

**United States Bankruptcy Court
Central District of California
Los Angeles
Neil Bason, Presiding
Courtroom 1545 Calendar**

Tuesday, June 9, 2026

Hearing Room 1545

9:00 AM

2:00-000000

Chapter

- #0.00** Hearings in Judge Bason's courtroom (1545) are simultaneously:
- (1) in person in the courtroom, unless the Court has been closed (check the Court's website for public notices),
 - (2) via ZoomGov video, and
 - (3) via ZoomGov telephone.

You are free to choose any of these options, except that evidentiary hearings/trials must be in person in the courtroom (unless otherwise ordered). You do not need to call Chambers for advance approval or notice. ZoomGov appearances are free.

ZoomGov Instructions for all matters on today's calendar:

Meeting ID: 160 221 8870

Password: 573213

Meeting URL: <https://cacb.zoomgov.com/j/1602218870>

Telephone: +1 669-254-5252 or +1 646-828-7666 or 833-568-8864 (Toll Free)

Please connect at least 5 minutes before the start of your hearing, and wait with your microphone muted until your matter is called.

Chapter 13: Persons needing to contact the Chapter 13 Trustee's attorney, either prior to the hearing or during a recess, can call Kaleen Murphy, Esq. at (213) 996-4433.

Members of the public, including the press, are always welcome in person (except in rare instances when the courtroom is sealed) and they may also listen via telephone to non-evidentiary hearings, but must not view any hearings via video (per mandate of the AO).

Any audio or video recording is strictly prohibited. Official recordings are available for a small fee through the Clerk's Office.

Zoomgov hearing etiquette: (a) wait until the judge calls on you, so everyone is not talking at once; (b) when you first speak, state your name and, if you are an attorney, whom you represent (do not make your argument until asked to do so); (c) when you make your argument, please pause from time to time so that, for

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Chapter

example, the judge can ask a question or anyone else can make an objection;
(d) if the judge does not see that you want to speak, or forgets to call on you,
please say so when other parties have finished speaking (do not send a "chat"
message, which the judge might not see); and (e) please let the judge know if he
mispronounces your name, uses the wrong pronoun, etc.

Docket 0

Tentative Ruling:

- NONE LISTED -

**United States Bankruptcy Court
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Hearing Room 1545

10:00 AM

2:26-10037 Barbara Jo Baiz Rodriguez

Chapter 13

#1.00 Hrg re: Motion for Relief from Automatic Stay [RP]

U.S. BANK TRUST NATIONAL ASSOCIATION
vs
DEBTOR

Docket 38

***** VACATED *** REASON: Motion voluntarily dismissed on 5/19/26
(dkt. 45)**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Barbara Jo Baiz Rodriguez

Represented By
Leonard Pena

Movant(s):

U.S. Bank Trust National

Represented By
Shannon A Doyle

Trustee(s):

Kathy A Dockery (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
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Hearing Room 1545

10:00 AM

2:23-10720 Cayetano Fimbres, Jr.

Chapter 13

#2.00 Hrg re: Motion for Relief from Automatic Stay [RP]

SELECT PORTFOLIO SERVICING, INC
vs
DEBTOR

Docket 65

Tentative Ruling:

Appearances required. There is no tentative ruling, but the parties should be prepared to address:

- (a) whether the alleged arrears have been brought current
- (b) whether they will agree to the terms of an adequate protection order
- (c) the request of the Chapter 13 Trustee ("Trustee") to make Trustee the disbursing agent for payments to Movant (see Debtor's response, dkt. 73; Trustee's response, dkt. 70).

If you are making an appearance, you may do so (1) in person in the courtroom, unless the Court has been closed (check the Court's website for public notices), (2) via ZoomGov video, or (3) via ZoomGov telephone. For ZoomGov instructions for all matters on calendar, please see page 1 of the posted tentative rulings.

Party Information

Debtor(s):

Cayetano Fimbres Jr.

Represented By
Mark J Markus

Movant(s):

Select Portfolio Servicing, Inc.

Represented By
Theron S Covey
Sean C Ferry

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CONT... Cayetano Fimbres, Jr.

Chapter 13

Trustee(s):

Kathy A Dockery (TR)

Pro Se

**United States Bankruptcy Court
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Hearing Room 1545

10:00 AM

2:25-15661 Nicholas DeSean Hayden

Chapter 13

#3.00 Hrg re: Motion for Relief from Automatic Stay [RP]

BODGER PARK CONDOMINIUM HOA
vs
DEBTOR

Docket 49

Tentative Ruling:

Appearances required. There is no tentative ruling, but the parties should be prepared to address:

- (a) whether the alleged arrears have been brought current
- (b) whether they will agree to the terms of an adequate protection order
- (c) the request of the Chapter 13 Trustee ("Trustee") to make Trustee the disbursing agent for payments to Movant (see Trustee's response (dkt. 51)).

If you are making an appearance, you may do so (1) in person in the courtroom, unless the Court has been closed (check the Court's website for public notices), (2) via ZoomGov video, or (3) via ZoomGov telephone. For ZoomGov instructions for all matters on calendar, please see page 1 of the posted tentative rulings.

Party Information

Debtor(s):

Nicholas DeSean Hayden

Represented By
Raymond Perez

Movant(s):

Bodger Park Condominium HOA

Represented By
Neil B Katz

Trustee(s):

Kathy A Dockery (TR)

Pro Se

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CONT... Nicholas DeSean Hayden

Chapter 13

**United States Bankruptcy Court
Central District of California
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Hearing Room 1545

10:00 AM

2:26-12309 Oscar J. Cordova

Chapter 13

#4.00 Hrg re: Motion for Relief from Automatic Stay [RP]

FRANCES LARA
vs
DEBTOR

Docket 27

Tentative Ruling:

Grant in part and continue in part to 6/23/26 at 10:00 a.m., as set forth below.
Appearances are not required on 6/9/26.

Option for shortened time: This Court has selected a continued hearing date that contemplates *slightly* shortened notice (per Rule 9006) but that date is conditioned on the movant serving all papers on *the day after the current hearing date*. Alternatively, the movant may self-calendar a continued hearing on *regular* notice.

Option for interim/partial order: Movant may elect to lodge a proposed order granting the *partial* relief provided in this tentative ruling, but any such order must recite that a continued hearing has been set to consider additional relief (or, alternatively, that Movant no longer seeks additional relief and the Clerk's office is requested and directed to take the continued hearing off calendar).

If you are making an appearance, you may do so (1) in person in the courtroom, unless the Court has been closed (check the Court's website for public notices), (2) via ZoomGov video, or (3) via ZoomGov telephone. For ZoomGov instructions for all matters on calendar, please see page 1 of the posted Tentative Rulings.

Key documents reviewed (in addition to motion papers): N/A (no opposition on file as of the preparation of this tentative ruling)

The automatic stay does not apply

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Oscar J. Cordova

Chapter 13

The tentative ruling is that the automatic stay does not apply because, although Debtor claims ownership of the property in his schedules (see dkt. 12, PDF p. 4), the moving papers – to which Debtor has not responded – clearly establish that the property is owned by Mass Marketing, Inc. Lara Decl. (dkt. 27) PDF p. 10:6–11 and *id.* at Ex. B.

In the alternative and in addition, the tentative ruling is to grant relief from the automatic stay as follows.

Note regarding mootness: As provided in the posted "Procedures of Judge Bason" (available at www.cacb.uscourts.gov), the tentative ruling is that a motion for relief from the automatic stay is not mooted even when the tentative ruling is that the stay does not apply, for the following reasons:

a. Multiple, alternative grounds for relief should all be reached.

When a motion seeks the same relief on multiple alternative grounds, all of those grounds usually should be ruled on because a tentative or final ruling on any one ground might be reversed or altered later on. For example, movants often seek a ruling that the automatic stay does not prevent them from pursuing their remedies both (i) because the stay does not apply (*e.g.*, after dismissal of the bankruptcy case, per 11 U.S.C. §§ 349(b)(3), 362(c)) and alternatively (ii) because relief from the stay is appropriate (under 11 U.S.C. § 362(d)). If the first ground later turns out to be reversed or altered (*e.g.*, if a dismissal is vacated), the movant would be prejudiced if this Court had refused to reach the movant's alternative argument that the stay should be lifted. *See also, e.g., In re Krueger*, 88 B.R. 238, 241-42 (9th Cir. BAP 1988) (notwithstanding dismissal, stay held to continue due to lack of proper notice re dismissal).

b. Annulment, *in rem* relief, etc. Some matters always remain relevant, notwithstanding dismissal, closing of a case, or other grounds on which the stay might not currently exist. *See In re Aheong*, 276 B.R. 233 (9th Cir. BAP 2002).

For the foregoing reasons, the tentative ruling is that it is appropriate to address the following issues.

Termination

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CONT...

Oscar J. Cordova

Chapter 13

Terminate the automatic stay under 11 U.S.C. 362(d)(1) and (d)(2).

To the extent, if any, that the motion seeks to terminate the automatic stay in *other* past or pending bankruptcy cases, such relief is denied on the present record. See *In re Ervin* (Case No. 14-bk-18204-NB, docket no. 311).

Relief notwithstanding future bankruptcy cases

As to the requested relief that will remain effective notwithstanding any future bankruptcy case, continue the motion to the date and time set forth at the start of this tentative ruling, for service on MassMarketing, Inc., the entity that executed the documents through which the movant asserts its interest in the property. Reasons: See LBR 4001-1(c)(1)(B). In addition, Judge Bason has due process concerns about granting such relief without service on the person(s) whose interests may be most directly affected. See *generally Mullane v. Central Hanover Bank & Trust Co.*, 339 U.S. 306 (1950) (due process generally).

Retroactive relief

Deny the request for retroactive annulment of the stay because Judge Bason is not prepared to issue a blanket annulment with respect to whatever unspecified things might have occurred postpetition.

Effective date of relief

Grant the request to waive the 14-day stay provided by Rule 4001(a)(4) (Fed. R. Bankr. P.).

Co-debtor stay

Any co-debtor stay (11 U.S.C. 1301(c)) has not been shown to have any basis for any different treatment from the stay under 11 U.S.C. 362(a), so the tentative ruling is to grant the identical relief regarding any co-debtor stay.

Party Information

Debtor(s):

Oscar J. Cordova

Represented By
A Mina Tran

Movant(s):

Frances Lara

Represented By

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CONT... Oscar J. Cordova

Kathleen P March

Chapter 13

Trustee(s):

Kathy A Dockery (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
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10:00 AM

2:25-18637 Sharon Evadney Nicholas

Chapter 13

#5.00 Hrg re: Motion for Relief from Automatic Stay [RP]

CITIBANK N.A.
vs
DEBTOR

Docket 28

***** VACATED *** REASON: APO**

Tentative Ruling:

Party Information

Debtor(s):

Sharon Evadney Nicholas

Represented By
William G Cort

Movant(s):

Citibank, N.A., as Trustee, in trust

Represented By
Jennifer C Wong

Trustee(s):

Kathy A Dockery (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
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10:00 AM

2:25-16469 Andres Conejo, Jr.

Chapter 13

#6.00 Hrg re: Motion for Relief from Automatic Stay [PP]

TOYOTA MOTOR CREDIT CORPORATION
vs
DEBTOR

Docket 69

Tentative Ruling:

Grant as set forth below.

Proposed order(s): Unless otherwise ordered, Movant is directed to lodge proposed order(s) on the matter(s) addressed here via LOU within 7 days after the hearing date (per LBR 9021-1(b)(1)(B)).

Appearances are not required. (If you wish to contest the tentative ruling, see the Posted Procedures of Judge Bason, available at www.cacb.uscourts.gov, then search for "tentative rulings.")

If you are making an appearance, you may do so (1) in person in the courtroom, unless the Court has been closed (check the Court's website for public notices), (2) via ZoomGov video, or (3) via ZoomGov telephone. For ZoomGov instructions for all matters on calendar, please see page 1 of the posted Tentative Rulings.

Key documents reviewed (in addition to motion papers): N/A (no opposition on file as of the preparation of this tentative ruling)

Termination

Terminate the automatic stay under 11 U.S.C. 362(d)(1).

To the extent, if any, that the motion seeks to terminate the automatic stay in *other* past or pending bankruptcy cases, such relief is denied on the present record. See *In re Ervin* (Case No. 14-bk-18204-NB, docket no. 311).

Effective date of relief

Grant the request to waive the 14-day stay provided by Rule 4001(a)(4)

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CONT... **Andres Conejo, Jr.**
(Fed. R. Bankr. P.).

Chapter 13

Co-debtor stay

Any co-debtor stay (11 U.S.C. 1301(c)) has not been shown to have any basis for any different treatment from the stay under 11 U.S.C. 362(a), so the tentative ruling is to grant the identical relief regarding any co-debtor stay.

Party Information

Debtor(s):

Andres Conejo Jr.

Represented By
Bryn C Deb

Movant(s):

Toyota Motor Credit Corporation

Represented By
Kirsten Martinez

Trustee(s):

Kathy A Dockery (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
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Hearing Room 1545

10:00 AM

2:26-11197 Chang Rae Cho

Chapter 13

#7.00 Hrg re: Motion for Relief from Automatic Stay [PP]

TD BANK, N.A.
vs
DEBTOR

Docket 35

Tentative Ruling:

Appearances required. There is no tentative ruling, but the parties should be prepared to address:

- (a) whether the alleged arrears have been brought current
- (b) whether they will agree to the terms of an adequate protection order

(see Debtor's response (dkt. 37)).

If you are making an appearance, you may do so (1) in person in the courtroom, unless the Court has been closed (check the Court's website for public notices), (2) via ZoomGov video, or (3) via ZoomGov telephone. For ZoomGov instructions for all matters on calendar, please see page 1 of the posted tentative rulings.

Party Information

Debtor(s):

Chang Rae Cho

Represented By
Joshua Sternberg

Movant(s):

TD Bank, N.A.

Represented By
Sheryl K Ith

Trustee(s):

Kathy A Dockery (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
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10:00 AM

2:25-21009 Davon Jermell White

Chapter 13

#8.00 Hrg re: Motion for Relief from Automatic Stay [PP]

ALLY BANK
vs
DEBTOR

Docket 33

Tentative Ruling:

Grant as set forth below.

Proposed order(s): Unless otherwise ordered, Movant is directed to lodge proposed order(s) on the matter(s) addressed here via LOU within 7 days after the hearing date (per LBR 9021-1(b)(1)(B)).

Appearances are not required. (If you wish to contest the tentative ruling, see the Posted Procedures of Judge Bason, available at www.cacb.uscourts.gov, then search for "tentative rulings.")

If you are making an appearance, you may do so (1) in person in the courtroom, unless the Court has been closed (check the Court's website for public notices), (2) via ZoomGov video, or (3) via ZoomGov telephone. For ZoomGov instructions for all matters on calendar, please see page 1 of the posted Tentative Rulings.

Key documents reviewed (in addition to motion papers): N/A (no opposition on file as of the preparation of this tentative ruling)

Termination

Terminate the automatic stay under 11 U.S.C. 362(d)(1).

To the extent, if any, that the motion seeks to terminate the automatic stay in *other* past or pending bankruptcy cases, such relief is denied on the present record. See *In re Ervin* (Case No. 14-bk-18204-NB, docket no. 311).

Effective date of relief

Grant the request to waive the 14-day stay provided by Rule 4001(a)(4)

**United States Bankruptcy Court
Central District of California
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10:00 AM

CONT... **Davon Jermell White**
(Fed. R. Bankr. P.).

Chapter 13

Co-debtor stay

Any co-debtor stay (11 U.S.C. 1301(c)) has not been shown to have any basis for any different treatment from the stay under 11 U.S.C. 362(a), so the tentative ruling is to grant the identical relief regarding any co-debtor stay.

Party Information

Debtor(s):

Davon Jermell White

Represented By
Kevin T Simon

Movant(s):

Ally Bank

Represented By
Jennifer C Wong

Trustee(s):

Kathy A Dockery (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
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10:00 AM

2:26-12098 Jorge Herrera Garcia

Chapter 7

#9.00 Hrg re: Motion for Relief from Automatic Stay [PP]

TD BANK, N.A.
vs
DEBTOR

Docket 11

Tentative Ruling:

Grant.

Proposed order(s): Unless otherwise ordered, Movant is directed to lodge proposed order(s) on the matter(s) addressed here via LOU within 7 days after the hearing date (per LBR 9021-1(b)(1)(B)) .

Appearances are not required. (If you wish to contest the tentative ruling, see the Posted Procedures of Judge Bason, available at www.cacb.uscourts.gov, then search for "tentative rulings.")

If you are making an appearance, you may do so (1) in person in the courtroom, unless the Court has been closed (check the Court's website for public notices), (2) via ZoomGov video, or (3) via ZoomGov telephone. For ZoomGov instructions for all matters on calendar, please see page 1 of the posted Tentative Rulings.

Key documents reviewed (in addition to motion papers): N/A (no opposition on file as of the preparation of this tentative ruling)

Termination

Terminate the automatic stay under 11 U.S.C. 362(d)(1) and (d)(2).

To the extent, if any, that the motion seeks to terminate the automatic stay in *other* past or pending bankruptcy cases, such relief is denied on the present record. See *In re Ervin* (Case No. 14-bk-18204-NB, docket no. 311).

Effective date of relief

**United States Bankruptcy Court
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Hearing Room 1545

10:00 AM

CONT... Jorge Herrera Garcia Chapter 7

Grant the request to waive the 14-day stay provided by Rule 4001(a)(4)
(Fed. R. Bankr. P.).

Co-debtor stay

Any co-debtor stay (11 U.S.C. 1301(c)) has not been shown to have
any basis for any different treatment from the stay under 11 U.S.C. 362(a), so
the tentative ruling is to grant the identical relief regarding any co-debtor stay.

Party Information

Debtor(s):

Jorge Herrera Garcia

Represented By
Lauren M Foley

Movant(s):

TD Bank, N.A.

Represented By
Sheryl K Ith

Trustee(s):

Peter J Mastan (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
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Hearing Room 1545

10:00 AM

2:24-13448 Lavinia Trotter

Chapter 13

#10.00 Hrg re: Motion for Relief from Automatic Stay [PP]

NISSAN MOTOR ACCEPTANCE COMPANY, LLC
vs
DEBTOR

Docket 48

Tentative Ruling:

Grant.

Proposed order(s): Unless otherwise ordered, Movant is directed to lodge proposed order(s) on the matter(s) addressed here via LOU within 7 days after the hearing date (per LBR 9021-1(b)(1)(B)) .

Appearances are not required. (If you wish to contest the tentative ruling, see the Posted Procedures of Judge Bason, available at www.cacb.uscourts.gov, then search for "tentative rulings.")

If you are making an appearance, you may do so (1) in person in the courtroom, unless the Court has been closed (check the Court's website for public notices), (2) via ZoomGov video, or (3) via ZoomGov telephone. For ZoomGov instructions for all matters on calendar, please see page 1 of the posted Tentative Rulings.

Key documents reviewed (in addition to motion papers): N/A (no opposition on file as of the preparation of this tentative ruling)

Termination

Terminate the automatic stay under 11 U.S.C. 362(d)(1).

To the extent, if any, that the motion seeks to terminate the automatic stay in *other* past or pending bankruptcy cases, such relief is denied on the present record. See *In re Ervin* (Case No. 14-bk-18204-NB, docket no. 311).

Effective date of relief

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CONT... Lavinia Trotter

Chapter 13

Grant the request to waive the 14-day stay provided by Rule 4001(a)(4)
(Fed. R. Bankr. P.).

Co-debtor stay

Any co-debtor stay (11 U.S.C. 1301(c)) has not been shown to have
any basis for any different treatment from the stay under 11 U.S.C. 362(a), so
the tentative ruling is to grant the identical relief regarding any co-debtor stay.

Party Information

Debtor(s):

Lavinia Trotter

Represented By
Devin Sawdayi

Movant(s):

Nissan Motor Acceptance Company

Represented By
Kirsten Martinez

Trustee(s):

Kathy A Dockery (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
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2:25-20273 Ralph Charles Odirna

Chapter 7

#11.00 Hrg re: Motion for Relief from Automatic Stay [PP]

VW CREDIT LEASING, LTD
vs
DEBTOR

Docket 44

Tentative Ruling:

Grant as set forth below.

Proposed order(s): Unless otherwise ordered, Movant is directed to lodge proposed order(s) on the matter(s) addressed here via LOU within 7 days after the hearing date (per LBR 9021-1(b)(1)(B)).

Appearances are not required. (If you wish to contest the tentative ruling, see the Posted Procedures of Judge Bason, available at www.cacb.uscourts.gov, then search for "tentative rulings.")

If you are making an appearance, you may do so (1) in person in the courtroom, unless the Court has been closed (check the Court's website for public notices), (2) via ZoomGov video, or (3) via ZoomGov telephone. For ZoomGov instructions for all matters on calendar, please see page 1 of the posted Tentative Rulings.

Key documents reviewed (in addition to motion papers): N/A (no opposition on file as of the preparation of this tentative ruling)

Termination

Terminate the automatic stay under 11 U.S.C. 362(d)(1).

To the extent, if any, that the motion seeks to terminate the automatic stay in *other* past or pending bankruptcy cases, such relief is denied on the present record. See *In re Ervin* (Case No. 14-bk-18204-NB, docket no. 311).

Effective date of relief

Grant the request to waive the 14-day stay provided by Rule 4001(a)(4)

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10:00 AM

CONT... **Ralph Charles Odirna**
(Fed. R. Bankr. P.).

Chapter 7

Co-debtor stay

Any co-debtor stay (11 U.S.C. 1301(c)) has not been shown to have any basis for any different treatment from the stay under 11 U.S.C. 362(a), so the tentative ruling is to grant the identical relief regarding any co-debtor stay.

Party Information

Debtor(s):

Ralph Charles Odirna

Represented By
Stephen L Burton

Movant(s):

VW Credit Leasing, LTD.

Represented By
Kirsten Martinez

Trustee(s):

David M Goodrich (TR)

Pro Se

**United States Bankruptcy Court
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10:00 AM

2:24-17174 Santiago Mayorga and Veronica Mayorga

Chapter 13

#12.00 Hrg re: Motion for Relief from Automatic Stay [PP]

GLOBAL LENDING SERVICES, LLC
vs
DEBTOR

Docket 44

Tentative Ruling:

Appearances required. There is no tentative ruling, but the parties should be prepared to address:

- (a) whether the alleged arrears have been brought current
- (b) whether they will agree to the terms of an adequate protection order

(see Debtors' response, dkt. 46).

