. Debtor]

Docket 2

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Alfred Castro

Represented By
Krystina T Tran

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, September 11, 2025

Hearing Room

6C

11:00 AM

8:25-11861 Juan R Gomez

Chapter 13

#25.00 Confirmation Of Chapter 13 Plan

EH__

Docket 1

***** VACATED *** REASON: CASE DISMISSED 7/28/25**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Juan R Gomez

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, September 11, 2025

Hearing Room

6C

11:00 AM

8:25-11883 Deeandris Dianna Monahan

Chapter 13

#26.00 Confirmation Of Chapter 13 Plan

EH__

[Tele. appr. Nathan Berneman, rep. Creditor OCWEN-PHH]

[Tele. appr. Russ Stong, rep. Debtor]

Docket 15

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Deeandris Dianna Monahan

Represented By
Rex Tran

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, September 11, 2025

Hearing Room

6C

11:00 AM

8:25-11897 Thu Thi Dinh

Chapter 13

#27.00 Confirmation Of Chapter 13 Plan

EH__

Docket 2

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Thu Thi Dinh

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, September 11, 2025

Hearing Room

6C

11:00 AM

8:25-11909 James G Andritch, II

Chapter 13

#28.00 Confirmation Of Chapter 13 Plan

EH__

Docket 12

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

James G Andritch II

Represented By
Bruce A Boice

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, September 11, 2025

Hearing Room

6C

11:00 AM

8:25-11915 Octavio Camacho

Chapter 13

#29.00 Confirmation Of Chapter 13 Plan

EH__

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

Docket 2

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Octavio Camacho

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, September 11, 2025

Hearing Room

6C

11:00 AM

8:25-11919 Alfred McZeal

Chapter 13

#30.00 Confirmation Of Chapter 13 Plan

EH__

Docket 14

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Alfred McZeal

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, September 11, 2025

Hearing Room

6C

11:00 AM

8:25-11919 Alfred McZeal

Chapter 13

#30.10 Ex Parte Motion to Reset or Continue 341(a) Meeting of Creditors

EH__

Docket 18

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Alfred McZeal

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, September 11, 2025

Hearing Room

6C

11:00 AM

8:25-11920 Tyler Wade Maisey and Amy Jo Maisey

Chapter 13

#31.00 Confirmation Of Chapter 13 Plan

EH__

[Tele. appr. Russ Stong, rep. Debtor]

Docket 2

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Tyler Wade Maisey

Represented By
Rex Tran

Joint Debtor(s):

Amy Jo Maisey

Represented By
Rex Tran

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, September 11, 2025

Hearing Room

6C

11:00 AM

8:25-11929 Fidel Alvarez, Jr.

Chapter 13

#32.00 Confirmation Of Chapter 13 Plan

EH__

Docket 2

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Fidel Alvarez Jr.

Represented By
Raj T Wadhwani

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, September 11, 2025

Hearing Room

6C

11:00 AM

8:25-11735 Charles Andrew Rodgers, Jr. and Alejandra Rodgers

Chapter 13

#32.10 CONT. Confirmation Of Chapter 13 Plan

EH__

From: 8-28-25

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

Docket 2

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Charles Andrew Rodgers Jr.

Represented By
Rabin Pournazarian

Joint Debtor(s):

Alejandra Rodgers

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, September 11, 2025

Hearing Room

6C

1:30 PM

8:21-12805 Richard Lou Susag

Chapter 13

#33.00 CONT. Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 33054 Elisa Dr, Dana Point, CA 92629

MOVANT: WELLS FARGO BANK, N.A.

EH__

From: 7-31-25

Docket 44

***** VACATED *** REASON: ADEQUATE PROTECTION
AGREEMENT ENTERED ON 9/2/25**

Tentative Ruling:

Party Information

Debtor(s):

Richard Lou Susag

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, September 11, 2025

Hearing Room

6C

1:30 PM

8:24-10259 Rocio Ferguson

Chapter 13

#34.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2019 Toyota Mirai Sedan 4D, VIN: JTDBVRBD0KA006537

MOVANT: CAPITAL ONE AUTO FINANCE

EH__

[Tele. appr. Natalie Carter, rep. Movant]

Docket 39

Tentative Ruling:

9/11/2025

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 § 362(g)(2), and good cause appearing, the Court is inclined to:

- GRANT relief from stay pursuant to § 362(d)(1) and § 362(d)(2);
- GRANT relief from § 1301(a) co-debtor stay;
- GRANT waiver of Rule 4001(a)(3) stay; and
- GRANT request under ¶ 2.