If you are making an appearance, you may do so (1) in person in the courtroom, unless the Court has been closed (check the Court's website for public notices), (2) via ZoomGov video, or (3) via ZoomGov telephone. For ZoomGov instructions for all matters on calendar, please see page 1 of the posted tentative rulings.

Party Information

Debtor(s):

Santiago Mayorga

Represented By
D Justin Harelik

Joint Debtor(s):

Veronica Mayorga

Represented By
D Justin Harelik

Movant(s):

Global Lending Services LLC

Represented By
Kirsten Martinez

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CONT... Santiago Mayorga and Veronica Mayorga

Chapter 13

Trustee(s):

Kathy A Dockery (TR)

Pro Se

**United States Bankruptcy Court
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10:00 AM

2:26-14443 Luis Herrera

Chapter 7

#13.00 Hrg re: Motion for Relief from Automatic Stay [UD]

FMT 26,LLC
vs
DEBTOR

Docket 9

Tentative Ruling:

Grant as set forth below.

Proposed order(s): Unless otherwise ordered, Movant is directed to lodge proposed order(s) on the matter(s) addressed here via LOU within 7 days after the hearing date (per LBR 9021-1(b)(1)(B)).

Appearances are not required. (If you wish to contest the tentative ruling, see the Posted Procedures of Judge Bason, available at www.cacb.uscourts.gov, then search for "tentative rulings.")

If you are making an appearance, you may do so (1) in person in the courtroom, unless the Court has been closed (check the Court's website for public notices), (2) via ZoomGov video, or (3) via ZoomGov telephone. For ZoomGov instructions for all matters on calendar, please see page 1 of the posted Tentative Rulings.

Key documents reviewed (in addition to motion papers): N/A (no opposition on file as of the preparation of this tentative ruling)

Termination

Terminate the automatic stay under 11 U.S.C. 362(d)(1) and (d)(2).

To the extent, if any, that the motion seeks to terminate the automatic stay in *other* past or pending bankruptcy cases, such relief is denied on the present record. See *In re Ervin* (Case No. 14-bk-18204-NB, docket no. 311).

Effective date of relief

The 14-day stay provided by Rule 4001(a)(4) (Fed. R. Bankr. P.)

**United States Bankruptcy Court
Central District of California
Los Angeles
Neil Bason, Presiding
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Tuesday, June 9, 2026

Hearing Room 1545

10:00 AM

CONT... **Luis Herrera**
applies.

Chapter 7

Co-debtor stay

Any co-debtor stay (11 U.S.C. 1301(c)) has not been shown to have any basis for any different treatment from the stay under 11 U.S.C. 362(a), so the tentative ruling is to grant the identical relief regarding any co-debtor stay.

Party Information

Debtor(s):

Luis Herrera

Pro Se

Movant(s):

FMT 26, LLC

Represented By
Jeffrey J Hagen

Trustee(s):

John P Pringle (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Neil Bason, Presiding
Courtroom 1545 Calendar**

Tuesday, June 9, 2026

Hearing Room 1545

10:00 AM

2:26-14699 William Richard Smith, Jr.

Chapter 13

#14.00 Hrg re: Motion in Individual Case for Order
Imposing a Stay or Continuing the Automatic
Stay as the Court Deems Appropriate

Docket 7

Tentative Ruling:

Grant, subject to the following conditions. Appearances are not required. (If you wish to contest the tentative ruling, see the Posted Procedures of Judge Bason, available at www.cacb.uscourts.gov, then search for "tentative rulings.").

If you are making an appearance, you may do so (1) in person in the courtroom, unless the Court has been closed (check the Court's website for public notices), (2) via ZoomGov video, or (3) via ZoomGov telephone. For ZoomGov instructions for all matters on calendar, please see page 1 of the posted tentative rulings.

Key documents reviewed (in addition to motion papers): N/A (no opposition on file as of the preparation of this tentative ruling)

The tentative ruling is that a statutory presumption of lack of good faith arises on two separate grounds: (x) under 11 U.S.C. 362(c)(3)(C)(i)(II)(cc) (failure to perform the terms of a plan confirmed by the court in prior case no. 2:19-bk-17796-NB, dkt. 65 & 238) and (y) under 11 U.S.C. 362(c)(3)(C)(ii) (motion for relief from the automatic stay that was resolved by an order modifying and conditioning the automatic stay prior case) (*id.*, dkt. 72)).

Debtor testifies that after making \$63,924.00 in plan payments in his prior case, he fell behind on payments after issues arose in the transportation business that he operated with his father. Smith Decl. (dkt. 7) PDF p. 10:7–17. Debtor testifies that he has launched a new transportation business that no longer involves his father and provides him greater control over his income. *Id.* at PDF p. 10:18–22. The tentative ruling is that Debtor's testimony provides sufficiently "clear and convincing evidence" to rebut the statutory presumption that this case was "filed not in good faith," 11 U.S.C.

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CONT... William Richard Smith, Jr.

Chapter 13

362(c)(3)(C).

To the extent this Court maintains this tentative ruling, this Court will prepare an order continuing the automatic stay including the following language (Judge Bason's standard terms and conditions):

The stay of 11 U.S.C. 362(a) applies subject to the following modifications and conditions:

(1) Service and reconsideration. Any party in interest who was not timely served in accordance with FRBP 7004 (incorporated by FRBP 9014(b)) is hereby granted through 14 days after proper service to seek reconsideration, including retroactive relief (under FRBP 9023 and/or 9024). Any such person (a) may set a hearing on 14 days' notice, (b) may appear by telephone (if arrangements are made per Judge Bason's posted procedures), and (c) may present all arguments orally at the hearing (*i.e.*, no written argument is required). If written arguments appear necessary then this court will set a briefing schedule at the hearing.

(2) Reasons. (a) It appears appropriate to continue/impose the automatic stay, and to continue/impose it as to all persons rather than just as to selected persons, because one purpose of the automatic stay is preventing a "race to collect" that could unfairly advantage some creditors at the expense of others. (b) To prevent possible abuse, this Court provides the foregoing simple process for reconsideration.

(3) Very limited ruling. This Court's tentative ruling to grant the foregoing relief is solely for purposes of this motion, and is not intended to have any binding effect with respect to any future assertions by any party in interest regarding the existence or lack of existence of good faith in any other context.

Party Information

Debtor(s):

William Richard Smith Jr.

Represented By
Kevin T Simon

Movant(s):

William Richard Smith Jr.

Represented By
Kevin T Simon

**United States Bankruptcy Court
Central District of California
Los Angeles
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10:00 AM

CONT... William Richard Smith, Jr.

Chapter 13

Kevin T Simon
Kevin T Simon
Kevin T Simon
Kevin T Simon

Trustee(s):

Kathy A Dockery (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Neil Bason, Presiding
Courtroom 1545 Calendar**

Tuesday, June 9, 2026

Hearing Room 1545

10:00 AM

2:24-14514 Arman Janshiyan and Taguhi Asatryan

Chapter 13

#15.00 Cont'd hrg re: Motion for Relief from Automatic Stay [RP]
fr. 3/24/26, 4/21/26, 5/12/26

PLANET HOME LENDING, LLC
vs
DEBTOR

Docket 73

***** VACATED *** REASON: APO**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Arman Janshiyan

Represented By
Alla Tenina

Joint Debtor(s):

Taguhi Asatryan

Represented By
Alla Tenina

Movant(s):

Planet Home Lending, LLC

Represented By
Jennifer C Wong

Trustee(s):

Kathy A Dockery (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
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Tuesday, June 9, 2026

Hearing Room 1545

10:00 AM

2:25-20863 Billy Bruce Rubio

Chapter 13

#16.00 Cont'd hrg re: Motion for Relief from Automatic Stay [RP]
fr. 5/12/26

NEWREZ LLC AS SERVICER FOR THE BANK
OF MELLON FKA THE BANK OF NEW YORK
vs
DEBTOR

Docket 47

Tentative Ruling:

Tentative Ruling for 6/9/26:

Appearances required.

At the hearing on 5/12/26 this Court was persuaded to continue this matter to today. There is no tentative ruling but the parties should be prepared to address the current status of this matter, and whether this Court should set any briefing schedules, any hearings, or any other procedures.

If you are making an appearance, you may do so (1) in person in the courtroom, unless the Court has been closed (check the Court's website for public notices), (2) via ZoomGov video, or (3) via ZoomGov telephone. For ZoomGov instructions for all matters on calendar, please see page 1 of the posted tentative rulings.

Tentative Ruling for 5/12/26:

Appearances required. There is no tentative ruling, but the parties should be prepared to address:

- (a) whether the alleged arrears have been brought current
- (b) whether they will agree to the terms of an adequate protection order
- (c) the request of the Chapter 13 Trustee ("Trustee") to make Trustee the disbursing agent for payments to Movant (see Trustee's response (dkt. 51)).

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Hearing Room 1545

10:00 AM

CONT... Billy Bruce Rubio

Chapter 13

If you are making an appearance, you may do so (1) in person in the courtroom, unless the Court has been closed (check the Court's website for public notices), (2) via ZoomGov video, or (3) via ZoomGov telephone. For ZoomGov instructions for all matters on calendar, please see page 1 of the posted tentative rulings.

Party Information

Debtor(s):

Billy Bruce Rubio

Represented By
Richard T Baum

Movant(s):

NewRez LLC as servicer for THE

Represented By
Dane W Exnowski

Trustee(s):

Kathy A Dockery (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Neil Bason, Presiding
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Tuesday, June 9, 2026

Hearing Room 1545

10:00 AM

2:25-10324 Dennis Earl Rufus, Sr. and Liz Aase Rufus

Chapter 13

#17.00 Cont'd hrg re: Motion for Relief from Automatic Stay [RP]
fr. 3/24/26, 5/12/26

NEW AMERICAN FUNDING, LLC
vs
DEBTOR

Docket 50

Tentative Ruling:

Tentative Ruling for 6/9/26:

At the hearing on 5/12/26 this Court was persuaded to continue this matter to today. There is no tentative ruling but the parties should be prepared to address the current status of this matter, and whether this Court should set any briefing schedules, any hearings, or any other procedures. Appearances required.

If you are making an appearance, you may do so (1) in person in the courtroom, unless the Court has been closed (check the Court's website for public notices), (2) via ZoomGov video, or (3) via ZoomGov telephone. For ZoomGov instructions for all matters on calendar, please see page 1 of the posted tentative rulings.

Tentative Ruling for 5/12/26:

At the hearing on 3/24/26 this Court was persuaded to continue this matter to today. There is no tentative ruling but the parties should be prepared to address the current status of this matter, and whether this Court should set any briefing schedules, any hearings, or any other procedures. Appearances required.

If you are making an appearance, you may do so (1) in person in the courtroom, unless the Court has been closed (check the Court's website for public notices), (2) via ZoomGov video, or (3) via ZoomGov telephone. For ZoomGov instructions for all matters on calendar, please see page 1 of the posted tentative rulings.

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Hearing Room 1545

10:00 AM

CONT... Dennis Earl Rufus, Sr. and Liz Aase Rufus

Chapter 13

Tentative Ruling for 3/24/26:

Appearances required. There is no tentative ruling, but the parties should be prepared to address:

- (a) whether the alleged arrears have been brought current
- (b) whether they will agree to the terms of an adequate protection order
- (c) the request of the Chapter 13 Trustee ("Trustee") to make Trustee the disbursing agent for payments to Movant (see Trustee's response, dkt. 53).

If you are making an appearance, you may do so (1) in person in the courtroom, unless the Court has been closed (check the Court's website for public notices), (2) via ZoomGov video, or (3) via ZoomGov telephone. For ZoomGov instructions for all matters on calendar, please see page 1 of the posted tentative rulings.

Party Information

Debtor(s):

Dennis Earl Rufus Sr.

Represented By
Julie J Villalobos

Joint Debtor(s):

Liz Aase Rufus

Represented By
Julie J Villalobos

Movant(s):

New American Funding, LLC and its

Represented By
Christina J Khil

Trustee(s):

Kathy A Dockery (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
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Tuesday, June 9, 2026

Hearing Room 1545

10:00 AM

2:23-11247 Edmund Lincoln Anderson

Chapter 13

#18.00 Cont'd hrg re: Motion for Relief from Automatic Stay [RP]
fr. 12/2/25, 01/20/26, 3/24/26, 4/21/26

HSBC BANK USA NATIONAL ASSOCIATION
vs
DEBTOR

Docket 208

Tentative Ruling:

Tentative Ruling for 6/9/26:

Appearances required.

At the hearing on 4/21/26 this Court was persuaded to continue this matter to today. The tentative ruling is (A) to direct Debtor to make adequate protection payments to Movant no later than **the 15th day of each month** in the amount of **\$4,800.00** pursuant to a standard form of adequate protection order ("APO"); (B) to set a **deadline of 12/16/26** for Debtor to **close a refinance or sale** of the property at 1932 Rochester Circle, Los Angeles, CA 90018 (aka 1932 West 37th Place) (the "Property"), unless mooted by a loan modification agreement ("LoanMod"), forbearance agreement, or other voluntary extension of time or adjustment by Movant; and (C) to set a continued hearing on 8/11/26 at 10:00 a.m. to monitor progress and provide any different or additional relief if warranted.

Proposed order(s): Unless otherwise ordered, Movant is directed to lodge proposed order(s) on the matter(s) addressed here via LOU within 7 days after the hearing date (per LBR 9021-1(b)(1)(B)) and attach a copy of this tentative ruling, thereby incorporating it as this Court's actual ruling.

(1) Background

Debtor has filed six prior bankruptcy petitions in 2008, 2010 (twice), 2015, 2018, and 2019 (as reflected at the start of the docket in this case). This Court dismissed the 2019 case on 11/26/19, with a 180-day bar for willful failure to appear in proper prosecution of that case (11 U.S.C. 109(g)(1)); but

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CONT... Edmund Lincoln Anderson

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this Court was later persuaded (just barely) that Debtor's lack of proper prosecution was not "willful," that he had demonstrated a willingness to sell certain properties and make payments to retain others in which he has been renting out rooms, and that, if permitted to file this current bankruptcy case, he had demonstrated a willingness to prosecute it diligently. See *In re Anderson* (Case No. 2:19-bk-19017-NB), Mem. Dec. (dkt. 68).

On 3/4/23 Debtor filed this current bankruptcy case. Eventually, on 4/25/25, Debtor was able at long last to obtain an order (dkt. 177) confirming his (8th amended) Chapter 13 Plan filed on 4/9/25. That Plan provides for a 100% dividend to creditors, and as to Movant's debt secured by the Property the Plan provides that Debtor's intention is to "Keep" or "Sell" the Property with the following "Notes":

Loan modification of arrears ("LoanMod").[.] If LoanMod fails then sell.[.] Make regular [monthly] payments outside of plan [which is a common misnomer for making payments directly to the creditor rather than through the Chapter 13 Trustee, thereby saving the expense of paying the Trustee's commission on each payment]. [Plan (dkt. 168) at PDF p. 17 of 20 (first line of chart) (emphasis added).]

On 10/29/25 Movant filed its motion for relief from the automatic stay regarding the Property for "cause" under 11 U.S.C. 362(d)(1) based on missed postpetition payments (dkt. 208, the "R/S Motion"). On 11/18/25 Debtor, acting through his then-attorney, filed an Opposition (dkt. 219). That Opposition made two arguments.

First, the Opposition argued that Debtor had belatedly sought a LoanMod on the very same day as the Opposition was filed - over six months after the Plan was filed on 4/9/25 and after the Plan was confirmed on 4/25/25. The LoanMod request includes a cover letter bearing a purported date of 11/13/25 (Opp. (dkt. 219) at Ex. 1, PDF p. 5), but the enclosed LoanMod application itself is dated 11/18/25. *Id.* at PDF p. 11. In other words, it appears that Debtor had not diligently prosecuted any LoanMod request up to the date of the Opposition.

Second, the Opposition argued that Movant is adequately protected by an equity cushion, based on Debtor's citation of well established and binding authority that a 20% equity cushion generally is considered adequate protection, and Debtor's estimate that the Property is worth \$2 million, the debt (at that time, allegedly) was \$1,202,657.30, "leaving an equity cushion of

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CONT... Edmund Lincoln Anderson

Chapter 13

\$797,342.70," resulting in "a 66% equity cushion (\$797,342.70/\$1,202,657.30)." *Id.* (dkt. 219) p. 2:4-10.

The R/S Motion has come on for hearing on 12/2/25, 01/20/26, 3/24/26, and 4/21/26, and at those hearings this Court has agreed with Debtor that the equity cushion provides adequate protection, but this Court has also noted that "cause" in 11 U.S.C. 362(d)(1) is defined as "including," but is not limited to, a lack of adequate protection. See 11 U.S.C. 102(3) (the word "including" is "not limiting"). This Court has ruled that Debtor cannot simply "park" in bankruptcy and do nothing to pay Movant and either obtain a LoanMod or sell the Property, as provided in the Plan, or alternatively moot the disputes with Movant by obtaining a refinance.

This Court takes judicial notice that, even with the adequate protection of an equity cushion, delays cause substantial harm to any lender that are only partially offset by accruing interest and other charges. That is because the original interest rate was set based on projected risks as of the inception of the loan, which undoubtedly included some delays but not undue delays beyond what a lender could reasonably expect a bankruptcy case to impose. When any lender has a non-performing loan on its books, that increases all sort of other expenses such as the lender's own cost of borrowing funds, or increased reserves that it needs to set aside to cover potential losses (meaning that the reserved funds cannot be lent out to create performing loans that generate profit, but instead must be held aside and not generate such profits). In other words, this Court reiterates that Debtor cannot simply "park" in bankruptcy without diligently prosecuting this case, including his promises in his confirmed Plan to seek a LoanMod or else sell the Property (or moot any disputes with Movant by obtaining a refinance or other alternative, if that is possible).

True, Debtor has asserted (as this Court understands his papers and oral arguments) that delays in the LoanMod process have been beyond his control because (X) the loan held by Movant was made to Debtor's mother, not Debtor, so any LoanMod would have to substitute Debtor as the borrower in place of his mother, and (Y) probate proceedings have been complicated by Debtor's mother's transfer of fractional interests in the Property to Debtor and other persons (all of whose interests Debtor allegedly seeks to protect). See Debtor Decl. (dkt. 235). This Court recognizes that all of these things can be complicated, but that is all the more reason to have started the LoanMod process quickly, and to have attempted sooner than now to work with Movant

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CONT... Edmund Lincoln Anderson

Chapter 13

to determine what modifications to the loan might be acceptable to Movant.

Based on all of the foregoing, this Court has granted a number of continuances, but at the last hearing (on 4/21/26) it appeared to this Court that the parties had different versions of events regarding the progress and status of the LoanMod application, so this Court directed the parties to use the "LMM" platform for which a link is provided on this Court's website, which provides transparency and monitoring by an independent third party. This Court set deadlines that were confirmed by Movant's written notice served on Debtor (dkt. 238): (x) a deadline of 5/12/26 for Debtor to "register for the LMM [program] on the Court's website" and (y) a deadline of 5/26/26 for Debtor to "file and serve a Declaration with supporting evidence of his current cash flow and other supporting evidence demonstrating to [sic] support a Chapter 13 exit strategy of either a refinance or loan modification of the Subject Property." (Emphasis added.)

(2) Current status

On 5/29/26 Debtor filed a motion to commence a LoanMod on this Court's local form, but that is different from "register[ing] for the LMM [program] on the Court's website" (Notice, dkt. 238, p. 2:11-21); it is well after the deadline of 5/12/26 to do so; and, as Movant points out (dkt. 242, p. 3:18-22 & p. 4:1-3), there is no evidence from Debtor regarding whether there is any currently pending LoanMod application or the status of that application. See also Debtor Decl. (dkt. 240).

In other words, there is still no evidence that Debtor has done anything to move forward with his alleged and very, very belated attempts to comply with his Plan by seeking a LoanMod. True, this Court notes that there is no evidence from Movant either. That is particularly disappointing because, as this Court attempted to make clear at the hearing on 4/21/26, the whole point of this Court's order to both parties to use the LMM platform was that it would provide transparency. In other words, both parties could have filed declarations attaching printouts from that platform, to show what has or has not been submitted by either party (as parties have done in other cases before this Court).

Nevertheless, despite Movant's lack of evidence, the initial burden is on Debtor to provide evidence of progress on his LoanMod. The tentative ruling is that Debtor has failed to do so, despite many months since his Plan was confirmed (not to mention all the months before then in this case and his prior

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CONT... Edmund Lincoln Anderson

Chapter 13

bankruptcy cases when he could have been seeking a LoanMod).

Therefore, the tentative ruling is that Movant has shown "cause" for some type of relief, although the type of relief is subject to the broad discretion of this Court. As set forth at the start of this tentative ruling, this Court believes that it is appropriate to require Debtor to make adequate protection payments to Movant under a standard APO and also for this Court to set a deadline for Debtor to refinance or sell the Property, as he committed to do in his confirmed Plan if he could not obtain a LoanMod.

(3) Form of APO, and specific terms for sale or refiances

The tentative ruling is to set the dollar amount of monthly adequate protection payments that was requested by Debtor. See Debtor LMM Motion (dkt. 241) at PDF p. 3. True, that is less (Debtor calculates that it is 20% less) than the regular monthly payments that Debtor promised to keep making under his confirmed Plan. But the tentative ruling is that the lesser payment is sufficient for the limited purposes of addressing Movant's "cause" for relief from the automatic stay (11 U.S.C. 362(d)(1)) and whether to "condition," "modify" or otherwise grant limited relief from the automatic stay, despite the equity cushion protecting Movant.

In other respects, the tentative ruling is that the APO should be in the standard form. In other words, it should include a 10 day period to cure any default after written notice; no more than three opportunities to fall behind and cure any default; termination of the automatic stay upon Movant's declaration confirming an uncured default after notice; etc.

As for the refinance or sale of the Property, this Court emphasizes that the deadline set forth at the start of this tentative ruling is the deadline to **close** such a transaction. This means that Debtor will need to proceed on parallel tracks of (x) seeking a LoanMod and (y) moving forward with attempts to refinance or sell the Property.

This Court recognizes that any refinance or sale might be difficult (given the probate proceedings, the divided ownership of the Property, etc.). But the Bankruptcy Code includes tools to address many such obstacles.

For example, the Code provides for a non-consensual sale of co-owned property, and sales free and clear of disputed liens if the proceeds are held aside in a "lock-box" account or are similarly protected. Therefore, if Debtor truly intends to abide by his commitments in the Plan, he has tools with which to do so, although he had better start doing so right away if he is

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CONT... Edmund Lincoln Anderson

Chapter 13

going to meet the tentative deadline set forth at the start of this tentative ruling. See, e.g., 11 U.S.C. 363(b), (f), & (h). In addition, some types of relief will require a Complaint initiating an adversary proceeding. See Rule 7001(b), (c), & (i) (Fed. R. Bankr. P.).