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):

Rocio Ferguson

Represented By
Kevin Tang

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

Thursday, September 11, 2025

Hearing Room

6C

1:30 PM

CONT... Rocio Ferguson

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, September 11, 2025

Hearing Room 6C

1:30 PM

8:24-13067 Ena Teresa Lucas

Chapter 13

#35.00 Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 32131 Fall River Rd, Trabuco Canyon, CA 92679

MOVANT: CITIBANK N.A.

EH__

[Tele. appr. Darlene C. Vigil, rep. Movant]

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

Docket 32

Tentative Ruling:

9/11/2025

Service: Proper

Opposition: Debtor

Parties to apprise Court of status of APO discussions.

APPEARANCES REQUIRED.

Party Information

Debtor(s):

Ena Teresa Lucas

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, September 11, 2025

Hearing Room 6C

1:30 PM

8:25-10165 Hung Phuc Nguyen

Chapter 13

#36.00 Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 13929 Magnolia Street, Garden Grove, CA 92844

MOVANT: ROCKET MORTGAGE, LLC

EH__

[Tele. appr. Joseph C. Delmotte, rep. Movant]

Docket 72

Tentative Ruling:

9/11/2025

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 § 362(g)(2), and good cause appearing, the Court is inclined to:

- GRANT relief from stay pursuant to § 362(d)(1);
- GRANT relief from § 1301(a) co-debtor stay;
- GRANT waiver of Rule 4001(a)(3) stay;
- GRANT requests under ¶¶ 2 and 3; and
- 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.

Party Information

Debtor(s):

Hung Phuc Nguyen

Represented By
Kevin Tang

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

Thursday, September 11, 2025

Hearing Room

6C

1:30 PM

CONT... Hung Phuc Nguyen

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, September 11, 2025

Hearing Room

6C

1:30 PM

8:25-12096 Shea Christian Reiter

Chapter 13

#37.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2021 Mercedes-Benz AMG GT 43, VIN: W1K7X5KB7MA037588

MOVANT: MERCEDES-BENZ VEHICLE TRUST SUCCESSOR IN INTEREST
TO DAIMLER TRUST

EH_____

Docket 12

***** VACATED *** REASON: CASE DISMISSED 8/18/25**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Shea Christian Reiter

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, September 11, 2025

Hearing Room

6C

1:30 PM

8:25-12183 Arturo Sanchez

Chapter 13

#38.00 Notice of Motion and Motion in Individual Case for Order Imposing a Stay or Continuing the Automatic Stay as the Court Deems Appropriate 1246 E Turin Ave, Anaheim, CA 92805

MOVANT: ARTURO SANCHEZ

EH____

Docket 6

***** VACATED *** REASON: CASE DISMISSED 9/8/25**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Arturo Sanchez

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, September 11, 2025

Hearing Room 6C

1:30 PM

8:25-12183 Arturo Sanchez

Chapter 13

#38.10 Notice of motion and motion for relief from the automatic stay with supporting declarations UNLAWFUL DETAINER RE: 1021 South Hilda Street Anaheim CA 92806

MOVANT: CATAMOUNT PROPERTIES 2018, LLC

EH__

[Tele. appr. Sam Chandra, rep. Movant]

Docket 21

Tentative Ruling:

9/11/2025

Service: Proper

Opposition: None

The Court notes that the bankruptcy case was voluntarily dismissed on September 8, 2025. Dismissal of the bankruptcy case terminates the automatic stay under 11 U.S.C. § 362(c)(1)-(2).

Regarding the remaining requests, the Court hereby:

- (1) GRANTS the request under ¶ 13, confirming that the automatic stay expired after thirty days pursuant to 11 U.S.C. § 362(c)(3)(A).
- (2) GRANT the request under ¶¶ 10 and 11 based upon a finding of bad faith. Specifically, the Court notes that Debtor has had six prior cases summarily, including one in 2022, one in 2023, two in 2024, and one in July 2025.
- (3) GRANT waiver of Rule 4001(a)(3) stay.

APPEARANCES REQUIRED.

Party Information

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

Thursday, September 11, 2025

Hearing Room

6C

1:30 PM

CONT... Arturo Sanchez

Chapter 13

Debtor(s):

Arturo Sanchez

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, September 11, 2025

Hearing Room

6C

1:30 PM

8:23-11462 Richard Garcia

Chapter 13

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

EH__

From: 1/11/24, 2/29/24, 3/14/24, 4/25/24, 5/16/24, 6/27/24, 8/29/24, 9/12/24,
12/19/24, 2/6/25, 4/17/25, 7/17/25

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

Docket 104

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Richard Garcia

Represented By
Andrew S Bisom

Movant(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, September 11, 2025

Hearing Room

6C

1:30 PM

8:23-10979 Diana Sharaki

Chapter 13

Adv#: 8:25-01083 Sharaki v. Real Time Resolutions Inc. et al

#40.00 CONT. Defendant ZBS Law, LLP's Motion to Dismiss Adversary Complaint

EH__

From: 8-21-25

[Tele. appr. Nichole Glowin, rep. Defendant ZBS Law, LLP]

Docket 59

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Diana Sharaki

Pro Se

Defendant(s):

Real Time Resolutions Inc.

Represented By
James F Lewin

RRACP Opportunity Trust 2

Represented By
James F Lewin

ZBS Law LLP

Represented By
Nichole Glowin

Jeffrey I Golden, Chapter 7 Trustee

Pro Se

Amran Cohen, Chapter 13 Trustee

Pro Se

Homecomings Financial LLC

Pro Se

Plaintiff(s):

Diana Amini Sharaki

Pro Se

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

Thursday, September 11, 2025

Hearing Room

6C

1:30 PM

CONT... Diana Sharaki

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, September 11, 2025

Hearing Room

6C

1:30 PM

8:23-10979 Diana Sharaki

Chapter 13

Adv#: 8:25-01083 Sharaki v. Real Time Resolutions Inc. et al

#41.00 CONT. Motion for Judgment on the Pleadings

EH__

From: 7-31-25

**[Tele. appr. James F. Lewin, rep. Defendants RRA CP OPPORTUNITY TRUST
2 & REAL TIME RESOLUTIONS, INC.]**

[Tele. appr. Nichole Glowin, rep. Defendant ZBS Law, LLP]

Docket 37

Tentative Ruling:

7/31/2025

BACKGROUND

On May 11, 2023, Diana Sharaki ("Debtor") filed a Chapter 13 voluntary petition. On September 27, 2023, Debtor's Chapter 13 plan was confirmed. The plan was subsequently modified once.

On March 6, 2025, Debtor commenced an adversary proceeding against: (1) Real Time Resolutions Inc. and RRA CP Opportunity Trust (collectively, "Real Time"); (2) ZBS Law LLP; (3) Jeffrey Golden, Chapter 7 Trustee; (4) Amrane Cohen, Chapter 13 Trustee; and (5) Homecomings Financial LLC ("Homecomings"). The adversary proceeding was commenced *pro se* and it is difficult to determine the causes of action. The Chapter 13 Trustee was dismissed from the action on June 3. The Chapter 7 Trustee and Homecomings Financial LLC have not made any appearance in this adversary proceeding. ZBS Law LLP filed a motion to dismiss, currently set for hearing on August 21, 2025.

On April 7, 2025, Real Time filed an answer to the complaint. On June 17, 2025, Real

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

Thursday, September 11, 2025

Hearing Room

6C

1:30 PM

CONT...

Diana Sharaki

Chapter 13

Time filed a motion for judgment on the pleadings (the "Motion"). On July 8, 2025, Debtor filed her opposition. On July 16, 2025, Real Time filed a reply. On July 18, 2025, ZBS Law LLP filed a joinder in the Motion.

The following background is derived from the Motion.

On May 3, 2007, Debtor executed a HELOC secured by a second deed of trust and payable to Homecomings. The deed of trust was assigned to RRA CP Opportunity Trust on June 27, 2023. At the time, the outstanding balance was \$154,981.44.

On April 16, 2012, Debtor received a discharge in a Chapter 7 proceeding.

In October 2023, Debtor commenced an adversary proceeding similar to the instant proceeding. On December 14, 2023, the proceeding was dismissed.