Debtor might be able to make any sale or refinance much easier by obtaining co-owners' voluntary consent. But he is cautioned not to rely on that and, again, to proceed along parallel paths.

Finally, Debtor is once again encouraged to attempt to retain a capable bankruptcy attorney.

If you are making an appearance, you may do so (1) in person in the courtroom, unless the Court has been closed (check the Court's website for public notices), (2) via ZoomGov video, or (3) via ZoomGov telephone. For ZoomGov instructions for all matters on calendar, please see page 1 of the posted tentative rulings.

Tentative Ruling for 4/21/26:

Appearances required.

At the hearing on 3/24/26 this Court was persuaded to continue this matter to today. There is no tentative ruling but the parties should be prepared to address the current status of this matter, and whether this Court should set any briefing schedules, any hearings, or any other procedures.

If you are making an appearance, you may do so (1) in person in the courtroom, unless the Court has been closed (check the Court's website for public notices), (2) via ZoomGov video, or (3) via ZoomGov telephone. For ZoomGov instructions for all matters on calendar, please see page 1 of the posted tentative rulings.

Tentative Ruling for 3/24/26:

Appearances required.

At the hearing on 1/20/26 this Court was persuaded to continue this matter to today. There is no tentative ruling but the parties should be prepared to address the current status of this matter, and whether this Court should set any briefing schedules, any hearings, or any other procedures.

If you are making an appearance, you may do so (1) in person in the

**United States Bankruptcy Court
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10:00 AM

CONT... Edmund Lincoln Anderson

Chapter 13

courtroom, unless the Court has been closed (check the Court's website for public notices), (2) via ZoomGov video, or (3) via ZoomGov telephone. For ZoomGov instructions for all matters on calendar, please see page 1 of the posted tentative rulings.

Tentative Ruling for 1/20/26:

Appearances required.

At the hearing on 12/2/25 this Court was persuaded to continue this matter to today. There is no tentative ruling but the parties should be prepared to address the current status of this matter, and whether this Court should set any briefing schedules, any hearings, or any other procedures.

If you are making an appearance, you may do so (1) in person in the courtroom, unless the Court has been closed (check the Court's website for public notices), (2) via ZoomGov video, or (3) via ZoomGov telephone. For ZoomGov instructions for all matters on calendar, please see page 1 of the posted tentative rulings.

Tentative Ruling for 12/2/25:

Appearances required. There is no tentative ruling, but the parties should be prepared to address:

- (a) whether the alleged arrears have been brought current
- (b) whether they will agree to the terms of an adequate protection order
- (c) the request of the Chapter 13 Trustee ("Trustee") to make Trustee the disbursing agent for payments to Movant (see Debtor's response, dkt. 219; Trustee's response, dkt. 210).

If you are making an appearance, you may do so (1) in person in the courtroom, unless the Court has been closed (check the Court's website for public notices), (2) via ZoomGov video, or (3) via ZoomGov telephone. For ZoomGov instructions for all matters on calendar, please see page 1 of the posted tentative rulings.

Party Information

Debtor(s):

Edmund Lincoln Anderson

Pro Se

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CONT... Edmund Lincoln Anderson

Chapter 13

Movant(s):

HSBC Bank USA National

Represented By
Theron S Covey
Sean C Ferry
David Coats
Sarah Arlene Dooley-Lewis
Shana Stark

Trustee(s):

Kathy A Dockery (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Neil Bason, Presiding
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Tuesday, June 9, 2026

Hearing Room 1545

10:00 AM

2:25-14735 Vahan Avetisyan

Chapter 13

#19.00 Cont'd hrg re: Motion for Relief from Automatic Stay [RP]
fr. 5/12/26

U.S. BANK NATIONAL ASSOCIATION
VS
DEBTOR

Docket 42

***** VACATED *** REASON: APO**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Vahan Avetisyan

Represented By
Vahe Khojayan

Movant(s):

U.S. Bank National Association

Represented By
Jennifer C Wong

Trustee(s):

Kathy A Dockery (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
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Tuesday, June 9, 2026

Hearing Room 1545

10:00 AM

2:25-17876 Marcia Bautista Bracamonte

Chapter 13

#20.00 Cont'd hrg re: Motion for Relief from Automatic Stay [PP]
fr. 5/12/26

AMERICAN HONDA FINANCE CORPORATION
vs
DEBTOR

Docket 36

Tentative Ruling:

Tentative Ruling for 6/9/26:

At the hearing on 5/12/26 this Court was persuaded to continue this matter to today. There is no tentative ruling but the parties should be prepared to address the current status of this matter, and whether this Court should set any briefing schedules, any hearings, or any other procedures. Appearances required.

If you are making an appearance, you may do so (1) in person in the courtroom, unless the Court has been closed (check the Court's website for public notices), (2) via ZoomGov video, or (3) via ZoomGov telephone. For ZoomGov instructions for all matters on calendar, please see page 1 of the posted tentative rulings.

Tentative Ruling for 5/12/26:

Grant as set forth below.

Proposed order(s): Unless otherwise ordered, Movant is directed to lodge proposed order(s) on the matter(s) addressed here via LOU within 7 days after the hearing date (per LBR 9021-1(b)(1)(B)).

Appearances are not required. (If you wish to contest the tentative ruling, see the Posted Procedures of Judge Bason, available at www.cacb.uscourts.gov, then search for "tentative rulings.")

If you are making an appearance, you may do so (1) in person in the courtroom, unless the Court has been closed (check the Court's website for

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CONT... Marcia Bautista Bracamonte

Chapter 13

public notices), (2) via ZoomGov video, or (3) via ZoomGov telephone. For ZoomGov instructions for all matters on calendar, please see page 1 of the posted Tentative Rulings.

Key documents reviewed (in addition to motion papers): N/A (no opposition on file as of the preparation of this tentative ruling)

Termination

Terminate the automatic stay under 11 U.S.C. 362(d)(1).

To the extent, if any, that the motion seeks to terminate the automatic stay in *other* past or pending bankruptcy cases, such relief is denied on the present record. See *In re Ervin* (Case No. 14-bk-18204-NB, docket no. 311).

Effective date of relief

Grant the request to waive the 14-day stay provided by Rule 4001(a)(4) (Fed. R. Bankr. P.).

Co-debtor stay

Any co-debtor stay (11 U.S.C. 1301(c)) has not been shown to have any basis for any different treatment from the stay under 11 U.S.C. 362(a), so the tentative ruling is to grant the identical relief regarding any co-debtor stay.

Party Information

Debtor(s):

Marcia Bautista Bracamonte

Represented By
Devin Sawdayi

Movant(s):

American Honda Finance

Represented By
Jennifer C Wong

Trustee(s):

Kathy A Dockery (TR)

Pro Se

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2:25-10830 Fenik Hacobian

Chapter 7

#1.00 Hrg re: Motion to Convert Case to Chapter 13

Docket 54

Tentative Ruling:

Grant.

Proposed order(s): Unless otherwise ordered, Movant is directed to lodge proposed order(s) on the matter(s) addressed here via LOU within 7 days after the hearing date (per LBR 9021-1(b)(1)(B)) and attach a copy of this tentative ruling, thereby incorporating it as this Court's actual ruling.

Appearances are not required. (If you wish to contest the tentative ruling, see the Posted Procedures of Judge Bason, available at www.cacb.uscourts.gov, then search for "tentative rulings.")

If you are making an appearance, you may do so (1) in person in the courtroom, unless the Court has been closed (check the Court's website for public notices), (2) via ZoomGov video, or (3) via ZoomGov telephone. For ZoomGov instructions for all matters on calendar, please see page 1 of the posted Tentative Rulings.

Key documents reviewed: Motion to convert (dkt. 54), notice (dkt. 55), declarations (dkt. 61 and 62).

Analysis:

This Court agrees with the analysis of the court in *In re Matter of Johnson* that a bankruptcy court has discretion to grant a debtor's request to reconvert to Chapter 13 after a case is converted from Chapter 13 to Chapter 7. See *In re Matter of Johnson*, 116 B.R. 224, 225-27 (Bankr. D. Idaho 1990); see also *In re Dahl*, 2016 WL 104975 (Bankr. D. Minn. 2016) (court has discretion to permit reconversion to Chapter 13 in "appropriate circumstances"); *In re Harris*, 497 B.R. 652 (Bankr. D. Mass. 2013) (reconversion is permitted, but the motion to reconvert will be closely scrutinized); *In re Povah*, 455 B.R. 328 (Bankr. D. Mass. 2011) (holding that

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CONT... Fenik Hacobian

Chapter 7

the court has discretion to permit reconversion in appropriate circumstances, but such a request must "be closely scrutinized"); *In re Johnson*, 376 B.R. 763 (Bankr. D. N.M. 2007); *In re Anderson*, 354 B.R. 766 (Bankr. D. S.C. 2006) (holding that § 706(a) precludes reconversion as a matter of right but does not preclude reconversion upon notice and a hearing); *In re Masterson*, 141 B.R. 84 (Bankr. E.D. Pa. 1992). Prior to conversion from Chapter 13 to Chapter 7, Debtor confirmed a Chapter 13 Plan and timely made all required plan payments. Based thereon, as well as Debtor's testimony regarding the availability of funds on hand to make the plan payments that were required had her case not been converted to Chapter 7, the attested reasons for the prior conversion to Chapter 7, and the change in circumstances regarding Debtor's alleged 2026 tax liability, this Court exercises its discretion to reconvert this case to Chapter 13.

With respect to Debtor's stated intention to modify her previously confirmed plan, Debtor is cautioned that her previously confirmed Chapter 13 plan is no longer binding. *See Harris v. Viegelahn*, 575 U.S. 510, 520 (2015): ("When a debtor exercises his statutory right to convert, the case is placed under Chapter 7's governance, and no Chapter 13 provision holds sway. § 103(i) ('Chapter 13 . . . applies only in a case under [that] chapter.'). Harris having converted the case, the Chapter 13 plan was no longer 'bind[ing].'")

Party Information

Debtor(s):

Fenik Hacobian

Represented By
Kevin T Simon

Movant(s):

Fenik Hacobian

Represented By
Kevin T Simon
Kevin T Simon

Trustee(s):

Wesley H Avery (TR)

Pro Se

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2:26-15003 Sergio Ricardo Moreira Benz

Chapter 7

#2.00 Hrg re: Order directing debtor to appear and show cause why this Chapter 7 Case should not be transferred to the San Fernando Valley Division of the Central District of California

Docket 6

***** VACATED *** REASON: Per order issued 6/3/26 (dkt.11)**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Sergio Ricardo Moreira Benz

Represented By
Susan Jill Wolf

Trustee(s):

Howard M Ehrenberg (TR)

Pro Se

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2:25-16218 Sweet Amber Ventures, Inc.

Chapter 7

#3.00 Hrg re: Motion of secured creditor David Maya to
compel abandonment of property

Docket 45

Tentative Ruling:

Deny. Appearances are not required. (If you wish to contest the tentative ruling, see the Posted Procedures of Judge Bason, available at www.cacb.uscourts.gov, then search for "tentative rulings.")

Proposed order(s): Unless otherwise ordered, Trustee is directed to lodge proposed order(s) on the matter(s) addressed here via LOU within 7 days after the hearing date (per LBR 9021-1(b)(1)(B)) and attach a copy of this tentative ruling, thereby incorporating it as this Court's actual ruling.

If you are making an appearance, you may do so (1) in person in the courtroom, unless the Court has been closed (check the Court's website for public notices), (2) via ZoomGov video, or (3) via ZoomGov telephone. For ZoomGov instructions for all matters on calendar, please see page 1 of the posted Tentative Rulings.

Key documents reviewed: amended motion (dkt. 45 and 48, together, the "Motion"), Trustee's objection (dkt. 49, the "Trustee's Objection"), reply (dkt. 50)

Analysis:

Under 11 U.S.C. 554(b), "[o]n request of a party in interest and after notice and a hearing, the court may order the trustee to abandon any property of the estate that is burdensome to the estate or that is of inconsequential value and benefit to the estate." "The moving party has the burden of establishing that the property at issue is burdensome or of inconsequential value and benefit to the estate." *In re Gill*, 574 B.R. 709, 714 (9th Cir. BAP 2017). "An order to compel abandonment is 'the exception, not the rule.'" *Id.* (citation and internal quotation marks omitted). "Compelled abandonment

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under []554(b) is generally reserved for instances where a trustee is merely churning property worthless to the estate just to increase fees." *Id.* (citation omitted, emphasis added).

Under the foregoing standards, Movant has not met his burden to show that the "Barrels" (as defined in the Motion) are burdensome to the estate or of inconsequential value and benefit to the estate within the meaning of 11 U.S.C. 554(b). See Motion (dkt. 45 and 48) and Reply (dkt. 50). True, it might appear from Movant's perspective that the existing liens eliminate any equity in the Barrels, and meanwhile there is some (minor) cost to the estate to keep the Barrels in storage, and therefore he may believe that abandonment is appropriate. But this Court takes judicial notice that trustees in other cases have sometimes negotiated a "carve out" for the benefit of the estate from whatever liens are "in the money," in exchange for the benefits of an orderly sale through the bankruptcy process that maximizes the value of assets for all concerned. And this Court generally defers to the business judgment of trustees in exploring and assessing whether any similar deal can be negotiated in a particular case. Therefore, at least on the present record, Movant has not shown that the Barrels are more likely than not to be burdensome to the estate, or that they are more likely than not to be of inconsequential value and benefit to the estate.

To be clear, this Court does not dismiss the possible burden on Movant, or any persons who - depending on valuation, lien priorities, and other facts - might suffer economic hardship due to any delays in determining whether or not to abandon assets. But generally speaking the remedy for any lienholder (if their lien is not "underwater") is to seek "adequate protection" of the economic value of that lien as of the date of the bankruptcy petition. 11 U.S.C. 363(e).

For the foregoing reasons, and the reasons stated in the Trustee's Objection, the tentative ruling is to deny the Motion.

Party Information

Debtor(s):

Sweet Amber Ventures, Inc.

Represented By
Brian L. Davidoff

Movant(s):

David Maya

Pro Se

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Trustee(s):

Peter J Mastan (TR)

Represented By

Lovee D Sarenas

Sheppard Mullin Richter & Hampton LLP

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2:25-21046 Peter J. Glaeser

Chapter 7

Adv#: 2:26-01059 Coastland Investments, Inc. v. Glaeser

#4.00 Hrg re: Plaintiff's Motion for Default Judgment under LBR 7055-1

Docket 9

Tentative Ruling:

Please see the tentative ruling for the status conference (Calendar No. 5, 6/9/26 at 11:00 a.m.).

Party Information

Debtor(s):

Peter J. Glaeser

Represented By
Thomas B Ure

Defendant(s):

Peter J. Glaeser

Pro Se

Movant(s):

Coastland Investments, Inc.

Represented By
Michael A Wallin
Hillary C McDonald

Plaintiff(s):

Coastland Investments, Inc.

Represented By
Michael A Wallin
Hillary C McDonald

Trustee(s):

Sam S Leslie (TR)

Represented By
Nancy H Zamora
Zamora & Hoffmeier APC

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2:25-21046 Peter J. Glaeser

Chapter 7

Adv#: 2:26-01059 Coastland Investments, Inc. v. Glaeser

#5.00 Cont'd Status Conference re: Complaint to determine nondischargeability of debt pursuant to 11 U.S.C. Section 523 fr. 5/12/26

Docket 1

Tentative Ruling:

Tentative Ruling for 6/9/26:

Continue the status conference and the hearing on plaintiff's motion for default judgment (Calendar No. 4) to 6/30/26 at 11 a.m. based on defendant's oral *ex parte* request to chambers for a continuance due to a scheduling conflict. *Note:* Defendant is cautioned that this continuance is not a retroactive authorization of the lack of any timely written response, and all rights are reserved to address that and any other issues at the continued hearing. Appearances are not required on 6/9/26. (If you wish to contest the tentative ruling, see the Posted Procedures of Judge Bason, available at www.cacb.uscourts.gov, then search for "tentative rulings.")

If you are making an appearance, you may do so (1) in person in the courtroom, unless the Court has been closed (check the Court's website for public notices), (2) via ZoomGov video, or (3) via ZoomGov telephone. For ZoomGov instructions for all matters on calendar, please see page 1 of the posted Tentative Rulings.

Tentative Ruling for 5/12/26:

Continue to 6/9/26 at 11:00 a.m. for Plaintiff to file a motion for a default judgment, to be self-calendared for that date or a later date. Appearances are not required on 5/12/26. (If you wish to contest the tentative ruling, see the Posted Procedures of Judge Bason, available at www.cacb.uscourts.gov, then search for "tentative rulings.")

If you are making an appearance, you may do so (1) in person in the courtroom, unless the Court has been closed (check the Court's website for public notices), (2) via ZoomGov video, or (3) via ZoomGov telephone. For

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Chapter 7

ZoomGov instructions for all matters on calendar, please see page 1 of the posted tentative rulings.

Party Information

Debtor(s):

Peter J. Glaeser

Represented By
Thomas B Ure

Defendant(s):

Peter J. Glaeser

Pro Se

Plaintiff(s):

Coastland Investments, Inc.

Represented By
Michael A Wallin
Hillary C McDonald

Trustee(s):

Sam S Leslie (TR)

Represented By
Nancy H Zamora
Zamora & Hoffmeier APC

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2:24-16947 Oxford Gold Group Inc.

Chapter 7

#6.00 Hrg re: Objection to Claim Number 5 by Claimant Google LLC

Docket 221

Tentative Ruling:

Overrule the Petitioning Creditors' objection to Google's claim, and allow the claim in its entirety. Appearances are not required. (If you wish to contest the tentative ruling, see the Posted Procedures of Judge Bason, available at www.cacb.uscourts.gov, then search for "tentative rulings.")

If you are making an appearance, you may do so (1) in person in the courtroom, unless the Court has been closed (check the Court's website for public notices), (2) via ZoomGov video, or (3) via ZoomGov telephone. For ZoomGov instructions for all matters on calendar, please see page 1 of the posted Tentative Rulings.

Key documents reviewed (in addition to motion papers): Google's Opposition (dkt. 251), Vandermark Decl. (dkt. 247); Petitioning Creditor's Reply (dkt. 254); Google's Amended Proof of Claim (Proof of Claim 5-2)

(1) Procedural Background

On October 30, 2024, Google LLC ("Google") filed Proof of Claim 5-1, in which Google asserts an unsecured claim of \$2,958,835.03 on account of advertising services it provided to Debtor. Petitioning Creditors objected to Google's claim on 3/24/26 (dkt. 222) and, in reply papers supporting their claim objection, asserted that the claim is not entitled to *prima facie* validity because it failed to include Google's services agreement. Reply (dkt. 254) p. 4:4–14. In response, Google filed an amended proof of claim that contains its services agreement (see Proof of Claim 5-2, PDF pp. 24–31). Other than the addition of the services agreement, Google's amended Proof of Claim 5-2 is substantially identical to its original Proof of Claim 5-1 – the dollar amounts of the original and amended claim are the same (\$2,958,835.03), and both claims are unsecured.

Given that Google's original and amended proofs of claim are substantially identical, the tentative ruling is that requiring Petitioning Creditors

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to file a renewed objection to Google's amended claim would serve no purpose other than to cause needless delay. Pursuant to its obligation to construe and apply the Federal Rules of Bankruptcy Procedure "to secure the just, speedy, and inexpensive determination of every case and proceeding," Rule 1001(a) (Fed. R. Bankr. P.), this Court will treat Petitioning Creditors' claim objection as having been directed at Google's amended Proof of Claim (which this Court will subsequently refer to as the "Google Claim").

(2) Legal standard regarding *prima facie* validity

Under Rule 3001(f) (Fed. R. Bankr. P.), a proof of claim executed and filed in accordance with the Federal Rules of Bankruptcy Procedure constitutes *prima facie* evidence of the validity and amount of the claim. To overcome the presumption of validity created by a timely-filed proof of claim, an objecting party must do one of the following: (1) object based on legal grounds and provide a memorandum of points and authorities setting forth the legal basis for the objection; or (2) object based on a factual ground and provide sufficient evidence (usually in the form of declarations under penalty of perjury) to create triable issues of fact. *In re G.I. Indus., Inc.*, 204 F.3d 1276, 1280 (9th Cir. BAP 2000); *In re Medina*, 205 B.R. 216, 222 (9th Cir. BAP 1996). Upon objection, a proof of claim provides "some evidence as to its validity and amount" and is "strong enough to carry over a mere formal objection without more." *In re Lundell*, 223 F.3d 1035, 1039 (9th Cir. 2000) (citing *In re Holm*, 931 F.2d 620, 623 (9th Cir. 1991)). An objecting party bears the burden and must "show facts tending to defeat the claim by probative force equal to that of the allegations of the proofs of claim themselves." *Holm*, 931 F.2d at 623. When the objector has shown enough evidence to negate one or more facts in the proof of claim, the burden shifts back to the claimant to prove the validity of the claim by a preponderance of evidence. See *Lundell*, 223 F.3d at 1039 (citation omitted).

(3) Application of the legal standard regarding *prima facie* validity

The tentative ruling is that the Google Claim is entitled to *prima facie* validity under Rule 3001(f) (Fed. R. Bankr. P.). The Google Claim includes a copy of the "Google LLC Advertising Program Terms" (POC 5-2, PDF pp. 24–31), thereby satisfying Rule 3001(c)'s requirement that a claim based upon a writing must include a copy of the writing. The Google Claim has been properly signed by Google's agent, attorney Michael Ingrassie (POC 5-2, PDF

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p. 3), as required by Rule 3001(b).

(4) Merits of the Petitioning Creditors' objection

The tentative ruling is that the Petitioning Creditors' objection fails to overcome the Google Claim's *prima facie* validity, and that the Google Claim is allowable in its entirety.

According to Petitioning Creditors, the Google Claim is subject to disallowance because Google "likely aided and abetted the debtor's principals' breach of fiduciary duty." Claim Obj. (dkt. 222) p. 2:15–16. The tentative ruling is that Petitioning Creditors' argument fails on two separate and independent grounds.

(a) Aiding and abetting

First, the evidence introduced by Petitioning Creditors falls far short of demonstrating that the Google Claim is subject to disallowance on the ground that Google aided and abetted wrongdoing by Debtor's principals. California law makes it difficult to impose liability under an "aiding and abetting" theory:

Liability may ... be imposed on one who aids and abets the commission of an intentional tort if the person (a) knows the other's conduct constitutes a breach of duty and gives substantial assistance or encouragement to the other to so act or (b) gives substantial assistance to the other in accomplishing a tortious result and the person's own conduct, separately considered, constitutes a breach of duty to the third person....

California courts have long held that liability for aiding and abetting depends on proof the defendant had actual knowledge of the specific primary wrong the defendant substantially assisted....

Of course, a defendant can only aid and abet another's tort if the defendant knows what that tort is. As the [California] Supreme Court put it ..., the defendant must have acted to aid the primary tortfeasor "with knowledge of the object to be attained." [*Casey v. U.S. Bank Nat. Assn.*, 26 Cal. Rptr. 3d 401, 405–7 (Cal. Ct. App. 2005) (emphasis added; internal citations and quotation marks omitted).]

The difficulty of meeting this standard is illustrated by *Casey* itself. In that case, the chapter 7 trustee of a bankruptcy corporation filed a complaint alleging that \$36 million was stolen by corporate officers and directors by

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writing checks to a purported "trading house" or "investment house" and its "sham" affiliates. *Casey*, 26 Cal.Rptr.3d 401, 403. *Casey* held that it was insufficient that, according to the complaint, the banks:

- (i) allowed the officers and directors to "open accounts" for these "sham" entities with "invalid tax identification numbers,"
- (ii) allowed cash withdrawals of \$250,000.00 or more to be taken out of the banks "in unmarked duffel bags,"
- (iii) allowed "obviously forged negotiable instruments to be paid," and
- (iv) ignored "monetary restrictions ('not to exceed' limits) appearing on the face of individual checks," all
- (v) in violation of "banking regulations" and the banks' "internal policies and procedures." *Casey*, 26 Cal.Rptr.3d 401, 403.

All of this "essentially allege[d]" that the banks knew that "*something fishy*" was going on with the bank accounts. *Casey*, 26 Cal.Rptr.3d 401, 409 (emphasis in original). But that did not amount to a sufficient allegation that the banks "knew" that the corporate fiduciaries "were stealing corporate funds" and that the banks "knowingly assisted" that tort (or some other specific tort). *Id.* p. 411.

Petitioning Creditors maintain that Google "likely had actual knowledge of Adler's [Debtor's principal's] fraudulent scheme" because Google "extended Adler a line of credit he regularly became delinquent upon" Claim Obj. (dkt. 222) p. 6:1–4 and 15–17. The tentative ruling is that Google's knowledge that Debtor routinely failed to timely pay Google comes nowhere close to establishing that Google knew that Debtor was misappropriating funds that should have been used to purchase precious metals for its customers. At the very most, Petitioning Creditors have shown that Google might have known that there was "*something fishy*" with Debtor's operations, which is not enough to hold Google liable for aiding and abetting Debtor's fraud. *Casey*, 26 Cal.Rptr.3d 401, 409.

(b) Section 230 of the Communications Decency Act

Even if Petitioning Creditors had established that the Google Claim is subject to disallowance under their aiding-and-abetting liability theory (which they have not, as explained in part "(4)(a)," above), the tentative ruling is that Section 230 of the Communications Decency Act (47 U.S.C. 230) provides Google immunity for whatever actions it took (or failed to take) in connection with publishing advertisements provided by Debtor. The tentative ruling is

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that Petitioning Creditors have not shown that any exceptions to Section 230's liability shield applies, and that Petitioning Creditors attempt to characterize Google's publication of Debtor's advertisements as constituting activity other than "publish[ing]" or "speak[ing]" ... information provided by another information content provider," 47 U.S.C. 230(c), is not persuasive.

Proposed order(s): Unless otherwise ordered, Google is directed to lodge proposed order(s) on the foregoing matter(s) via LOU within 7 days after the hearing date (per LBR 9021-1(b)(1)(B)) and attach a copy of this tentative ruling, thereby incorporating it as this Court's actual ruling.

Party Information

Debtor(s):

Oxford Gold Group Inc.

Pro Se

Movant(s):

Christopher Paul Manderfeld

Represented By
Maria Severson

Amy Elizabeth Manderfeld

Represented By
Maria Severson

Frank Martin

Represented By
Maria Severson

Catherine McCoy

Represented By
Maria Severson

Alec Morrow

Represented By
Maria Severson

Jacqueline M Nelson

Represented By
Maria Severson

Doug Nibert

Represented By
Maria Severson

Tammie Nibert

Represented By
Maria Severson

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Thomas E Norman	Represented By Maria Severson
Lori Ann Roy	Represented By Maria Severson
John Salerno	Represented By Maria Severson
Teresa Schappaugh	Represented By Maria Severson
Heather Short	Represented By Maria Severson
Howard Short	Represented By Maria Severson
Anna McNeill Smith	Represented By Maria Severson
Debra Tesconi	Represented By Maria Severson
Cornelis A Van Diepen	Represented By Maria Severson
Christopher Waitkun	Represented By Maria Severson
Douglas Weinstein	Represented By Maria Severson
David E Wells	Represented By Maria Severson
Sue E Wells	Represented By Maria Severson
Tommy G West	Represented By Maria Severson
Judith Reed	Represented By

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Kein D Wickless
Maria Severson

Larry K King

Represented By
Maria Severson

Tracy Jobst

Represented By
Maria Severson

Maribeth Jacobs

Represented By
Maria Severson

Debra Sue Hilbert

Represented By
Maria Severson

Janice Ang

Represented By
Maria Severson

Robert Aurisy

Represented By
Maria Severson

Micah Baldwin

Represented By
Maria Severson

Madeline Barbera

Represented By
Maria Severson

David Scott Beach Sr.

Represented By
Maria Severson

Kelli Bisby

Represented By
Maria Severson

Colleen Blane

Represented By
Maria Severson

Elida Cardenas

Represented By
Maria Severson

Gary Casella

Represented By
Maria Severson

Carter E Cleveland-Cobb

Represented By

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	Maria Severson
Denise Creighton	Represented By Maria Severson
Dorothy Reed	Represented By Kein D Wickless Maria Severson
Scott H Dahl	Represented By Maria Severson
Eric Jerome Burch	Represented By Maria Severson
Michael S Dlugos	Represented By Maria Severson
Julie Drew	Represented By Maria Severson
Wyatt W Ewell	Represented By Maria Severson
Robert A Forrester	Represented By Maria Severson
Kenneth Furlow	Represented By Maria Severson
Monte Gibson	Represented By Maria Severson
Robert Goings	Represented By Maria Severson
Juvandy Gonzalez	Represented By Maria Severson
Lee Greengrass	Represented By Maria Severson
Eldon Grogan	Represented By

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Maria Severson

Herbert Deitrich

Represented By
Maria Severson

Trustee(s):

Carolyn A Dye (TR)

Represented By
James A Dumas Jr
Christian T Kim I
Maria Severson

**United States Bankruptcy Court
Central District of California
Los Angeles
Neil Bason, Presiding
Courtroom 1545 Calendar**

Tuesday, June 9, 2026

Hearing Room 1545

11:00 AM

2:24-16947 Oxford Gold Group Inc.

Chapter 7

#7.00 Hrg re: Trustee's Motion for Order Authorizing Sale of Real Property of the Estate [10832 Wrightwood Lane, Studio City, CA 91604] Free and Clear of Liens and Interests, Subject to Higher and Better Offers, and Approving Overbidding Procedures

Docket 238

Tentative Ruling:

Approve the sale proposed in Trustee's Sale Motion, subject to any qualifying overbids, all as further provided below. Appearances required.

If you are making an appearance, you may do so (1) in person in the courtroom, unless the Court has been closed (check the Court's website for public notices), (2) via ZoomGov video, or (3) via ZoomGov telephone. For ZoomGov instructions for all matters on calendar, please see page 1 of the posted Tentative Rulings.

Key documents reviewed (in addition to motion papers): Limited Opposition filed by Pentagon Federal Credit Union (dkt. 245)

(1) First Position Deed of Trust of Pentagon Federal Credit Union

Pentagon Federal Credit Union ("Secured Creditor"), which holds a first-position deed of trust against the Property, notes that the "[w]hile the \$2,108,000.00 [sale price] appears to be enough to cover Secured Creditor's Lien, the [Sale] Motion does not specify whether Trustee intends to pay off creditors in full." Ltd. Opp. (dkt. 245) p. 2:2-4.

The tentative ruling is to require Trustee to pay Secured Creditor in full from the sale proceeds.

(2) Overbid Procedures

The tentative ruling is to approve the overbid procedures proposed by Trustee.

(3) "Good Faith" Finding

The "Procedures of Judge Bason" (available on this Court's website at

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www.uscourts.gov, the “Procedures”) state that declarations filed in support of a request for a “good faith” finding under 11 U.S.C. 363(m) should address the following:

(1) connections: the bidder’s prior, current, or expected connections with any relevant persons (other bidders, the debtor, major creditors or equity security holders in the case, or any of the debtor’s officers, directors, agents, or employees, including whether any offers of employment or compensation have been made or will be offered to debtor’s present or former officers, directors, agents, or employees), (2) consideration: whether any consideration is contemplated or has been transferred by the bidder in connection with the sale to any person other than the bankruptcy estate, and (3) absence of fraud or collusion between the bidder and any relevant persons (e.g., other bidders, the debtor’s officers, directors, agents or employees), or any attempt to take unfair advantage of other bidders. See *generally In re M Capital Corp.*, 290 B.R. 743, 748-49 (9th Cir. BAP 2003). As used in this paragraph, a “bidder” includes all known prospective bidders. [Procedures, Section VIII(J) (p. 20).]

The tentative ruling is that the declaration Chapter 7 Trustee Carolyn A. Dye filed in support of the Sale Motion (dkt. 238, PDF pp. 12–14) sufficiently addresses factor (1) (“connections”) insofar as Trustee’s own knowledge, but is not a substitute for a declaration from the proposed Buyer, and also does not sufficiently address factor (2) (“consideration”) or factor (3) (“absence of fraud or collusion”). The tentative ruling is to require the filing of supplemental “good faith” declarations from Trustee and Buyer or other winning bidder concurrent with the lodging of the order approving the Sale Motion.

Proposed order(s): Unless otherwise ordered, Trustee is directed to lodge proposed order(s) on the foregoing matter(s) via LOU within 7 days after the hearing date (per LBR 9021-1(b)(1)(B)) and attach a copy of this tentative ruling, thereby incorporating it as this Court’s actual ruling.

Party Information

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Debtor(s):

Oxford Gold Group Inc.

Pro Se

Movant(s):

Carolyn A Dye (TR)

Represented By
James A Dumas Jr
Christian T Kim I
Maria Severson

Trustee(s):

Carolyn A Dye (TR)

Represented By
James A Dumas Jr
Christian T Kim I
Maria Severson

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#8.00 Hrg re: Objection to Claim #362 by Claimant Equity Trust Company
in the amount of \$ 50,000,000.00

Docket 228

Tentative Ruling:

Defer adjudication of the Claim Objection pending resolution of other litigation against Equity Trust Company, and set a continued status conference on the Claim Objection, all as set forth below. Appearances are not required on 6/9/26. (If you wish to contest the tentative ruling, see the Posted Procedures of Judge Bason, available at www.cacb.uscourts.gov, then search for "tentative rulings.")

If you are making an appearance, you may do so (1) in person in the courtroom, unless the Court has been closed (check the Court's website for public notices), (2) via ZoomGov video, or (3) via ZoomGov telephone. For ZoomGov instructions for all matters on calendar, please see page 1 of the posted Tentative Rulings.

Key documents reviewed (in addition to motion papers): Equity Trust Company's Opposition (dkt. 248), Curtis Decl. (dkt. 249); Petitioning Creditors' Reply (dkt. 255)

The tentative ruling is to agree with Equity Trust Company ("Equity Trust") that allowing this claim objection to proceed, while the substantially similar or overlapping issues are being adjudicated in connection with both the Chapter 7 Trustee's adversary proceeding against Equity Trust and the Petitioning Creditor's action against Equity Trust in the District Court, "would be a wasteful and inefficient exercise that would unduly prejudice both [Equity Trust] and the Trustee." Opp. (dkt. 248) p. 7:8–13.

The tentative ruling is that unless and until Equity Trust is found liable in either the adversary proceeding currently pending before this Bankruptcy Court or the action pending before the District Court, adjudication of the claim objection would be premature. The tentative ruling is that Equity Trust is correct that this "Court is under no obligation to rule on [Equity Trust's] right to

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indemnity before it is determined whether [Equity Trust] will even have a need for it,” and that “[r]ather than attempting to analyze the application of the unclean hands defense to every hypothetical outcome” of the two proceedings pending against Equity Trust, it would be far more efficient for this Court to “simply await the resolution of [the pending actions] and resolve this issue on the basis of actual findings.” Opp. (dkt. 248) p. 9:21–25 (emphasis in original).

This Court expresses no opinion on the merits of any of the parties' other arguments.

The tentative ruling is to set a continued status conference on the claim objection for 6/29/26 at 1:00 p.m. (concurrent with the hearing on Equity Trust's motion to change venue in the adversary proceeding). No written status report is required.

Party Information

Debtor(s):

Oxford Gold Group Inc.

Pro Se

Trustee(s):

Carolyn A Dye (TR)

Represented By
James A Dumas Jr
Christian T Kim I
Maria Severson

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Adv#: 2:24-01280 Dye v. Adler et al

#9.00 Cont'd hrg re: Motion For Summary Judgment and/or
Partial Summary Judgment as to Defendants
Johnathan Adler and Laura Adler
fr. 3/24/26, 4/7/26, 4/21/26

Docket 249

Tentative Ruling:

Tentative Ruling for 6/9/26:

Please see the tentative ruling for the status conference (Calendar No. 10, 6/9/26 at 11:00 a.m.).

Tentative Ruling for 4/21/26:

Please see the tentative ruling for the status conference (Calendar No. 16, 4/21/26 at 11:00 a.m.).

Tentative Ruling for 3/24/26:

Grant the second motion for summary judgment filed by Plaintiff/Trustee.
Appearances required.

If you are making an appearance, you may do so (1) in person in the courtroom, unless the Court has been closed (check the Court's website for public notices), (2) via ZoomGov video, or (3) via ZoomGov telephone. For ZoomGov instructions for all matters on calendar, please see page 1 of the posted tentative rulings.

Key documents reviewed: Chapter 7 Trustee's Third Amended Complaint (adv. dkt. 140, the "Complaint"); Plaintiff/Trustee's Second Motion for Summary Judgment (adv. dkt. 249, the "**Second MSJ**"), Request for Judicial Notice (adv. dkt. 250), Declarations of James A. Dumas (adv. dkt. 251), Carolyn A. Dye (adv. dkt. 252), and Jessica M. Heredia (adv. dkt. 253), and Statement of Uncontroverted Facts (adv. dkt. 254); Opposition of Johnathan and Laura Adler (adv. dkt. 264), Declaration of Laura Adler. (adv. dkt. 259), Evidentiary Objections (adv. dkt. 265), Statement of Genuine Issues (adv. dkt.

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266); Plaintiff/Trustee's Reply (adv. dkt. 268) and Response to Evidentiary Objections (adv. dkt. 269)

(1) Background

On 12/30/24, the Chapter 7 Trustee ("Plaintiff/Trustee") filed a complaint (adv. dkt. 1) against Johnathan Adler, Pedram Granfar, and Patrick Granfar, seeking among other things to avoid fraudulent transfers alleged to be in excess of \$6 million. Complaint (adv. dkt. 1) at pp. 5:8–6:22 & 8:1–4. On 3/11/25, this Court approved a settlement with Patrick Granfar (see bankr. dkt. 96), and on 4/15/25, this Court approved a settlement with Pedram Granfar (see bankr. dkt. 107). On 4/10/25, over the opposition of Johnathan Adler, this Court granted Trustee's motion for leave to file a first amended complaint that also named Laura Adler, Mr. Adler's spouse, as a defendant. See adv. dkt. 101.

Plaintiff/Trustee filed the operative Third Amended Complaint (adv. dkt. 140, the "Complaint") against Johnathan and Laura Adler on 8/26/25. Plaintiff/Trustee now moves for summary judgment on the Complaint's third claim for relief, which seeks (A) to avoid as actually fraudulent various transfers from Debtor to Defendants pursuant to 11 U.S.C. 544(b) and Cal. Civ. Code 3439.04 and (B) to impose a constructive trust on property located at 10832 Wrightwood Lane, Studio City, CA (the "Wrightwood Lane Property") that Defendants purchased using the proceeds of the transfers. Defendants oppose Plaintiff/Trustee's Second MSJ.

(2) Legal standards

(a) Summary judgment standard

Under Rule 56(a) (Fed. R. Civ. P., made applicable by Rule 7056, Fed. R. Bankr. P.), summary judgment (on all or on part of a claim) is proper when the pleadings, discovery, and affidavits show that there is no genuine dispute as to any material fact and that the movant is entitled to judgment as a matter of law. The evidence and inferences therefrom must be viewed in the light most favorable to the non-moving party. *Matsushita Elec. Industrial Co. v. Zenith Radio Corp.*, 475 U.S. 574, 587 (1986); *Celotex Corp. v. Catrett*, 477 U.S. 317, 322-23 (1986). But a mere "scintilla" of evidence in opposition to summary judgment is insufficient. *Anderson v. Liberty Lobby, Inc.*, 477 U.S. 242, 251-52 (1986).

"Genuine": If one party's "version of events is so utterly discredited by

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the record that no reasonable jury could have believed him" summary judgment is appropriate. *Scott v. Harris*, 550 US 372, 380 (2007). But the Ninth Circuit has observed that "cases where intent is a primary issue generally are inappropriate for summary judgment[.]" *Provenz v. Miller*, 102 F.3d 1478, 1489 (9th Cir. 1996). As the Bankruptcy Appellate Panel for the Ninth Circuit has explained: "Fraud claims, in particular, normally are so attended by factual issues (including those related to intent) that summary judgment is seldom possible." *In re Stephens*, 51 B.R. 591, 594 (9th Cir. BAP 1985).

"Material": Material facts which would preclude entry of summary judgment are those which, under applicable substantive law, could affect the outcome of the case. The substantive law will identify which facts are material. *Anderson v. Liberty Lobby, Inc.*, 477 U.S. 242, 248 (1986). At the summary judgment stage, the court does not weigh the evidence and determine the truth of the matter, but determines whether there is a genuine issue for trial. *Id.* at 249.

Shifting burdens: The moving party bears the initial burden of showing that there is no genuine issue of material fact. If the moving party meets its initial burden, the burden then shifts to the non-moving party to set out, by affidavits or admissible discovery material, specific facts showing a genuine issue for trial. *Celotex*, 477 U.S. at 324. The party opposing summary judgment must produce affirmative evidence that is sufficiently probative on the issue that a jury reasonably could rely on that evidence to decide the issue in his or her favor at trial. *Matsushita Elec. Indust. Co., Inc. v. Zenith Radio Corp.*, 475 U.S. 574, 588 (1986). Without such evidence, there is no reason for a trial. *Celotex*, 477 U.S. at 323. *See also Nissan Fire and Marine Ins. Co. v. Fritz*, 210 F.3d 1099, 1103 (9th Cir. 2000) (analyzing burdens of production and proof).

Evidence: Finally, the evidence presented by the parties must be admissible, or at least it must be capable of later being presented in admissible form if the litigation were to proceed to trial. *JL Beverage Co., LLC v. Jim Beam Brands Co.*, 828 F.3d 1098, 1110 (9th Cir. 2016); *Sec. & Exch. Comm'n v. Strategic Glob. Invs., Inc.*, 262 F.Supp.3d 1007, 1019 (S.D. Cal. 2017) (hearsay evidence could be considered on summary judgment "if the content of the evidence proffered could later be provided in an admissible form at trial") (citing *JL Beverage*).

A party cannot create a genuine issue of fact simply by filing a sworn

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statement that contradicts an earlier sworn statement. See, e.g., *Kennedy v. Allied Mut. Ins. Co.*, 952 F.2d 262, 266 (9th Cir. 1991).

(b) Fraudulent transfer standard

Under 11 U.S.C. 544(b)(1), Plaintiff/Trustee may "avoid any transfer of an interest of the debtor in property ... that is voidable under applicable law by a creditor holding an unsecured claim that is allowable under section 502 of this title or that is not allowable only under section 502(e) of this title." The "applicable law" in this case is Cal. Civ. Code 3439.04, which provides:

- (a) A transfer made or obligation incurred by a debtor is voidable as to a creditor, whether the creditor's claim arose before or after the transfer was made or the obligation was incurred, if the debtor made the transfer or incurred the obligation as follows:
 - (1) With actual intent to hinder, delay, or defraud any creditor of the debtor....
- (b) In determining actual intent under paragraph (1) of subdivision (a), consideration may be given, among other factors, to any or all of the following:
 - (1) Whether the transfer or obligation was to an insider.
 - (2) Whether the debtor retained possession or control of the property transferred after the transfer.
 - (3) Whether the transfer or obligation was disclosed or concealed.
 - (4) Whether before the transfer was made or obligation was incurred, the debtor had been sued or threatened with suit.
 - (5) Whether the transfer was of substantially all the debtor's assets.
 - (6) Whether the debtor absconded.
 - (7) Whether the debtor removed or concealed assets.
 - (8) Whether the value of the consideration received by the debtor was reasonably equivalent to the value of the asset transferred or the amount of the obligation incurred.
 - (9) Whether the debtor was insolvent or became insolvent shortly after the transfer was made or the obligation was

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incurred.

(10) Whether the transfer occurred shortly before or shortly after a substantial debt was incurred.

(11) Whether the debtor transferred the essential assets of the business to a lienor that transferred the assets to an insider of the debtor.

(c) A creditor making a claim for relief under subdivision (a) has the burden of proving the elements of the claim for relief by a preponderance of the evidence. [Cal. Civ. Code 3439.04.]

To establish “insolvency” for purposes of Cal. Civ. Code 3439.04(b)(9), Plaintiff/Trustee must satisfy one or more of the following tests:

- (a) A debtor is insolvent if, at a fair valuation, the sum of the debtor’s debts is greater than the sum of the debtor’s assets.
- (b) A debtor that is generally not paying the debtor’s debts as they become due other than as a result of a bona fide dispute is presumed to be insolvent. The presumption imposes on the party against which the presumption is directed the burden of proving that the nonexistence of insolvency is more probable than its existence. [Cal. Civ. Code 3439.02(a)–(b).]