On June 12, 2024, Debtor commenced a second adversary proceeding similar to the instant proceeding. On September 30, 2024, the Court dismissed the action for lacking of standing due to the claim at issue still being property of the estate for Debtor's bankruptcy estate in her prior Chapter 7 case. Debtor's prior bankruptcy was reopened on May 31, 2024 and the claim or claims at issue appear to have been abandoned by the Chapter 7 Trustee on December 5, 2024.

On November 26, 2024, Debtor commenced a third adversary proceeding similar to the instant proceeding. The third proceeding was ultimately dismissed for failure to prosecute on May 1, 2025.

On March 6 --- while the prior adversary proceeding was pending --- Debtor commenced the instant adversary proceeding, once again appearing to be based on the same set of facts as the prior proceedings.

DISCUSSION

Having reviewed the pleadings and the record of the case, the Court notes that this adversary proceeding appears to violate the duplicative litigation doctrine given that it was filed during the pendency of the prior proceeding, possibly to obstruct those

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

Thursday, September 11, 2025

Hearing Room

6C

1:30 PM

CONT...

Diana Sharaki

Chapter 13

proceedings. *See Adams v. California Dept. of Health Servs.*, 487 F.3d 684, 688 (9th Cir. 2007) ("Plaintiffs generally have no right to maintain two separate actions involving the same subject matter at the same time in the same court and against the same defendant.") (quotation omitted). This basic legal doctrine would require dismissal of the instant adversary proceeding.

A review of the complaint in this proceeding, however, reveals that it is so difficult to interpret that either application of the duplicative litigation doctrine or application of a FED. R. CIV. P. Rule 12(c) test is extremely difficult. Fed. R. Civ. P. Rule 12(e), incorporated into bankruptcy proceedings by Fed. R. Bankr. P. Rule 12(b), states:

A party may move for a more definite statement of a pleading to which a responsive pleading is allowed but which is so vague or ambiguous that the party cannot reasonably prepare a response. The motion must be made before filing a responsive pleading and must point out the defects complained of and the details desired. If the court orders a more definite statement and the order is not obeyed within 14 days after notice of the order or within the time the court sets, the court may strike the pleading or issue any other appropriate order.

The Court may, *sua sponte*, act under Fed. R. Civ. P. Rule 12(e). *See Kirkpatrick v. County of Washoe*, 792 F.3d 1184, 1191 (9th Cir. 2015) ("The district court may also *sua sponte* request a more definite statement from the plaintiffs, even if the defendants find the complaint comprehensible.") (citing *Anderson v. Dist. Bd. Of Trustees of Cent. Fl. Cmty. Coll.*, 77 F.3d 364 (11th Cir. 1996); *see also Fleites v. MindGeek S.A.R.L.*, 2022 WL 4456077 at *13 (C.D. Cal. 2022) ("And the Court is empowered to demand a more definite statement *sua sponte*"). According to a leading treatise, "the test to determine whether a pleading is in need of a more definite statement has been expressed as whether the pleading is unintelligible, rather than wanting of detail." Here, the Courts find the complaint sufficiently unintelligible as to warrant the ordering of a more definite statement.

As a result, the Court is inclined to issue an order directing Plaintiff to provide a more definite statement.

APPEARANCES REQUIRED.

Party Information

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

Thursday, September 11, 2025

Hearing Room

6C

1:30 PM

CONT... Diana Sharaki

Chapter 13

Debtor(s):

Diana Sharaki

Pro Se

Defendant(s):

Real Time Resolutions Inc.

Represented By
James F Lewin

RRACP Opportunity Trust 2

Represented By
James F Lewin

ZBS Law LLP

Pro Se

Jeffrey I Golden, Chapter 7 Trustee

Pro Se

Amran Cohen, Chapter 13 Trustee

Pro Se

Homecomings Financial LLC

Pro Se

Plaintiff(s):

Diana Amini Sharaki

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, September 11, 2025

Hearing Room

6C

1:30 PM

8:23-10979 Diana Sharaki

Chapter 13

Adv#: 8:25-01083 Sharaki v. Real Time Resolutions Inc. et al

#42.00 Order Requiring More Definite Statement Pursuant To Fed. R. Civ. P. Rule 12(E)

EH__

[Tele. appr. James F. Lewin, rep. Defendants RRA CP OPPORTUNITY TRUST 2 & REAL TIME RESOLUTIONS, INC.]