The first test (Cal. Civ. Code 3439.02(a)) is commonly referred to as “balance sheet insolvency” and the second test (Cal. Civ. Code 3439.02(b)) is commonly referred to as “cash flow insolvency.”

To determine whether a debtor is generally not paying its debts as they come due under the cash flow insolvency test, courts within the Ninth Circuit have “adopted a ‘totality of the circumstances’ test,” which may include a comparison of “the number of debts unpaid each month to those paid, the amount of the delinquency, the materiality of the non-payment, and the nature of the [d]ebtor’s conduct of its financial affairs.” *In re Vortex Fishing Sys., Inc.*, 277 F.3d 1057, 1072 (9th Cir. 2002) (internal quotation and citation omitted). Meeting this standard “requires a more general showing of the debtor’s financial condition and debt structure than merely establishing the existence of a few unpaid debts.” *In re Vortex Fishing Sys., Inc.*, 277 F.3d 1057, 1072 (9th Cir. 2002) (internal quotation and citation omitted).

In addition, the “mere existence of a Ponzi scheme is sufficient to

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establish actual intent to defraud." *Donell v. Kowell*, 533 F.3d 762, 770 (9th Cir. 2008) (internal citation omitted). A business is a Ponzi scheme where there is no legitimate profit-making opportunity and the illusion of profitability is sustained only as a result of the constant infusion of additional money from either new customers or new investors. *In re EPD Inv. Co., LLC*, 114 F.4th 1148, 1159 (9th Cir. 2024).

(3) Discussion

(a) There is no *genuine* dispute that Debtor's business operated as a Ponzi scheme

The tentative ruling is that there is no *genuine* dispute that during the time of the transfers at issue, Debtor operated its business as a Ponzi scheme. Debtor marketed precious metals to customers to be held for investment purposes. Second MSJ (adv. dkt. 249) p. 4:25–26. Debtor sourced these precious metals from wholesalers, and made money almost entirely by charging its customers a markup (or spread) over the wholesale price (other sources of revenue were *de minimus*). Second MSJ (adv. dkt. 249) p. 6:19–27.

Plaintiff/Trustee has provided *prima facie* evidence that the average spread that Debtor charged its customers during the relevant time period was approximately 21.8%. Second MSJ (adv. dkt. 249) p. 7:21–23. Put another way, Debtor's income should have been approximately 21.8% of sales, less selling, general, and administrative expenses.

Despite the foregoing, Debtor's purported gross profit, as set forth in its tax returns, for the last quarter of 2020 and the first quarter of 2021 was 49.4%. Second MSJ (adv. dkt. 249) p. 16:12–14. The tentative ruling is that there is no *genuine* dispute that the only plausible explanation for the vast discrepancy between the spread in the range of 21.8% and the purported gross profit in the range of 49.4% is that the purported gross profit was in fact an illusion. The tentative ruling is that, although Plaintiff/Trustee was not required to explain precisely how the perpetrators of the Ponzi scheme "cooked the books" to show a wildly inflated purported gross profit, she has offered *prima facie* evidence of how this was done, which further supports her showing that there is no genuine dispute as to the existence of the Ponzi scheme.

Specifically, Plaintiff/Trustee has provided *prima facie* proof that the false "gross profit" resulted from two things. First, Debtor was not timely

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settling orders it received from customers for the purchase of precious metals. Second, Debtor used cash basis accounting as a means of largely ignoring its huge accrued liabilities, and net losses, that would have been apparent if any reliable accrual basis accounting had been used.

The tentative ruling is that because, during the relevant periods, Debtor's expenditures on marketing and shareholder distributions exceeded its roughly 21.8% profit from the spread, it was able to settle orders only from an influx of additional funds from new clients (that is, Debtor was settling orders placed by older clients with funds from new clients). Dye Decl. (adv. dkt. 252) pp. 5:17–6:12. In other words, Plaintiff/Trustee has shown that the spread from which Debtor generated any actual gross profits - as distinguished from its bare, unsupported assertions of purported gross profits - was nowhere near enough to support its expenditures. Beyond that, she has shown that the reason Debtor was able to report higher gross profits and was able to continue operating its business during the relevant period was only that the new cash it received from new customers allowed it to satisfy its obligations to pre-existing customers – the hallmark of a Ponzi scheme.

As noted above, Plaintiff/Trustee has also shown that the discrepancy between Debtor's actual financial condition and its finances as reflected in its tax returns and Quickbooks accounts was enabled in part by the fact that Debtor's Quickbooks accounts were computed on a cash basis, not an accrual basis. Reply (adv. dkt. 268) p. 3:4–7. Debtor's Quickbooks accounting records omitted the majority of its unsettled orders. Dye Decl. (adv. dkt. 252) p. 9:20–22.

The upshot is that Debtor's accounting records did not accurately reflect its financial condition because those records omitted a substantial portion of Debtor's liabilities. That gave the false impression that Debtor was profitable when in fact it was not.

Because Plaintiff/Trustee has made a *prima facie* showing that there is no genuine dispute as to the existence of a Ponzi scheme, the burden shifts to Defendants to point to evidence that there is a genuine dispute on that issue. The tentative ruling is that Defendants have failed to do so.

Defendants contend that Debtor's profit and loss statement for the third quarter of 2020 shows that Debtor was profitable. Opp. (adv. dkt. 264) p. 3:17–19. But Defendants' reliance upon the profit and loss statement is unavailing, because (as noted above) the profit and loss statement did not

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reflect Debtor's actual financial condition since it failed to set forth all of Debtor's liabilities.

Defendants fail to offer any other basis on which to assert a genuine dispute as to the Ponzi scheme issue. The only evidence to which they point does not rise to the level of creating any *genuine* dispute.

Once a Ponzi scheme is established, the determination of actual fraud necessarily follows. The Court of Appeals for the Ninth Circuit has held that transfers made by a debtor during the period that it operated as a Ponzi scheme are by definition actually fraudulent as to creditors:

The basis for applying the Ponzi scheme presumption in the first place is that a Ponzi scheme is doomed to fail by virtue of its pyramid structure. Because a pyramid scheme relies on an impossibility—a limitless pool of new investors—a Ponzi scheme operator “must know all along, *from the very nature of his activities*, that investors at the end of the line will lose their money.” *In re Indep. Clearing House Co.*, 77 B.R. [843] at 860 [D. Utah 1987 (en banc)] (emphasis added). As our sister circuits have explained, “[s]ince Ponzi schemes do not generate profits sufficient to provide their promised returns, but rather use investor money to pay returns, they are insolvent and become more insolvent with each investor payment.” *Wiand v. Lee*, 753 F.3d 1194, 1201 (11th Cir. 2014); *see also Warfield v. Byron*, 436 F.3d 551, 558 (5th Cir. 2006) (observing that Ponzi schemes are insolvent from their inception as a matter of law). So if the essential elements of a Ponzi scheme are truly present—consistent funneling of money from new investors to pay old investors where in fact no legitimate profit-making business opportunity exists—then the operator's actual intent to defraud his investors and knowledge that the scheme will eventually fail follows logically and necessarily. [*In re EPD Inv. Co., LLC*, 114 F.4th 1148, 1160 (9th Cir. 2024).]

Accordingly, the tentative ruling is that based upon the Ponzi presumption alone, Plaintiff/Trustee is entitled to summary judgment in her favor.

(b) Alternatively, even if the evidence did not require a finding of a Ponzi scheme (which it does), there is no *genuine* dispute that the transfers

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were actually fraudulent under Cal. Civ. Code 3439.04

In addition and in the alternative, the tentative ruling is that there is no genuine dispute that the transfers were actually fraudulent under Cal. Civ. Code 3439.04(a), because of the number and nature of the “badges of fraud” enumerated in Cal. Civ. Code 3439.04(b). Specifically, Plaintiff/Trustee has established, and Defendants have not demonstrated any genuine dispute with respect to, the existence of the following “badges of fraud” (numbering corresponds to the numbering of the statute):

- (1) The transfers were to an insider (Johnathan Adler was Debtor’s Chief Financial Officer, and alternatively he exercised sufficient control to qualify as an insider).
- (2) Debtor retained control of the property subsequent to the transfer (because Johnathan Adler, the principal of the Debtor, remained in control of the funds, by using them to purchase the Wrightwood Lane Property).
- (3) The transfers were concealed (because Debtor’s accounting records did not accurately reflect Debtor’s financial position by omitting a substantial portion of Debtor’s liabilities).
- (7) Debtor removed assets (by causing substantial shareholder distributions to be made at a time when it lacked sufficient profits to warrant those distributions).
- (8) Debtor did not receive reasonable equivalent value for the distributions – in fact, Debtor received no value for the distributions, because the distributions were in addition to a very substantial salary paid to Johnathan Adler, and therefore cannot be deemed to have been compensation for services rendered by Mr. Adler to Debtor (and any purported understatement of salary is unsupported by any evidence - possibly because it would have constituted tax fraud, but for whatever reason Defendants have not provided market evidence or any other evidence that Johnathan Adler's services were worth above his salary and that this accounts for the vastly greater distributions to him as a stockholder).
- (9) At the time of the transfers, Debtor was insolvent, both on a balance sheet basis (the sum of its debts was greater than the sum of its assets at a fair valuation) and on a cash flow basis (Debtor was not generally paying its debts as they became due -

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true, at first Debtor eventually settled many of its customers' purchases, but every pattern has a starting point, and Plaintiff/Trustee's *prima facie* evidence is that Debtor's general pattern of not paying its debts as they came due started at or before the period at issue).

(10) Debtor made the transfers shortly before incurring additional substantial debts (in the form of additional customer orders which created additional liabilities, since with each order Debtor became obligated to pay for more precious metals from its wholesalers).

This Court notes that certain arguments presented in the Second MSJ imply that Plaintiff/Trustee may also be seeking to avoid the transfers as constructively fraudulent pursuant to Cal. Civ. Code 3439.04(a)(2). See, e.g., Second MSJ (adv. dkt. 249) p. 31:11–19 (arguing that there is no genuine dispute that Debtor did not receive reasonably equivalent value for the transfers). But the Second MSJ states that it seeks summary judgment only on the Complaint's third claim for relief (see adv. dkt. 249, p. 3:3–5), and that claim is limited to *intentionally* fraudulent transfers under Cal. Civ. Code 3439.02(a)(1) (see Complaint (adv. dkt. 140) p. 8:20–9:7). Plaintiff/Trustee's claims to avoid the transfers as *constructively* fraudulent (under Cal. Civ. Code 3439.02(a)(2)) is set forth in the fourth claim for relief (see Complaint (adv. dkt. 140) p. 9:19–10:7). The tentative ruling is that it would not be appropriate for this Court to construe the Second MSJ as though it also sought avoidance on a constructively fraudulent transfer theory, because that would deprive Defendants of a sufficient opportunity to respond.

Defendants argue in response to the Second MSJ (as they have in response to the First MSJ) that Plaintiff/Trustee has to show that Debtor was *generally* not paying its debts as they came due, and the caselaw holds that small debts or disputed debts typically are not evidence of generally not paying debts. But (i) the core of Debtor's business was to fulfill customer purchase orders for precious metals; (ii) Plaintiff/Trustee has shown a continuous trend from the start of the period of not settling those purchase orders; (iii) Defendants have not pointed to any disputes with customers or any other reason why purchase orders were not being fulfilled within the 28 day contractual period; and (iv) to the extent that Defendants attempt to salvage their arguments by challenging only the *start* of the period on which Plaintiff/Trustee focuses, their argument proves too much: every pattern of

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generally not paying debts as they come due starts with just one, two, or a few debts.

(c) Plaintiff/Trustee is Entitled to Imposition of a Constructive Trust on the Wrightwood Lane Property as a Matter of Law

The tentative ruling is that there is no genuine dispute that Defendants purchased the Wrightwood Lane Property using the proceeds of the fraudulent transfers. The tentative ruling is that consequently, Plaintiff/Trustee is entitled as a matter of law to imposition of a constructive trust on the Wrightwood Lane Property pursuant to Cal. Civ. Code 2224, which provides that “[o]ne who gains a thing by fraud, accident, mistake, undue influence, the violation of a trust, or other wrongful act, is, unless he or she has some other and better right thereto, an involuntary trustee of the thing gained, for the benefit of the person who would otherwise have had it.”

Persuasive authority citing California law (albeit outside of this Circuit and not cited by the parties) holds that a debtor was not entitled to claim a homestead exemption as to property that had been acquired using fraudulently transferred funds:

California courts addressing the homestead exemption issue in the context of tainted funds have often imposed an equitable lien on the property which primes the homestead claim. See, e.g., *Duhart v. O'Rourke*, 99 Cal. App. 2d 277, 280, 221 P.2d 767 (1950) (where fraudulently obtained funds are invested in a homestead, “the right of the creditor so defrauded becomes paramount to that of the owner of the homestead...and the property so homesteaded is not exempt from execution or sale”). In *Ohio Electric Car Co. v. Duffet*, 48 Cal. App. 674, 192 P. 298 (1920), judgment was entered against the defendant in a contract dispute. The sheriff was unable to find any property not exempt from execution; the defendant had “gifted” property to his wife, out of reach of his creditors. His wife subsequently sold that property and invested the proceeds to pay off debt and make improvements upon her homestead. The judgment creditor sought to have its judgment declared a lien on the homestead because of the fact that the property had been improved with funds that originated from the husband's fraudulent transfer. The lower court granted the relief requested

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and the appellate court affirmed, concluding that “a court of equity would have had power not only to declare the money judgment against the defendant, but to go further and declare such judgment a lien upon her property under the circumstances in evidence here.” *Id.* at 679, 192 P. 298. The court ruled further that the tainted funds could not be protected by investing them in her homestead: “In so far as her home represented the funds received from her husband, under the circumstances in this case, it was not a proper subject for inclusion in her declaration of homestead, and cannot be impressed with this character.” *Id.* See also *Shinn*, 58 Cal. at 599 (holding that the defendants' homestead right was held subject to a lien for the payment of the amount misappropriated); *Holder v. Williams*, 167 Cal. App. 2d 313, 317, 334 P.2d 291 (1959) (imposing an equitable lien that preceded the defendants' homestead exemption). [*In re Mamtek US, Inc.*, 588 B.R. 72, 78–79 (Bankr. W.D. Mo. 2018).]

(4) Conclusion

For all the reasons discussed above, the tentative ruling is that Plaintiff/Trustee is entitled to summary judgment on the Complaint's third claim for relief, which seeks (A) to avoid as actually fraudulent various transfers from Debtor to Defendants pursuant to 11 U.S.C. 544(b) and Cal. Civ. Code 3439.04 and (B) to impose a constructive trust on the Wrightwood Lane Property.

Proposed order(s): Unless otherwise ordered, Plaintiff/Trustee is directed to lodge (i) a proposed order granting her Second MSJ and (ii) a proposed judgment. She is directed to do so via LOU within 7 days after the hearing date (per LBR 9021-1(b)(1)(B)) and attach a copy of this tentative ruling to the order (not the judgment), thereby incorporating it as this Court's actual ruling.

Party Information

Debtor(s):

Oxford Gold Group Inc.

Pro Se

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Defendant(s):

Jonathan Adler

Pro Se

Pedram Granfar

Represented By
Marc Weitz

Patrick Granfar

Pro Se

Laura Adler

Pro Se

Movant(s):

Carolyn Dye

Represented By
James A Dumas Jr
Christian T Kim I

Plaintiff(s):

Carolyn Dye

Represented By
James A Dumas Jr
Christian T Kim I

Trustee(s):

Carolyn A Dye (TR)

Represented By
James A Dumas Jr
Christian T Kim I
Maria Severson

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Adv#: 2:24-01280 Dye v. Adler et al

#10.00 Cont'd Status Conference re: Amended Complaint for: 1. Actual Fraudulent Transfer [Bankruptcy Code Section 548(1)(a); CAL. CIV.Code Section 3439.04 (A)(1)]; 2. Constructive Fraudulent Transfer [Bankruptcy Code Section 548 (1)(b); CAL. CIV. CODE Sections 3439.04(B)(2) and 3439.05]; 3 To Recover Shareholder Loans; 4. For Money Had and Received fr. 3/4/25, 4/8/25, 6/17/25, 8/19/25, 9/23/25, 10/7/25, 10/21/25, 11/4/25, 1/6/26, 01/20/26, 2/24/26, 3/10/26, 3/24/26, 4/21/26

Docket 103

Tentative Ruling:

Tentative Ruling for 6/9/26:

Continue as set forth below. Appearances are not required on 6/9/26. (If you wish to contest the tentative ruling, see the Posted Procedures of Judge Bason, available at www.cacb.uscourts.gov, then search for "tentative rulings.")

If you are making an appearance, you may do so (1) in person in the courtroom, unless the Court has been closed (check the Court's website for public notices), (2) via ZoomGov video, or (3) via ZoomGov telephone. For ZoomGov instructions for all matters on calendar, please see page 1 of the posted Tentative Rulings.

(1) Current issues

This Court has reviewed the filed documents and records in this adversary proceeding and in Debtor's bankruptcy case-in-chief. The tentative ruling is to continue this status conference, to provide additional time for Plaintiff/Trustee to consummate the settlement with remaining defendants Johnathan and Laura Adler that was approved on 4/27/26 (bankr. dkt. 231).

(2) Standard requirements

The following are Judge Bason's standard requirements for status conferences. (To the extent that the parties have already addressed these issues in their status report, they need not repeat their positions at the status

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(a) Venue/jurisdiction/authority

Issues of venue, jurisdiction, and authority have been determined and/or waived or forfeited in the parties' filed papers, or at prior status conferences.

(b) Mediation

A mediation conference in this matter was held on 4/28/25, with M. Jonathan Hayes acting as mediator. Adv. dkt. 117. The matter did not settle. The tentative ruling is to decline to order further formal mediation at this time.

(c) Deadlines

This adversary proceeding has been pending since 12/30/24. The scheduled deadlines and/or hearing/trial date(s) have been memorialized in this Court's written order (adv. dkt. 203) except as set forth in part "(1)(b)," above and as modified/supplemented below.

Joint Status Report: Not required

Continued status conference: 7/28/26 at 11:00 a.m. No written status report required.

[PRIOR TENTATIVE RULING(S) OMITTED. For key issues see Order Denying Motion for Reconsideration etc. (adv. dkt. 207).]

Party Information

Debtor(s):

Oxford Gold Group Inc.

Pro Se

Defendant(s):

Jonathan Adler

Pro Se

Pedram Granfar

Represented By
Marc Weitz

Patrick Granfar

Pro Se

Laura Adler

Pro Se

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Plaintiff(s):

Carolyn Dye

Represented By
James A Dumas Jr
Christian T Kim I

Trustee(s):

Carolyn A Dye (TR)

Represented By
James A Dumas Jr
Christian T Kim I
Maria Severson

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#11.00 Cont'd Status Conference re: Involuntary Chapter 7 Petition
fr. 10/8/24, 11/19/24, 1/21/25, 2/5/25, 2/11/25, 3/4/25, 4/8/25,
6/17/25, 8/19/25, 10/21/25, 11/4/25, 01/06/26, 01/20/26, 2/24/26,
3/24/26, 4/21/26

Docket 1

Tentative Ruling:

Tentative Ruling for 6/9/26:

Appearances required only with respect to the Status Conference/recusal issues described below (this Calendar no. 11) and the Sale Motion (Calendar No. 7, 6/9/26 at 11:00 a.m.). The tentative ruling is that recusal is neither required nor appropriate, and that the one of Judge Bason's two law clerks who has been screened from this case to date need not continue to be screened. In addition, the tentative rulings for the other matters presented are: (a) to overrule Petitioning Creditors' objection to Google's Proof of Claim (POC No. 5) and allow the claim in its entirety (Cal. #6); (b) to Grant the Sale Motion (Cal #7); (c) to defer any adjudication of Petitioning Creditors' objection to the Proof of Claim of Equity Trust Company, Inc. ("Equity Trust") (POC #362) pending resolution of other litigation against Equity Trust, and to set a continue status conference on that claim objection (Cal. #8); and (d) to continue (i) the second motion for partial summary judgment in Dye v. Adler (Adv. No. 2:24-ap-01280-NB) (Cal. # 9), (ii) the status conference in that adversary proceeding (Cal. #10), and (iii) the status conference in Debtor's bankruptcy case-in-chief (Cal. #11), all as set forth below. (If you wish to contest the tentative ruling, see the Posted Procedures of Judge Bason, available at www.cacb.uscourts.gov, then search for "tentative rulings.")

If you are making an appearance, you may do so (1) in person in the courtroom, unless the Court has been closed (check the Court's website for public notices), (2) via ZoomGov video, or (3) via ZoomGov telephone. For ZoomGov instructions for all matters on calendar, please see page 1 of the posted tentative rulings.

(1) Recusal issues

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This Court anticipates not making any final determinations regarding the recusal issues described below until the next status conference. The reason is to provide all parties in interest with time, if they wish, to consult with counsel and determine whether to make further inquiries as to any relevant facts and/or determine whether to file papers seeking recusal.

(a) Factual background

Judge Bason and one of his law clerks, Michael Simon, have personal relationships with attorneys at Raines Feldman Littrell LLP ("Raines Feldman"), which is representing creditor Equity Trust. Equity Trust is not only a creditor but also a defendant in actions by (x) the Chapter 7 Trustee ("Trustee") and (y) the petitioning creditors who commenced this bankruptcy case by filing an involuntary bankruptcy petition against Debtor ("Petitioning Creditors").

The personal relationships are as follows.

(i) Judge Bason

Judge Bason has been on dates with an attorney at Raines Feldman, and continues to have a friendship with that attorney. At the time when those dates commenced, that attorney agreed not to work on any matters involving Judge Bason and informed Judge Bason that, based on the attorney's employment arrangement with Raines Feldman, that attorney would not share in or financially benefit from any legal fees earned in any such cases. (True, the firm's overall financial condition contributes to its ability to meet its obligations under its employment arrangements, but that is different.)

(ii) Mr. Simon

Mr. Simon previously worked for, and continues to have friendships with, attorneys at Raines Feldman, including for attorneys who are working on this case. This Court assumes, for purposes of the following discussion, that those attorneys will share in any legal fees from this case (e.g., because some of them are equity partners).

(iii) This Court's discovery of the involvement of Raines Feldman, and subsequent acts

To the best of Judge Bason's recollection, the involvement of Raines Feldman first came to his attention on or about 4/15/26 when that firm

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executed a stipulation with Trustee, approved soon after by this Court, to extend the time to file an Answer in the adversary proceeding entitled *Dye v. Equity Trust Co., Inc.* (Adv. No. 2:26-ap-01055-NB). *Cf., e.g.,* Stip. (bankr. dkt. 215) (executed by different law firm for Equity Trust). Thereafter, this Court discussed with Mr. Simon his relationships with the Raines Feldman attorneys and directed that he must be ethically screened from this case unless and until otherwise directed. In addition, this Court also posted tentative rulings to continue various matters scheduled for hearing on 4/21/26 and 5/12/26. This Court contemplated those continuances for reasons having nothing to do with the recusal issues, but would have done so anyway based on the recusal issues (so as to be able to devote more time to the analysis set forth herein).

At a status conference in the *Dye v. Equity Trust* adversary proceeding, on 5/12/26 at 11:00 a.m., Judge Bason orally disclosed that he and Mr. Simon have personal connections with Raines Feldman. But at that time Judge Bason did not provide any details (that disclosure was made to an attorney for Equity Trust and, later, an attorney for Trustee whose appearance was delayed because he was overseas).

(b) Analysis

As set forth above, the tentative ruling is that recusal of Judge Bason is neither required nor appropriate. In addition, the tentative ruling is that, although Mr. Simon has been screened within chambers from participating in this case, it is not necessary to continue screening him.

This Court emphasizes that these tentative rulings are just that - tentative. Any party in interest is invited to inquire further into any relevant facts or, if they choose, make oral or written requests for recusal at any appropriate time. (But parties are encouraged not to unduly delay any such request, given the possible prejudice of any such delay.)

(i) General principles

First, the tentative ruling is that it is appropriate for Judge Bason himself to consider any recusal issues, as distinguished from assigning this case to a different judge for analysis of the recusal issues. The Court of Appeals for the Ninth Circuit has "held repeatedly that the challenged judge," not someone else such as the "Chief Judge or a committee of disinterested judges from the District," should rule on recusal issues "in the first instance"

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(i.e., subject to appellate review). *United States v. Studley*, 783 F.2d 934, 940 (9th Cir. 1986) (citations omitted).

Second, any decision regarding recusal is a balancing act. On the one hand, it is very important for a judge to be recused when there are reasonable grounds to question a judge's impartiality; but on the other hand a judge should not be too eager to recuse. Among other things, (x) if a new judge had to "get up to speed" on pending matters that would put a strain on judicial resources, and cause undue delay and expense for parties, (y) if parties believed it was easy to disqualify a judge that would lead to judge shopping, and (z) too-frequent recusal would create a false impression of a federal judiciary "awash in bias." Geyh & Kimberling, *Judicial Disqualification, An Analysis of Federal Law* (Fed. Judicial Center, 3d Ed., 2020, Markarian Ex.), Part I.B., at pp. 7-8 (citations omitted). Accordingly, "there is as much obligation for a judge not to recuse when there is no occasion for [the judge] to do so as there is for [the judge] to do so when there is." *Hinman v. Rogers*, 831 F.2d 937, 939 (10th Cir. 1987) (citations omitted, emphasis added). See also Canon 3A(2), Code of Conduct for United States Judges ("A judge should hear and decide matters assigned, unless disqualified ...").

(ii) Legal authorities applicable to Judge Bason

Recusal is governed by 28 U.S.C. § 144 and § 455, and the Code of Conduct for United States Judges (the "Judges' Code"). Guidance is provided by the published advisory opinions of the Committee on Codes of Conduct (the "Ethics Committee").

Section 144 is not directly applicable but provides some guidance. It states:

§ 144. Bias or prejudice of judge

Whenever a party to any proceeding in a district court [including the bankruptcy court as a unit of the district court] makes and files a timely and sufficient affidavit that the judge before whom the matter is pending has a personal bias or prejudice either against him or in favor of any adverse party, such judge shall proceed no further therein, but another judge shall be assigned to hear such proceeding.

The affidavit shall state the facts and the reasons for the belief that bias or prejudice exists, and shall be filed not less than ten days before the beginning of the term at which the proceeding is to be heard, or good cause shall be shown for

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failure to file it within such time. A party may file only one such affidavit in any case. It shall be accompanied by a certificate of counsel of record stating that it is made in good faith. [28 U.S.C. § 144 (emphasis added).]

Of course, at this time there is no "affidavit" of a party seeking recusal of Judge Bason, but that is to be expected if parties are not aware of the personal relationships disclosed above. In any event, regardless of whether any affidavit has been filed, the point is that it is important for this Court, acting *sua sponte*, to examine whether any "personal bias or prejudice" would require recusal.

Section 455 is more directly relevant. It states in pertinent part:

§ 455. Disqualification of justice, judge, or magistrate judge

(a) Any justice, judge, or magistrate judge of the United States shall disqualify himself in any proceeding in which his impartiality might *reasonably* be questioned.

(b) [The judge] shall also disqualify himself in the following circumstances:

(1) Where he has a personal bias or prejudice concerning a party ...;

...

(4) He knows that ... his spouse [*i.e.*, not someone who was a date, but that is somewhat remotely analogous], has a financial interest in the subject matter in controversy ... or any other interest that could be substantially affected by the outcome of the proceeding;

(5) He or his spouse, or a person within the third degree of relationship to either of them, or the spouse of such a person:

...

(ii) Is acting as a lawyer in the proceeding [*i.e.*, not another member of the same firm acting as a lawyer, but again somewhat remotely analogous]

(iii) Is known by the judge to have an interest that could be substantially affected by the outcome of the proceeding [*i.e.*, not the current situation, in which the attorney at issue will not share in any revenues from this case, but again somewhat remotely analogous];

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...

(d) For the purposes of this section the following words or phrases shall have the meaning indicated

...

(4) "financial interest" means ownership of a legal or equitable interest, however small ...

(e) No justice, judge, or magistrate judge shall accept from the parties to the proceeding a waiver of any ground for disqualification enumerated in subsection (b). Where the ground for disqualification arises only under subsection (a), waiver may be accepted provided it is preceded by a full disclosure on the record of the basis for disqualification.

...

[28 U.S.C. § 455 (emphasis added).]

The tentative ruling is that the only potentially applicable provision is under subsection "(a)" of section 455 - "any proceeding in which his impartiality might reasonably be questioned" (emphasis added). The provisions of section 455(b) are helpful to provide analogous authority about what constitute facts and circumstances in which the judge's impartiality might "reasonably" be questioned.

The tentative ruling is that, even supposing for the sake of discussion that Judge Bason's personal connections with the attorney were equivalent to the types of relationships addressed by the statute, recusal is not required or appropriate. The attorney has no involvement in this case and has no prospective financial gain from Raines Feldman's involvement in this case. Nor are there other facts and circumstances calling into question the impartiality of Judge Bason. Therefore that impartiality "could not reasonably be questioned."

The Judges' Code largely mirrors the above-quoted statutes. Canon 2 states that "[a] judge should avoid impropriety and the appearance of impropriety in all activities," including that (A) "[a] judge should respect and comply with the law and should act at all times in a manner that promotes public confidence in the integrity and impartiality of the judiciary" and (B) "[a] judge should not allow family, social, political, financial, or other relationships to influence judicial conduct or judgment."

The official Commentary states, in relevant part:

An appearance of impropriety occurs when reasonable minds,

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with knowledge of all the relevant circumstances disclosed by a reasonable inquiry, would conclude that the judge's honesty, integrity, impartiality, temperament, or fitness to serve as a judge is impaired. Public confidence in the judiciary is eroded by irresponsible or improper conduct by judges, including harassment and other inappropriate workplace behavior. A judge must avoid all impropriety and appearance of impropriety. ... [Commentary to Canon 2(A).]

Canon 3 states that "[a] judge should perform the duties of the office fairly, impartially and diligently," including:

(C) Disqualification.

(1) A judge shall disqualify himself or herself in a proceeding in which the judge's impartiality might reasonably be questioned, including but not limited to instances in which:

(a) the judge has a personal bias or prejudice concerning a party ...;

...

(c) the judge knows that ... the judge's spouse ... has a financial interest in the subject matter in controversy ..., or any other interest that could be affected substantially by the outcome of the proceeding;

(d) the ... judge's spouse, or a person related to either within the third degree of relationship, or the spouse of such a person is:

...

(ii) acting as a lawyer in the proceeding;

(iii) known by the judge to have an interest that could be substantially affected by the outcome of the proceeding; ...

...

(2) A judge should ... make a reasonable effort to keep informed about the personal financial interests of the judge's spouse

(3) For the purposes of this section:

...

(c) "financial interest" means ownership of a legal or equitable interest, however small ...

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... [Canon 3(C) (emphasis added).]

For purposes of recusal, "considerations applicable to a judge's spouse should also be considered with respect to a person other than a spouse with whom the judge *maintains both a household and an intimate relationship.*" Commentary to Canon 3(C) (emphasis added). In addition, "the fact that a lawyer in a proceeding is affiliated with a law firm with which a relative of the judge is affiliated *does not of itself disqualify the judge,*" although of course if "the judge's impartiality might reasonably be questioned" under Canon [3(C)] (1), or the relative is known by the judge to have an interest in the law firm that could be "substantially affected by the outcome of the proceeding" under Canon [3(C)](1)(d)(iii), "the judge's disqualification is required." Commentary to Canon 3(C)(1)(d)(ii) (emphasis added).

The tentative ruling is that effectively the same analysis applies under the Judicial Code as under the statutes quoted earlier in this tentative ruling. In other words, recusal is neither required nor appropriate.

This analysis is reinforced by various Advisory Opinion No. 58 of the Ethics Committee, which states in part:

If [a judge's spouse or other relative] is an associate or non-equity partner and has not participated in the preparation or presentation of the case before the judge, and the relative's compensation is in no manner dependent upon the result of the case, *recusal is not mandated.*

The judge, however, always must be mindful of Canon 2[A], which directs that a judge should act at all times in a manner that "promotes public confidence in the integrity and impartiality of the judiciary," as well as the general command of Canon 3[C](1) that a judge should recuse in a proceeding in which the "judge's impartiality might reasonably be questioned." Accordingly, although recusal may not be prescribed for participation by a relative who is an associate or non-equity partner, other circumstances may arise that *in combination* with the relative's status at the firm could raise a question about the judge's impartiality and thereby warrant recusal. [*Id.* (emphasis added).]

The tentative ruling is that any concerns of the type addressed by the foregoing quote are inapplicable. Again, the attorney at issue is neither a spouse nor a relative; but supposing for the sake of discussion that the personal relationship between Judge Bason and the attorney were analogous,

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that attorney is not working on this case and will not share in revenues from this case. Nor are there other circumstances known to Judge Bason that would combine with the facts set forth at the start of this tentative ruling to warrant recusal.

(iii) Legal authorities applicable to Mr. Simon

The Code of Conduct for Judicial Employees (the "Employees' Code") largely tracks the Judges' Code. For example, Employees' Code Canon 3(F)(2)(a)(iv)(B) precludes a law clerk from performing official duties in any matter where the law clerk's spouse or relative is acting as a lawyer in the proceeding. Employees' Code Canon 3(F)(2)(a)(iii) provides that law clerks should disqualify themselves in cases where their spouses or minor children have a financial interest in a matter in controversy.

Going further, the Committee has concluded that, under Canon 2 of the Employees' Code and Canon 2A of the Judges' Code, a law clerk should be ethically screened when the law clerk's spouse is an attorney in a firm that has matters before the judge - even when that spouse has no involvement in the case, the firm is a large firm, and the spouse is an associate who has no financial interest in the outcome of the case. See Advisory Opinion No. 51. (The Committee acknowledged that, for reasons it articulated, it does not have a similar blanket rule requiring recusal of judges in similar situations - *i.e.*, when the judge's spouse is similarly employed by a law firm but is not involved in the matter at issue and receives no financial benefit from that matter. See *id.*)

The tentative ruling is that Mr. Simon need not be screened under any of the foregoing authorities. His personal friendships with, and prior employment by, the attorneys who represent Equity Trust are not sufficiently analogous to any situation involving a spouse of a law clerk who is employed by the firm that has matters pending before the judge.

(iv) Conclusion as to recusal issues

Based on the foregoing analysis, the tentative ruling is that recusal of Judge Bason is neither required nor appropriate. In addition, the tentative ruling is that, although Mr. Simon has been screened within chambers from participating in this case, it is not necessary to continue screening him.

(2) Matters on calendar

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(a) Petitioning Creditors' Objection to Google's Proof of Claim (dkt. 221-22); Google's Opposition (dkt. 246 & 251), Vandermark Decl. (dkt. 248); Petitioning Creditors' Reply (dkt. 249)

Overrule the Petitioning Creditors' objection to Google's Proof of Claim, and allow the claim in its entirety, for the reasons set forth in the tentative ruling for Calendar No. 6 (6/9/26 at 11:00 a.m.).

(b) Sale Motion (dkt. 238), Notice (dkt. 239), Notice of Sale of Estate Property (dkt. 240); Limited Opposition filed by Pentagon Federal Credit Union (dkt. 245); No reply on file

Grant as set forth in the tentative ruling for Calendar No. 7 (6/9/26 at 11:00 a.m.).

(c) Petitioning Creditors' Objection to Equity Trust's Proof of Claim (POC 362) (dkt. 228); Equity Trust's Opposition (dkt. 248), Curtis Decl. (dkt. 249); Petitioning Creditors' Reply (dkt. 255)

Defer any adjudication of Petitioning Creditors' objection to Equity Trust's Proof of Claim pending resolution of other litigation against Equity Trust, and set a continue status conference on the claim objection, for the reasons set forth in the tentative ruling for Calendar No. 8 (6/9/26 at 11:00 a.m.).

(d) Dye v. Adler (Adv. No. 2:24-ap-01280-NB)

Continue the hearing on the second motion for partial summary judgment and the status conference in this adversary proceeding as set forth in the tentative ruling for Calendar Nos. 9 and 10 (on 6/9/26 at 11:00 a.m.)

(2) Dates/procedures. The involuntary petition was filed on 8/28/24. Carolyn Dye is the duly appointed and acting trustee (dkt. 20, 22, 49, 50); and an order for relief was entered on 10/15/24 (dkt. 29).

(a) Continued status conference: 6/29/26 at 1:00 p.m., concurrent with other matters. No written status report required.

[PRIOR TENTATIVE RULINGS OMITTED]

Party Information

Debtor(s):

Oxford Gold Group Inc.

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Neil Bason, Presiding
Courtroom 1545 Calendar**

Tuesday, June 9, 2026

Hearing Room 1545

11:00 AM

CONT... Oxford Gold Group Inc.

Chapter 7

Trustee(s):

Carolyn A Dye (TR)

Represented By
James A Dumas Jr
Christian T Kim I
Maria Severson

**United States Bankruptcy Court
Central District of California
Los Angeles
Neil Bason, Presiding
Courtroom 1545 Calendar**

Tuesday, June 9, 2026

Hearing Room 1545

11:00 AM

2:25-20461 Farideh Bagheri

Chapter 7

#12.00 Cont'd hrg re: Motion to Avoid Lien under 11 U.S.C. § 522(f) (Real Property)
Creditor: Baker, Kenner & Nahra, LLP
fr. 3/24/26, 5/12/26

Docket 18

***** VACATED *** REASON: Order granting motion and vacating
hearing entered 5/26/26 (Dkt. #47]**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Farideh Bagheri

Represented By

Craig G Margulies

Samuel Mushegh Boyamian

Movant(s):

Farideh Bagheri

Represented By

Craig G Margulies

Craig G Margulies

Craig G Margulies

Craig G Margulies

Craig G Margulies

Samuel Mushegh Boyamian

Samuel Mushegh Boyamian

Samuel Mushegh Boyamian

Samuel Mushegh Boyamian

Samuel Mushegh Boyamian

Trustee(s):

Timothy Yoo (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Neil Bason, Presiding
Courtroom 1545 Calendar**

Tuesday, June 9, 2026

Hearing Room 1545

11:00 AM

2:21-19480 Howard Chorng Jeng Wu

Chapter 7

#13.00 Cont'd hrg re: To Determine Whether to Issue Order to Show Cause Regarding Alleged Violation of the Discharge Injunction fr. 2/25/25, 4/8/25, 5/20/25, 07/15/25, 8/19/25, 10/21/25, 2/10/26

Docket 127

Tentative Ruling:

Tentative Ruling for 6/9/26:

Continue to 12/15/26 at 11:00 a.m. (because hearing dates have yet to be set for 2027), with the option to file a status report prior to that continued Status Conference, provided that any such report must be filed and served no later than 12/8/26. See Stat.Rpt. (dkt. 154) (requesting continuance to Jan. 2027). Appearances are not required on 6/9/26.

If you are making an appearance, you may do so (1) in person in the courtroom, unless the Court has been closed (check the Court's website for public notices), (2) via ZoomGov video, or (3) via ZoomGov telephone. For ZoomGov instructions for all matters on calendar, please see page 1 of the posted tentative rulings.

[PRIOR TENTATIVE RULING(S) OMITTED]

Party Information

Debtor(s):

Howard Chorng Jeng Wu

Represented By
Eric Bensamochan

Trustee(s):

Heide Kurtz (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Neil Bason, Presiding
Courtroom 1545 Calendar**

Tuesday, June 9, 2026

Hearing Room 1545

11:00 AM

2:02-25896 Howard Neal Weinberg

Chapter 7

Adv#: 2:25-01384 Weinberg v. Small Business Administration

#14.00 Cont'd Status Conference re: Complaint for violation of
the discharge injunction under 11 USC section 524(a)(2)
fr. 1/6/26, 3/10/26, 4/21/26

Docket 1

***** VACATED *** REASON: Dismissed per order entered (dkt.36)**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Howard Neal Weinberg

Represented By
Henry M Toles
Baruch C Cohen

Defendant(s):

Small Business Administration

Represented By
Elan S Levey
Gil Hopenstand

Joint Debtor(s):

Mary Mullikin Weinberg

Represented By
Henry M Toles

Plaintiff(s):

Howard Weinberg

Represented By
Baruch C Cohen

Trustee(s):

Peter C Anderson (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Neil Bason, Presiding
Courtroom 1545 Calendar**

Tuesday, June 9, 2026

Hearing Room 1545

11:00 AM

2:24-17763 Julie Elizabeth Sagatelian

Chapter 13

Adv#: 2:24-01262 Sagatelian v. U.S. Bank National Assoc.asTrustee for Banc of Ame

#15.00 Cont'd Status Conference re: Complaint of Plaintiff: i. Breach of Contract; ii. Breach of the Duty of Good Faith and Fair Dealing; iii. Violations of Fair Debt Collection Practices Act; iv. Violations of the Truth in Lending Act; v. Request for Relief vi. Request for Injunctive Relief
fr. 1/28/25, 3/4/25, 4/8/25, 6/17/25, 9/23/25, 01/20/26, 2/24/26, 3/24/26, 4/21/26

Docket 1

Tentative Ruling:

Tentative Ruling for 6/9/26:

Continue as set forth below. Appearances are not required on 6/9/26. (If you wish to contest the tentative ruling, see the Posted Procedures of Judge Bason, available at www.cacb.uscourts.gov, then search for "tentative rulings.")

If you are making an appearance, you may do so (1) in person in the courtroom, unless the Court has been closed (check the Court's website for public notices), (2) via ZoomGov video, or (3) via ZoomGov telephone. For ZoomGov instructions for all matters on calendar, please see page 1 of the posted tentative rulings.

(1) Current issues

(a) Motion to Tax Costs (adv. dkt. 69) and Bill of Costs (adv. dkt. 69).

No opposition on file

Award Defendants costs of suit in the amount of \$2,955.64.

Proposed order(s): Unless otherwise ordered, Defendants are directed to lodge a proposed order via LOU within 7 days after the hearing date (per LBR 9021-1(b)(1)(B)).

(b) Continued status conference

The tentative ruling is to continue this status conference (see part "(2)," below). Unless there are any other post-judgment matters that need to be

**United States Bankruptcy Court
Central District of California
Los Angeles
Neil Bason, Presiding
Courtroom 1545 Calendar**

Tuesday, June 9, 2026

Hearing Room 1545

11:00 AM

CONT... Julie Elizabeth Sagatelian

Chapter 13

addressed, this Court anticipates posting a tentative ruling excusing appearances and concluding that continued status conference.

(2) Standard requirements

[Intentionally omitted.]

Joint Status Report: Not required

Continued status conference: 7/14/26 at 11:00 a.m.

[PRIOR TENTATIVE RULING(S) OMITTED]

Party Information

Debtor(s):

Julie Elizabeth Sagatelian

Represented By
Sevan Gorginian

Defendant(s):

U.S. Bank National Assoc.asTrustee

Represented By
Justin D Balser
Jennifer Marie Wade

NATIONSTAR MORTGAGE LLC

Represented By
Justin D Balser
Jillian Kaiser
Jennifer Marie Wade

Plaintiff(s):

Julie Sagatelian

Represented By
Susan Barilich

Trustee(s):

Kathy A Dockery (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Neil Bason, Presiding
Courtroom 1545 Calendar**

Tuesday, June 9, 2026

Hearing Room 1545

11:00 AM

2:25-13048 RD William Whittington

Chapter 7

Adv#: 2:25-01318 HFC Acceptance, LLC d/b/a Midway HFCA, LLC v. Whittington

#16.00 Cont'd status conference re: Complaint by HFC Acceptance, LLC d/b/a Midway HFCA, LLC to determine dischargeability pursuant to 11 usc section 523(c)(1) fr. 9/23/25, 10/21/25, 2/24/26, 4/21/26

Docket 1

Tentative Ruling:

Tentative Ruling for 6/9/26:

Appearances required.

If you are making an appearance, you may do so (1) in person in the courtroom, unless the Court has been closed (check the Court's website for public notices), (2) via ZoomGov video, or (3) via ZoomGov telephone. For ZoomGov instructions for all matters on calendar, please see page 1 of the posted Tentative Rulings.

(1) Current issues

As of the preparation of this tentative ruling, no status report has been filed despite one being due by 5/29/26 pursuant to this Court's adopted tentative ruling for the 4/21/26 status conference. Why not? This Court understands that new counsel substituted in on behalf of Defendant/Debtor on 4/27/26, but this does not excuse the failure by either party to prepare and file a status report. Counsel is cautioned that failure to comply with deadlines in future may result in adverse consequences.

The parties are directed to address whether this Court should adhere to the existing discovery cutoff and other deadlines (*see* adv. dkt. 23), or take some other approach. This Court notes that, on the one hand, Defendant/Debtor has only recently retained new counsel, who will need time to acclimate to this matter; and, on the other hand, Defendant/Debtor already has had a long time and repeated continuances.