[Tele. appr. Nichole Glowin, rep. Defendant ZBS Law, LLP]

Docket 75

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Diana Sharaki

Pro Se

Defendant(s):

Real Time Resolutions Inc.

Represented By
James F Lewin

RRACP Opportunity Trust 2

Represented By
James F Lewin

ZBS Law LLP

Represented By
Nichole Glowin

Jeffrey I Golden, Chapter 7 Trustee

Pro Se

Amran Cohen, Chapter 13 Trustee

Pro Se

Homecomings Financial LLC

Pro Se

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

Thursday, September 11, 2025

Hearing Room

6C

1:30 PM

CONT... Diana Sharaki

Chapter 13

Plaintiff(s):

Diana Amini Sharaki

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, September 11, 2025

Hearing Room

6C

1:30 PM

8:23-10979 Diana Sharaki

Chapter 13

Adv#: 8:25-01083 Sharaki v. Real Time Resolutions Inc. et al

#43.00 CONT. Status Conference re Complaint by Plaintiff: Diana Amini Sharaki against Defendants: Real Time Resolutions Inc. , RRACP Opportunity Trust 2 , ZBS Law LLP , Jeffrey I Golden, Chapter 7 Trustee , Amran Cohen, Chapter 13 Trustee , Homecomings Financial LLC . Nature of Suit: (41 (Objection / revocation of discharge - 727(c),(d),(e))) ,(21 (Validity, priority or extent of lien or other interest in property)) ,(62 (Dischargeability - 523(a)(2), false pretenses, false representation, actual fraud)) ,(67 (Dischargeability - 523(a)(4), fraud as fiduciary, embezzlement, larceny)) ,(02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy)))
(AMRANE COHEN DISMISSED ON 6/3/25)

EH__

From: 5/22/25, 8/28/25

[Tele. appr. James F. Lewin, rep. Defendants RRA CP OPPORTUNITY TRUST 2 & REAL TIME RESOLUTIONS, INC.]

[Tele. appr. Nichole Glowin, rep. Defendant ZBS Law, LLP]

Docket 1

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Diana Sharaki	Pro Se
---------------	--------

Defendant(s):

Real Time Resolutions Inc.	Pro Se
RRACP Opportunity Trust 2	Pro Se
ZBS Law LLP	Pro Se

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

Thursday, September 11, 2025

Hearing Room

6C

1:30 PM

CONT... Diana Sharaki

Chapter 13

Jeffrey I Golden, Chapter 7 Trustee Pro Se

Amran Cohen, Chapter 13 Trustee Pro Se

Homecomings Financial LLC Pro Se

Plaintiff(s):

Diana Amini Sharaki 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, September 11, 2025

Hearing Room 6C

1:30 PM

8:23-10979 Diana Sharaki

Chapter 13

Adv#: 8:25-01083 Sharaki v. Real Time Resolutions Inc. et al

#44.00 Notice of Motion for Master Protective and Emergency Motion to Vacate Void Judgment, Preserve Title, Enforce Discharge and Refer Fraud Under 18 U.S.C. Section 3057

EH __

Docket 100

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Diana Sharaki	Pro Se
---------------	--------

Defendant(s):

Real Time Resolutions Inc.	Represented By James F Lewin
----------------------------	---------------------------------

RRACP Opportunity Trust 2	Represented By James F Lewin
---------------------------	---------------------------------

ZBS Law LLP	Represented By Nichole Glowin
-------------	----------------------------------

Jeffrey I Golden, Chapter 7 Trustee	Pro Se
-------------------------------------	--------

Amran Cohen, Chapter 13 Trustee	Pro Se
---------------------------------	--------

Homecomings Financial LLC	Pro Se
---------------------------	--------

Plaintiff(s):

Diana Amini Sharaki	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, September 11, 2025

Hearing Room

6C

1:30 PM

CONT...

Diana Sharaki

Chapter 13

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

Thursday, September 11, 2025

Hearing Room

6C

1:30 PM

8:23-10979 Diana Sharaki

Chapter 13

#45.00 Notice of Motion for Master Protective and Emergency Motion to Vacate Void Judgment, Preserve Title, Enforce Discharge and Refer Fraud Under 18 U.S.C. Section 3057

EH __

Docket 136

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Diana Sharaki

Pro Se

Trustee(s):

Amrane (SA) Cohen (TR)

Pro Se