(2) Standard requirements

The following are Judge Bason's standard requirements for status conferences. (To the extent that the parties have already addressed these

**United States Bankruptcy Court
Central District of California
Los Angeles
Neil Bason, Presiding
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Tuesday, June 9, 2026

Hearing Room 1545

11:00 AM

CONT... RD William Whittington

Chapter 7

issues in their status report, they need not repeat their positions at the status conference.)

(a) Venue/jurisdiction/authority

Matters of venue, jurisdiction, and authority have been determined and/or waived or forfeited (adv. dkt. 13).

(b) Mediation

The tentative ruling is to decline to direct the parties to attend formal mediation at this time.

(c) Deadlines

This adversary proceeding has been pending since 7/21/25. The scheduled deadlines and/or hearing trial date(s) have been memorialized in this Court's written order (adv. dkt. 23), except as modified/supplemented below:

Joint Status Report: 6/30/26.

Continued status conference: 7/14/26 at 11:00 a.m.

[PRIOR TENTATIVE RULING(S) OMITTED]

Party Information

Debtor(s):

RD William Whittington

Represented By
Charles Shamash

Defendant(s):

RD William Whittington

Represented By
Charles Shamash

Plaintiff(s):

HFC Acceptance, LLC d/b/a

Represented By
Brian J. Hembd

Trustee(s):

John P Pringle (TR)

Represented By
Todd A. Frealy

**United States Bankruptcy Court
Central District of California
Los Angeles
Neil Bason, Presiding
Courtroom 1545 Calendar**

Tuesday, June 9, 2026

Hearing Room 1545

11:00 AM

CONT... RD William Whittington

Chapter 7

LEVENE, NEALE, BENDER, YOO &

**United States Bankruptcy Court
Central District of California
Los Angeles
Neil Bason, Presiding
Courtroom 1545 Calendar**

Tuesday, June 9, 2026

Hearing Room 1545

11:00 AM

2:25-16752 Gustavo Ruiz

Chapter 13

Adv#: 2:25-01417 Ruiz v. LOAN FUNDER LLC, a Delaware Limited Liability Comp

- #17.00** Cont'd Status Conference re: Complaint for (1) Fraudulent Transfer; (2) Violations of California High-Cost Mortgage Law, California Financial Code §4970 et seq; (3) Violation of California Civil Code § 1632; (4) Intentional Misrepresentation; (5) Fraud; (6) Unfair Business Practices; and (Bus Prof Code § 17200) (7) Declaratory Relief
[First Amended Complaint filed 4/7/2026]
[Second Amended Complaint filed 4/28/2026]
fr. 2/24/26, 3/24/26, 4/21/26

Docket 1

Tentative Ruling:

Tentative Ruling for 6/9/26:

Continue as set forth below. Appearances are not required on 6/9/26. (If you wish to contest the tentative ruling, see the Posted Procedures of Judge Bason, available at www.cacb.uscourts.gov, then search for "tentative rulings.")

If you are making an appearance, you may do so (1) in person in the courtroom, unless the Court has been closed (check the Court's website for public notices), (2) via ZoomGov video, or (3) via ZoomGov telephone. For ZoomGov instructions for all matters on calendar, please see page 1 of the posted Tentative Rulings.

(1) Current issues

[Intentionally omitted].

(2) Standard requirements

(a) Venue/jurisdiction/authority

Matters of venue, jurisdiction, and authority have been determined and/or waived or forfeited by the Plaintiff, Loan Funder LLC and Loan Funder LLC Series 8389, HOF I Grantor Trust 5, A Delaware Trust. See Stat.Rpt. (adv. dkt. 31), p. 4, para. F.

**United States Bankruptcy Court
Central District of California
Los Angeles
Neil Bason, Presiding
Courtroom 1545 Calendar**

Tuesday, June 9, 2026

Hearing Room 1545

11:00 AM

CONT...

Gustavo Ruiz

Chapter 13

(b) Mediation

Debtor and answering defendants—Loan Funder LLC and Loan Funder LLC Series 8389, HOF I Grantor Trust 5, A Delaware Trust—each favor mediation (Stat. Rpt., adv. dkt. 31), so the tentative ruling is to order the parties to mediation and set a **deadline of 6/23/26** for the parties to lodge a proposed mediation order (the parties are directed to use the time between now and that deadline to find a mutually agreeable mediator whose schedule can accommodate the needs of this matter, and if the parties cannot agree on a mediator, they may lodge separate orders and Judge Bason will choose among them, or issue his own order).

(c) Deadlines

This adversary proceeding has been pending since 12/23/25. The tentative ruling is that it would be premature to set any deadlines, other than the date of a continued status conference, to be determined.

Joint Status Report: No status report required.

Continued status conference: 7/14/26 at 11:00 a.m. No written status report required.

[PRIOR TENTATIVE RULING(S) OMITTED]

Party Information

Debtor(s):

Gustavo Ruiz

Represented By
Onyinye N Anyama
Stella A Havkin

Defendant(s):

LOAN FUNDER LLC, a Delaware

Represented By
Daniel I Singer

LOAN FUNDER LLC SERIES

Represented By
Daniel I Singer

HOF I Grantor Trust 5 a Delaware

Represented By
Daniel I Singer

JSS ENTERPRISES INC, an

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Neil Bason, Presiding
Courtroom 1545 Calendar**

Tuesday, June 9, 2026

Hearing Room 1545

11:00 AM

CONT... Gustavo Ruiz

Chapter 13

LIL WAVE FINANCIAL INC dba

Pro Se

Plaintiff(s):

Gustavo Ruiz

Represented By
Stella A Havkin

Trustee(s):

Kathy A Dockery (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Neil Bason, Presiding
Courtroom 1545 Calendar**

Tuesday, June 9, 2026

Hearing Room 1545

11:00 AM

2:22-16991 Fallah Nasser Alfallah

Chapter 7

Adv#: 2:24-01266 Avery as Chapter 7 Trustee v. Alfallah

#18.00 Cont'd status conference re: Chapter 7 trustee's complaint
for denial of discharge under 11 U.S.C section 727(a)
fr. 1/28/25, 5/6/25, 9/23/25, 12/16/25, 2/24/26, 4/21/26

Docket 1

Tentative Ruling:

Tentative Ruling for 6/9/26:

Continue as set forth below. Appearances are not required on 6/9/26. (If you wish to contest the tentative ruling, see the Posted Procedures of Judge Bason, available at www.cacb.uscourts.gov, then search for "tentative rulings.")

If you are making an appearance, you may do so (1) in person in the courtroom, unless the Court has been closed (check the Court's website for public notices), (2) via ZoomGov video, or (3) via ZoomGov telephone. For ZoomGov instructions for all matters on calendar, please see page 1 of the posted tentative rulings.

(1) Current issues

This Court has reviewed the Joint Status Report filed on 5/28/26 (adv. dkt. 13) and the other filed documents and records in this adversary proceeding.

The parties represent that the discovery process will involve obtaining documents from international third party sources, such as the National Bank of Kuwait, and that it is difficult to estimate how long it will take to complete discovery. Status Report (adv. dkt. 13) para. B (p. 2). Therefore, the tentative ruling is not to set litigation deadlines at this time (other than the date of a continued status conference, as set forth in part "(2)(c)," below).

(2) Standard requirements

The following are Judge Bason's standard requirements for status conferences. (To the extent that the parties have already addressed these issues in their status report, they need not repeat their positions at the status

**United States Bankruptcy Court
Central District of California
Los Angeles
Neil Bason, Presiding
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Tuesday, June 9, 2026

Hearing Room 1545

11:00 AM

CONT... **Fallah Nasser Alfallah**
conference.)

Chapter 7

(a) Venue/jurisdiction/authority

Matters of venue, jurisdiction, and authority have been determined and/or waived or forfeited (adv. dkt. 10, p. 4, para. f)

(b) Mediation

The parties represent that informal settlement discussions have occurred and remain ongoing, and neither party requests formal mediation (Status Report (adv. dkt. 13) para. E (p. 3)), so the tentative ruling is to decline to direct the parties to attend formal mediation at this time.

(c) Deadlines

This adversary proceeding has been pending since 11/27/24.

For the reasons set forth in part "(1)," above, the tentative ruling is not to set any litigation deadlines at this time (other than the date of a continued status conference, as set forth below).

Joint Status Report: 11/3/26

Continued status conference: 11/17/26 at 11:00 a.m.

[PRIOR TENTATIVE RULING(S) OMITTED]

Party Information

Debtor(s):

Fallah Nasser Alfallah

Represented By
Derrick Talerico

Defendant(s):

Fallah Nasser Alfallah

Represented By
Derrick Talerico

Plaintiff(s):

Wesley H Avery as Chapter 7

Represented By
Joshua K Partington
Andrew Still
Derrick Talerico

**United States Bankruptcy Court
Central District of California
Los Angeles
Neil Bason, Presiding
Courtroom 1545 Calendar**

Tuesday, June 9, 2026

Hearing Room 1545

11:00 AM

CONT... Fallah Nasser Alfallah

Chapter 7

Trustee(s):

Wesley H Avery (TR)

Represented By
Joshua K Partington

**United States Bankruptcy Court
Central District of California
Los Angeles
Neil Bason, Presiding
Courtroom 1545 Calendar**

Tuesday, June 9, 2026

Hearing Room 1545

11:00 AM

2:23-18579 Clinical Edify

Chapter 7

Adv#: 2:25-01418 Ehrenberg, Chapter 7 Trustee v. Early Sullivan Wright Gizer & McRae LLP

#19.00 Cont'd Status Conference re: Complaint for: (1) Avoidance Of Intentional Fraudulent Transfers, (2) Avoidance Of Constructive Fraudulent Transfers, (3) Avoidance Of Preferential Transfers, (4) Recovery Of Avoided Transfers, And (5) Disallowance Of Claims
fr. 2/24/26, 4/21/26

Docket 1

Tentative Ruling:

Tentative Ruling for 6/9/26:

Continue as set forth below. Appearances are not required on 6/9/26. (If you wish to contest the tentative ruling, see the Posted Procedures of Judge Bason, available at www.cacb.uscourts.gov, then search for "tentative rulings.")

If you are making an appearance, you may do so (1) in person in the courtroom, unless the Court has been closed (check the Court's website for public notices), (2) via ZoomGov video, or (3) via ZoomGov telephone. For ZoomGov instructions for all matters on calendar, please see page 1 of the posted tentative rulings.

(1) Current issues

This Court has no issues to raise *sua sponte*, except that the parties are cautioned in future to file their status reports on a timely basis.

(2) Standard requirements

The following are Judge Bason's standard requirements for status conferences. (To the extent that the parties have already addressed these issues in their status report, they need not repeat their positions at the status conference.)

(a) Venue/jurisdiction/authority

Matters of venue, jurisdiction, and authority have been determined and/or waived or forfeited (see adv. dkt. 17).

**United States Bankruptcy Court
Central District of California
Los Angeles
Neil Bason, Presiding
Courtroom 1545 Calendar**

Tuesday, June 9, 2026

Hearing Room 1545

11:00 AM

CONT... Clinical Edify

Chapter 7

(b) Mediation

This Court issued an order directing the parties to attend formal mediation on 5/28/26 (adv. dkt. 20).

(c) Deadlines

This adversary proceeding has been pending since 12/24/25. The tentative ruling is not to set litigation deadlines at this time (other than the dates set forth below).

Joint Status Report: 6/30/26.

Continued status conference: 7/14/26 at 11:00 a.m.

[PRIOR TENTATIVE RULING(S) OMITTED]

Party Information

Debtor(s):

Clinical Edify

Pro Se

Defendant(s):

Early Sullivan Wright Gizer &

Represented By
Scott E Gizer

Plaintiff(s):

Howard M Ehrenberg, Chapter 7

Represented By
Mark S Horoupian
Steve Burnell

Trustee(s):

Howard M Ehrenberg (TR)

Represented By
Steve Burnell
Mark S Horoupian

**United States Bankruptcy Court
Central District of California
Los Angeles
Neil Bason, Presiding
Courtroom 1545 Calendar**

Tuesday, June 9, 2026

Hearing Room 1545

11:00 AM

2:24-11121 Alan Tri Luu

Chapter 7

Adv#: 2:24-01127 Runway Fash Inc., a California corporation, doing v. Luu

#20.00 Cont'd Status Conference re: Complaint Excepting Discharge
of Debt Pursuant to 11 U.S.C. Section 523(A)(6)
fr. 4/8/25, 6/12/25, 07/15/25, 8/12/25, 9/23/25, 10/21/25, 1/6/26,
2/24/26, 4/21/26, 5/12/26

Docket 1

***** VACATED *** REASON: Cont'd to 7/14/26 at 11am at 5/12/26 status
conference**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Alan Tri Luu

Represented By
Rex Tran

Defendant(s):

Alan Tri Luu

Pro Se

Plaintiff(s):

Runway Fash Inc., a California

Represented By
Daniel H Wu

Trustee(s):

Sam S Leslie (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Neil Bason, Presiding
Courtroom 1545 Calendar**

Tuesday, June 9, 2026

Hearing Room 1545

1:00 PM

2:24-19904 Georgia K Bode

Chapter 11

#1.00 Hrg re: Motion in individual Chapter 11 Case for order authorizing debtor in possession to employ bankruptcy counsel Offit Kurman, PC as General Bankruptcy Counsel

Docket 234

Tentative Ruling:

Please see the tentative ruling for the status conference (Calendar No. 2, 6/9/26 at 1:00 p.m.)

Party Information

Debtor(s):

Georgia K Bode

Represented By

Byron Z Moldo
Shantal Malmed
Casey Z Donoyan
Ori S Blumenfeld

Movant(s):

Georgia K Bode

Represented By

Byron Z Moldo
Byron Z Moldo
Shantal Malmed
Shantal Malmed
Casey Z Donoyan
Casey Z Donoyan
Ori S Blumenfeld
Ori S Blumenfeld

**United States Bankruptcy Court
Central District of California
Los Angeles
Neil Bason, Presiding
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Tuesday, June 9, 2026

Hearing Room 1545

1:00 PM

2:24-19904 Georgia K Bode

Chapter 11

#2.00 Cont'd status conference re: Chapter 11 case
fr. 1/7/25, 2/25/25, 4/8/25, 5/6/25, 6/24/25, 8/5/25,
9/23/25, 10/7/25, 11/4/25, 11/18/25, 12/16/25,
1/6/26, 2/10/26, 2/24/26, 3/10/26, 3/24/26, 4/7/26,
4/21/26, 5/5/26, 6/2/26

Docket 1

Tentative Ruling:

Tentative Ruling for 6/9/26:

Conditionally grant the motion authorizing employment of general bankruptcy counsel, subject to the conditions below, and continue this Status Conference, as set forth below. Appearances are not required on 6/9/26.

If you are making an appearance, you may do so (1) in person in the courtroom, unless the Court has been closed (check the Court's website for public notices), (2) via ZoomGov video, or (3) via ZoomGov telephone. For ZoomGov instructions for all matters on calendar, please see page 1 of the posted tentative rulings.

(1) Current issues

(a) Notice of motion and motion for order authorizing employment of general bankruptcy counsel (dkt. 234); notice of no opposition (dkt. 241)

Conditionally grant, subject to (i) the proviso that payments of the retainer and all legal fees are to come first from any assets that are exempt and only thereafter from any non-exempt assets, and in the event that additional assets are later determined to be exempt then those assets shall be used to reimburse the bankruptcy estate for prior payments out of non-exempt assets; and (ii) Movant must file a Statement of Disinterestedness executed by proposed counsel upon Local Form F 2014 1.STMT.DISINTEREST.PROF, which is required by the Procedures of Judge Bason (available at <https://www.cacb.uscourts.gov/>, the "Procedures"), and that statement must be satisfactory to this Court.

**United States Bankruptcy Court
Central District of California
Los Angeles
Neil Bason, Presiding
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Tuesday, June 9, 2026

Hearing Room 1545

1:00 PM

CONT...

Georgia K Bode

Chapter 11

Proposed order(s): Unless otherwise ordered, Movant is directed to lodge proposed order(s) on the matter(s) addressed here via LOU upon Movant filing the Statement of Disinterestedness detailed above and within 7 days after the hearing date (per LBR 9021-1(b)(1)(B)), and attach a copy of this tentative ruling, thereby incorporating it as this Court's actual ruling.

(2) Dates/procedures. This case was filed on 12/4/25.

(a) Bar date: 4/11/25 (dkt. 33) (timely served, dkt. 36).

(b) Procedures Order: dkt. 6 (not timely served, but served soon after deadline, which gives notice of matters therein, dkt. 10)

(c) Plan/Disclosure Statement: due 6/22/26 (see dkt. 239).

(d) Continued status conference: 6/30/26 at 2:00 p.m. (concurrent with other matters). No written status report required.

[PRIOR TENTATIVE RULING(S) OMITTED]

Party Information

Debtor(s):

Georgia K Bode

Represented By
David B Zolkin

**United States Bankruptcy Court
Central District of California
Los Angeles
Neil Bason, Presiding
Courtroom 1545 Calendar**

Tuesday, June 9, 2026

Hearing Room 1545

1:00 PM

2:25-19576 Supra National Express, Inc.

Chapter 11

#3.00 Hrg re: Motion for Relief from Automatic Stay [RP]

HARVEST SMALL BUSINESS FINANCE, LLC
vs
DEBTOR

Docket 146

Tentative Ruling:

Appearances required. There is no tentative ruling except that this Court agrees with Movant that "cause" in 11 U.S.C. 362(d)(1) is defined as "including," but is not limited to, a lack of adequate protection. See 11 U.S.C. 102(3) (the word "including" is "not limiting"). In addition, this Court takes judicial notice that even with an equity cushion, creditors are harmed by delays, in ways that are not always fully compensated by contractual interest and other charges. Accordingly, this Court has ruled in other cases that debtors cannot simply "park" in bankruptcy without progressing toward a viable exit strategy.

The parties should be prepared to address the foregoing and whether they will agree to the terms of an adequate protection order. See Debtor's opposition, dkt. 154.

If you are making an appearance, you may do so (1) in person in the courtroom, unless the Court has been closed (check the Court's website for public notices), (2) via ZoomGov video, or (3) via ZoomGov telephone. For ZoomGov instructions for all matters on calendar, please see page 1 of the posted tentative rulings.

Party Information

Debtor(s):

Supra National Express, Inc.

Represented By

Ron Bender

Todd M Arnold

Robert Carrasco

Levene Neale Bender Yoo & Golubchik LLP

**United States Bankruptcy Court
Central District of California
Los Angeles
Neil Bason, Presiding
Courtroom 1545 Calendar**

Tuesday, June 9, 2026

Hearing Room 1545

1:00 PM

CONT... Supra National Express, Inc.

Chapter 11

Movant(s):

Harvest Small Business Finance,

Represented By
Jessica M. Simon

**United States Bankruptcy Court
Central District of California
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Hearing Room 1545

1:00 PM

2:25-19576 Supra National Express, Inc.

Chapter 11

#4.00 Cont'd Status Conference re: Chapter 11 Case
fr. 11/4/25, 12/2/25, 12/16/25, 01/06/26, 01/15/26, 2/12/26
3/24/26, 5/12/26

Docket 1

Tentative Ruling:

Tentative Ruling for 6/9/26:

Address whether to issue some form of adequate protection order ("APO"), and continue the status conference as set forth below. Appearances required.

If you are making an appearance, you may do so (1) in person in the courtroom, unless the Court has been closed (check the Court's website for public notices), (2) via ZoomGov video, or (3) via ZoomGov telephone. For ZoomGov instructions for all matters on calendar, please see page 1 of the posted Tentative Rulings.

(1) Current issues

(a) Motion for Relief From the Automatic Stay (dkt. 146); declaration (dkt. 147); opposition (dkt. 154); and reply (dkt. 157)

Please see the tentative ruling for the motion for relief from the automatic stay (Calendar No. 3, 6/9/26 at 1:00 p.m.).

(2) Dates/procedures. This case was filed on 10/28/25.

(a) Bar date: 2/24/26 (dkt. 61) (timely served, dkt. 67)

(b) Procedures Order: dkt. 3 (timely served, dkt.22)

(c) Plan/Disclosure Statement: 5/17/26 (dkt. 120) (DO NOT SERVE - except on the U.S. Trustee). See Procedures Order.

(d) Continued status conference: 7/14/26 at 1:00 p.m. No written status report required.

[PRIOR TENTATIVE RULING(S) OMITTED]

Party Information

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Central District of California
Los Angeles
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CONT... Supra National Express, Inc.

Chapter 11

Debtor(s):

Supra National Express, Inc.

Represented By

Ron Bender

Todd M Arnold

Robert Carrasco

Levene Neale Bender Yoo & Golubchik LLP

**United States Bankruptcy Court
Central District of California
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Tuesday, June 9, 2026

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1:00 PM

2:26-10067 Alpine Corporation

Chapter 11

Adv#: 2:26-01040 Alpine Corporation v. Samson MCA LLC

#5.00 Hrg re: Plaintiff's Motion for Default Judgment Under 11 U.S.C. 7055-1

Docket 20

Tentative Ruling:

Please see the tentative ruling for the status conference (Calendar No. 6, 6/9/26 at 1:00 p.m.).

Party Information

Debtor(s):

Alpine Corporation

Represented By

Michael S Kogan

Ramin Azadegan

Defendant(s):

Samson MCA LLC

Pro Se

Movant(s):

Alpine Corporation

Represented By

Michael S Kogan

Plaintiff(s):

Alpine Corporation

Represented By

Michael S Kogan

**United States Bankruptcy Court
Central District of California
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Tuesday, June 9, 2026

Hearing Room 1545

1:00 PM

2:26-10067 Alpine Corporation

Chapter 11

Adv#: 2:26-01040 Alpine Corporation v. Samson MCA LLC

#6.00 Cont'd Status Conference re: Complaint for: (1) Declaratory Relief; (2) Usury; (3) Fraudulent Transfers; (4) Recovery Avoided Transfers; (5) RICO; (6) Business Prof Code; (7) Subordination; (8) Preference Transfers; (9) Injunction; and (10) Determination of Claim
fr. 4/21/26

Docket 1

Tentative Ruling:

Tentative Ruling for 6/9/26:

Continue Plaintiff/Debtor's motion for default judgment to be concurrent with the continued the status conference, for filing and service of a further declaration in support of the default judgment, and also to provide Defendant an opportunity to file its contemplated motion to set aside the entry of default, all as set forth below. Appearances are not required on 6/9/26. (If you wish to contest the tentative ruling, see the "Procedures of Judge Bason," available at www.cacb.uscourts.gov, then search for "tentative rulings.")

If you are making an appearance, you may do so (1) in person in the courtroom, unless the Court has been closed (check the Court's website for public notices), (2) via ZoomGov video, or (3) via ZoomGov telephone. For ZoomGov instructions for all matters on calendar, please see page 1 of the posted Tentative Rulings.

(1) Current issues

(a) Plaintiff/Debtor's Motion for Default Judgment (adv. dkt. 20), Notice (adv. dkt. 21), No written opposition on file

On 6/8/26, this Court's staff was advised that Defendant intended to file a motion to set aside the entry of its default. The tentative ruling is to **set a deadline of 6/12/26** for Defendant to file that motion, with notice of an opposition deadline of 7/14/26, a reply deadline of 7/21/26, and a hearing at the same date and time as the continued status conference (see part "(2)(c)," below).

The tentative ruling is that this schedule does not prejudice

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CONT...

Alpine Corporation

Chapter 11

Plaintiff/Debtor because, even if this Court had not been notified that Defendant intended to seek to set aside its default, the tentative ruling is that this Court would not be in a position to enter default judgment in favor of Plaintiff/Debtor at this hearing, since Plaintiff/Debtor has not provided sufficient support for its calculations – e.g., the specific dollar amounts on some of the claims for relief including alleged treble damages, the alleged annual interest rate, etc. The tentative ruling is to **set a deadline of 7/7/26** for Plaintiff/Debtor to file a supplemental declaration in support of its request for default judgment, with notice of an opposition deadline of 7/14/26 and a reply deadline of 7/21/26.

Note: This Court is aware that entry of a defendant's default cuts off the defendant's right to appear in the action or present evidence. *Horton v. Sierra Conservation Ctr.*, No. 1:09-CV-01441-AWI-SMS, 2010 WL 743849, at *1 (E.D. Cal. Mar. 1, 2010) *report and recommendation adopted*, No. 1:09-CV-01441AWISMS, 2010 WL 1267743 (E.D. Cal. Mar. 31, 2010); *Great Am. Ins. Co. v. M.J. Menefee Const., Inc.*, No. F06-0392 AWIDL, 2006 WL 2522408, at *2 (E.D. Cal. Aug. 29, 2006). However, it is also true that this Court "may set aside an entry of default for good cause" (Rule 55(c), Fed. R. Civ. P., made applicable by Rule 7055, Fed. R. Bankr. P.); that "judgment by default is a drastic step appropriate only in extreme circumstances"; and that "a case should, whenever possible, be decided on the merits." *United States v. Signed Pers. Check No. 730 of Yubran S. Mesle*, 615 F.3d 1085, 1091 (9th Cir. 2010) (internal citation and quotation omitted). Therefore, without prejudging whether Defendant's default will in fact be set aside, in the interest of facilitating the "just, speedy, and inexpensive determination" of this adversary proceeding (Rule 1001(a), Fed. R. Bankr. P.), it is appropriate to set the foregoing deadlines for Defendant to provisionally file papers in opposition to Plaintiff/Debtor's motion for default judgment. (This Court also notes that even if Defendant's default is not set aside, Defendant most likely still would have the right to present evidence in opposition to damages sought by Plaintiff/Debtor that are not based on a sum certain or a sum that can be made certain by computation.) *If* this Court does set aside the entry of Defendant's default, this Court will then have the ability to consider any evidence that Defendant chooses to present in opposition to the dollar amounts of damages sought by Plaintiff/Debtor; however,

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CONT...

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Chapter 11

if Defendant's default is not set aside, that may limit the scope of evidence that this Court may properly consider.

(b) Searchable text

Plaintiff/Debtor is directed to file all future word processed documents in this case in searchable format (*i.e.*, converted, not scanned).

(2) Standard requirements

The following are Judge Bason's standard requirements for status conferences. (To the extent that the parties have already addressed these issues in their status report, they need not repeat their positions at the status conference.)

(a) Venue/jurisdiction/authority

Any challenge to venue, jurisdiction, or authority has been waived or forfeited.

(b) Mediation

[Intentionally omitted]

(c) Deadlines

This adversary proceeding has been pending since 2/25/26. The tentative ruling is to set a continued status conference to address any post-judgment matters, as set forth below.

Joint Status Report: Not required

Continued status conference: 7/28/26 at 1:00 p.m. No written status report required.

Tentative Ruling for 4/21/26:

(A) Continue the section 105 injunction through the date of plan confirmation or dismissal of the case, whichever occurs first; (B) schedule a default prove-up hearing; and (C) continue the status conference, all as set forth below.

Appearances are not required on 4/21/26. (If you wish to contest the tentative ruling, see the "Procedures of Judge Bason," available at www.cacb.uscourts.gov, then search for "tentative rulings.")

If you are making an appearance, you may do so (1) in person in the

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CONT... Alpine Corporation

Chapter 11

courtroom, unless the Court has been closed (check the Court's website for public notices), (2) via ZoomGov video, or (3) via ZoomGov telephone. For ZoomGov instructions for all matters on calendar, please see page 1 of the posted Tentative Rulings.

(1) Current issues

(a) Duration of section 105 injunction (adv. dkt. 8)

On 3/30/26, this Court issued an order temporarily granting in part and denying in part Plaintiff/Debtor's motion for a section 105 injunction against Defendant (see adv. dkt. 8). Specifically, this Court determined that Plaintiff/Debtor was entitled to a section 105 injunction lasting for a period of approximately sixty days, and that if Plaintiff/Debtor wished to extend the injunction beyond that period, it would be required to supply additional evidence in support of an extension. Order (adv. dkt. 8) p. 5.

On 4/6/26, the Clerk of the Court entered Defendant's default (see adv. dkt. 12). In view of the entry of Defendant's default, the tentative ruling is (A) that Plaintiff/Debtor is no longer required to file and serve papers seeking an extension of the section 105 injunction, as previously ordered by this Court; (B) that the hearing on whether to extend the section 105 injunction (scheduled for 6/2/26 at 1:00 p.m.) will go off calendar; and (C) that the section 105 injunction will now be continued through the date of confirmation of any plan or dismissal of the case, whichever occurs first.

Proposed order(s): Unless otherwise ordered, Plaintiff/Debtor is directed to lodge proposed order(s) on the matter(s) addressed here via LOU within 7 days after the hearing date (per LBR 9021-1(b)(1)(B)) and attach a copy of this tentative ruling, thereby adopting it as this Court's actual ruling.

(b) Default prove-up hearing

The tentative ruling is to set a default-prove up hearing for **6/9/26 at 1:00 p.m.**, with a deadline of 5/19/26 for Plaintiff/Debtor to file and serve a motion for entry of default judgment, a deadline of 5/26/26 for Defendant to oppose the amount of the default judgment sought (since Defendant's default has been entered, unless and until Defendant obtains entry of an order setting aside its default, its opposition may contest only the amount of damages), and a deadline of 6/2/26 for Plaintiff/Debtor's reply.

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CONT... Alpine Corporation

Chapter 11

(c) Continued status conference

The tentative ruling is to set a continued status conference concurrent with the default prove-up hearing (see part "(1)(b)," above). No written status report required.

(2) Standard requirements

The following are Judge Bason's standard requirements for status conferences. (To the extent that the parties have already addressed these issues in their status report, they need not repeat their positions at the status conference.)

(a) Venue/jurisdiction/authority

Any challenge to venue, jurisdiction, or authority has been waived or forfeited.

(b) Mediation

[Intentionally omitted]

(c) Deadlines

This adversary proceeding has been pending since 2/25/26. In view of Defendant's default, the tentative ruling is to decline to set any deadlines, other than as set forth in part "(1)," above.

Party Information

Debtor(s):

Alpine Corporation

Represented By

Michael S Kogan

Ramin Azadegan

Defendant(s):

Samson MCA LLC

Pro Se

Plaintiff(s):

Alpine Corporation

Represented By

Michael S Kogan

**United States Bankruptcy Court
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1:00 PM

2:26-10067 Alpine Corporation

Chapter 11

#6.10 Cont'd hrg re: Motion for Order Approving Financing as Unsecured
Credit Allowable as an Administrative Expense
fr. 4/21/26, 5/12/26, 5/20/26, 6/2/26

Docket 241

Tentative Ruling:

Please see the tentative ruling for the status conference (Calendar No. 6.3,
6/9/26 at 1:00 p.m.).

Party Information

Debtor(s):

Alpine Corporation

Represented By
Michael S Kogan

Movant(s):

Alpine Corporation

Represented By
Michael S Kogan

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1:00 PM

2:26-10067 Alpine Corporation

Chapter 11

#6.20 Cont'd hrg re: Emergency Motion for Authority to Use (A) Cash Collateral on an Interim Basis Pending Final Hearing; and (B) Grant Replacement Liens fr. 1/9/26, 01/20/26, 01/26/26, 2/3/26, 2/10/26, 2/24/26, 3/10/26, 3/24/26, 4/7/26, 4/21/26, 5/12/26, 5/20/26, 6/2/26

Docket 15

Tentative Ruling:

Please see the tentative ruling for the status conference (Calendar No. 6.3, 6/9/26 at 1:00 p.m.).

Party Information

Debtor(s):

Alpine Corporation

Represented By
Michael S Kogan

Movant(s):

Alpine Corporation

Represented By
Michael S Kogan

**United States Bankruptcy Court
Central District of California
Los Angeles
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Tuesday, June 9, 2026

Hearing Room 1545

1:00 PM

2:26-10067 Alpine Corporation

Chapter 11

#6.30 Cont'd Status Conference re: Chapter 11 Case
fr. 1/9/26, 01/20/26, 01/26/26, 2/3/26, 2/10/26,
2/24/26, 3/10/26, 3/24/26, 4/7/26, 4/21/26, 5/12/26,
5/20/26, 6/2/26

Docket 1

Tentative Ruling:

Tentative Ruling for 6/9/26:

Continue the cash collateral motion, financing motion, and status conference, pursuant to an oral request to chambers on behalf of both Debtor and Israel Discount Bank. Appearances are not required on 6/9/26. (If you wish to contest the tentative ruling, see the "Procedures of Judge Bason," available at www.cacb.uscourts.gov, then search for "tentative rulings.")

If you are making an appearance, you may do so (1) in person in the courtroom, unless the Court has been closed (check the Court's website for public notices), (2) via ZoomGov video, or (3) via ZoomGov telephone. For ZoomGov instructions for all matters on calendar, please see page 1 of the posted Tentative Rulings.

(1) Current issues

(a) Cash Collateral Motion (dkt. 15); Rule 4001 Statements (dkt. 16 & 77); Declaration (dkt. 17); Statement of Creditor Israel Discount Bank of New York ("Bank") (dkt. 31); Notice of Continued Hearing (dkt. 41); Memorialization of (mostly adopted) Tentative Rulings (dkt. 51); Interim Cash Collateral Orders (dkt. 64, 122, 149, 206, 233, 261, 319, 334); Bank's Supplements and Status Reports (dkt. 66, 100, 123, 132, 135, 175, 200, 207, 242, 276, 298); Debtor's Supplements (dkt. 121, 128, 131, 176, 203, 238, 297)

Continue to the date of the continued status conference (see part "(2) (d)" of this tentative ruling, below) per the request of Debtor and Bank.

(b) Debtor's Financing Motion (dkt. 241) and Rule 4001 Statement (dkt. 244), Notice (dkt. 243), Opposition filed by Israel Discount Bank (dkt. 249), Debtor's Reply (dkt. 291), Notice of Continued Hearing (dkt. 317)

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Central District of California
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1:00 PM

CONT...

Alpine Corporation

Chapter 11

Continue to the date of the continued status conference (see part "(2) (d)" of this tentative ruling, below) per the request of Debtor and Bank.

(c) Debtor v. Samson MCA (Adv. No. 2:26-ap-01040-NB)

Please see the tentative ruling for Calendar No. 6 (6/9/26 at 1:00 p.m.).

(2) Dates/procedures. This case was filed on 1/5/26.

(a) Bar date: 7/31/26 (Bar Date Order (dkt. 323) timely served, dkt. 324)

(b) Procedures Order: dkt. 7 (served slightly late, but sufficient to give adequate notice, dkt. 42).

(c) Plan/Disclosure Statement: TBD (DO NOT SERVE - except on the U.S. Trustee). See Procedures Order.

(d) Continued status conference: 6/30/26 at 1:00 p.m. No written status report required.

[PRIOR TENTATIVE RULING(S) OMITTED]

Party Information

Debtor(s):

Alpine Corporation

Represented By
Michael S Kogan

**United States Bankruptcy Court
Central District of California
Los Angeles
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Tuesday, June 9, 2026

Hearing Room 1545

1:00 PM

2:26-11879 Allstate Lending Group, Inc.

Chapter 11

#7.00 Hrg re: Motion for Relief from Automatic Stay [RP]

COMPASS ALTERNATIVE INVESTMENTS
vs
DEBTOR

Docket 114

***** VACATED *** REASON: 5/28/26 - Amended motion filed. Matter to
be heard 6/30/26 at 1:00 PM**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Allstate Lending Group, Inc.

Represented By
Kyra E Andrassy
Stephen M. Mott
Steven Blake
Grobstein Teeple LLP

Movant(s):

Compass Alternative Investments, a

Represented By
Arnold L Graff

**United States Bankruptcy Court
Central District of California
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Hearing Room 1545

1:00 PM

2:26-11879 Allstate Lending Group, Inc.

Chapter 11

#8.00 Cont'd Status Conference re: Chapter 11 case
fr. 3/31/26, 4/7/26, 4/21/26, 5/12/26

Docket 1

***** VACATED *** REASON: Cont'd to 6/11/26 at 5/12/26 status
conference**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Allstate Lending Group, Inc.

Represented By
Kyra E Andrassy
Stephen M. Mott
Steven Blake
Grobstein Teeple LLP

**United States Bankruptcy Court
Central District of California
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Hearing Room 1545

1:00 PM

2:26-13400 Sonora Holdings, LLC

Chapter 11

#9.00 Order directing debtor to appear and show cause why this court should not (W) Remove debtor as debtor in possession and appoint a Chapter 11 Trustee, (X) Dismiss this case, (Y) Convert this case to Chapter 7, or impose other remedies Show Cause Hearing

Docket 1

Tentative Ruling:

Please see the tentative ruling for the status conference (Calendar No. 9, 6/9/26 at 1:00 p.m.).

Party Information

Debtor(s):

Sonora Holdings, LLC

Represented By
Leonard Pena

Trustee(s):

Mark M Sharf (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
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Tuesday, June 9, 2026

Hearing Room 1545

1:00 PM

2:26-13400 Sonora Holdings, LLC

Chapter 11

#10.00 Cont'd Status Conference re: Chapter 11 case
fr. 5/12/26

Docket 1

Tentative Ruling:

Tentative Ruling for 6/9/26:

Set a **deadline of 6/16/26** for Debtor to file the documents described below, and continue the hearing on the order to show cause (dkt. 27, the "OSC") and the status conference, all as set forth below. Appearances are not required on 6/9/26. (If you wish to contest the tentative ruling, see the "Procedures of Judge Bason," available at www.cacb.uscourts.gov, then search for "tentative rulings.")

If you are making an appearance, you may do so (1) in person in the courtroom, unless the Court has been closed (check the Court's website for public notices), (2) via ZoomGov video, or (3) via ZoomGov telephone. For ZoomGov instructions for all matters on calendar, please see page 1 of the posted tentative rulings.

(1) Current issues

(a) Lack of budget motion and disclosures regarding income and expenses

This Court has reviewed Debtor's status report (dkt. 24, 35) and the other filed documents and has the following concerns:

- (i) No budget motion? Debtor has not filed a budget motion despite Debtor's filings implying that Debtor receives rental income. (See Sch. G., dkt. 18 at pdf p. 13, section 2.1, scheduling a 5 year commercial lease for the Monrovia property); status report, dkt. 35, at pdf p. 7, section 6.1, providing that rents of Monrovia property are cash collateral of Newport Home Loans, Inc.). Debtor's status report provides that Debtor maintains insurance and Debtor presumably pays operating expenses for the Monrovia property, further calling into question Debtor's

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CONT...

Sonora Holdings, LLC

Chapter 11

- failure to file a budget motion. (See status report, dkt. 35, at pdf p. 6, section 5.3).
- (ii) No revenues? Debtor's Statement Of Financial Affairs ("SOFA") provides that Debtor did not receive any prepetition revenue. (See SOFA, dkt. 18, at pdf p. 15, part 1). How can that be true if Debtor receives rental income?

The tentative ruling is to direct Debtor, no later than the deadline set forth at the start of this tentative ruling, to file a budget motion and an amended SOFA and/or any other amendments necessary to provide complete and accurate disclosures.

(b) Order to Show Cause (dkt. 27, "OSC"); Notice (dkt. 29); Amended Procedures Order (dkt. 30); Notice of Amended Procedures Order (dkt. 31); Debtor's Response to OSC (dkt. 36); Newport Home Loan's Response to OSC (dkt. 37)

Continue to be concurrent with the continued status conference in light of the issues identified above (see part "(2)(d)" below).

(2) Dates/procedures. This case was filed on 4/8/26.

- (a) Bar date: 6/17/26 per General Order 20-01 (70 days after the petition date in Subchapter V cases) (DO NOT SERVE any notice: one has already been sent, see dkt. 14)
- (b) Procedures Order: Original procedures order (dkt. 3) not served. Amended procedures order (dkt. 30) timely served (dkt 31).
- (c) Plan/Disclosure Statement: file by 90 days after the petition date (per 11 U.S.C. 1189(b)) (DO NOT SERVE - except on the U.S. Trustee). See Procedures Order.
- (d) Continued status conference: 6/30/26 at 1:00 p.m. No written status report required.

[PRIOR TENTATIVE RULING(S) OMITTED]

Party Information

Debtor(s):

Sonora Holdings, LLC

Represented By

**United States Bankruptcy Court
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1:00 PM

CONT... Sonora Holdings, LLC

Chapter 11

Leonard Pena

Trustee(s):

Mark M Sharf (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
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Tuesday, June 9, 2026

Hearing Room 1545

1:00 PM

2:26-14197 Eco-Alpha Environmental and Engineering Services,

Chapter 11

#11.00 Hrg re: Motion for Interim and Final Approval of Postpetition
Financing Pursuant to 11 U.S.C. §364(d)(1)

Docket 48

Tentative Ruling:

Please see the tentative ruling for the status conference (Calendar No. 12.10,
6/9/26 at 1:00 p.m.).

Party Information

Debtor(s):

Eco-Alpha Environmental and

Represented By

Matthew D. Resnik

Roksana D. Moradi-Brovia

Movant(s):

Eco-Alpha Environmental and

Represented By

Matthew D. Resnik

Roksana D. Moradi-Brovia

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Los Angeles
Neil Bason, Presiding
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Hearing Room 1545

1:00 PM

2:26-14197 Eco-Alpha Environmental and Engineering Services,

Chapter 11

#12.00 Cont'd hrg re: Emergency Motion for Order Approving Prepetition Receivables Purchase Agreement with Marble Bridge Funding Group, Inc. and Authorizing Sale of Accounts Receivable on a Continuing Basis Under Receivables Purchase Agreement
fr. 5/4/26, 6/2/26

Docket 4

***** VACATED *** REASON: Superseded by Cal. No. 11**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Eco-Alpha Environmental and

Represented By
Matthew D. Resnik
Roksana D. Moradi-Brovia

Movant(s):

Eco-Alpha Environmental and

Represented By
Matthew D. Resnik
Roksana D. Moradi-Brovia

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Hearing Room 1545

1:00 PM

2:26-14197 Eco-Alpha Environmental and Engineering Services,

Chapter 11

#12.10 Cont'd Status Conference re: Chapter 11 Case
fr. 5/4/26, 6/2/26

Docket 1

Tentative Ruling:

Tentative Ruling for 6/9/26:

Grant the financing motion and continue the status conference, all as set forth below. Appearances are not required on 6/9/26. (If you wish to contest the tentative ruling, see the Posted Procedures of Judge Bason, available at www.cacb.uscourts.gov, then search for "tentative rulings.")

If you are making an appearance, you may do so (1) in person in the courtroom, unless the Court has been closed (check the Court's website for public notices), (2) via ZoomGov video, or (3) via ZoomGov telephone. For ZoomGov instructions for all matters on calendar, please see page 1 of the posted tentative rulings.

(1) Current issues

(a) Financing Motion (dkt. 4); Interim Order (dkt. 26); Amended Financing Motion (dkt. 48), Notice of Errata (dkt. 50), No opposition on file

Grant, on a final basis, on the amended terms set forth in the amended motion (dkt. 48).

Proposed order(s): Unless otherwise ordered, Movant is directed to lodge proposed order(s) on the matter(s) addressed here via LOU within 7 days after the hearing date (per LBR 9021-1(b)(1)(B)).

(2) Dates/procedures. This case was filed on 4/29/26.

(a) Bar date: 8/7/26 (deadline to serve has not elapsed as of the preparation of this tentative ruling).

(b) Procedures Order: dkt. 18 (timely served, dkt. 30).

(c) Plan/Disclosure Statement: 9/11/26 (DO NOT SERVE - except on the U.S. Trustee). See Procedures Order.

(d) Continued status conference: 7/28/26 at 1:00 p.m. No written

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CONT... **Eco-Alpha Environmental and Engineering Services,**
status report required.

Chapter 11

Tentative Ruling for 6/2/26:

Appearances required by counsel for Debtor and by Debtor's principal.

If you are making an appearance, you may do so (1) in person in the courtroom, unless the Court has been closed (check the Court's website for public notices), (2) via ZoomGov video, or (3) via ZoomGov telephone. For ZoomGov instructions for all matters on calendar, please see page 1 of the posted tentative rulings.

(1) Current issues

(a) Cash Collateral Motion (dkt. 3), Interim Cash Collateral Order (dkt. 23), Notice of Continued Hearing (dkt. 31), No opposition on file

The tentative ruling is to authorize the use of cash collateral on a final basis, on the same terms and conditions as set forth in the Interim Cash Collateral Order (dkt. 23).

Debtor represents that "[a]ll income is cash collateral." Status Report (dkt. 47) Section B(2) (p. 3). Therefore, the tentative ruling is to excuse Debtor from the requirement of filing a budget motion.

Proposed order(s): Unless otherwise ordered, Movant is directed to lodge proposed order(s) on the matter(s) addressed here via LOU within 7 days after the hearing date (per LBR 9021-1(b)(1)(B)).

(b) Cash Management Motion (dkt. 6), Interim Cash Management Order (dkt. 25), Notice of Continued Hearing (dkt. 33), No opposition on file; withdrawal/dismissal of motion (dkt. 54)

The tentative ruling is that the withdrawal/dismissal of this motion is effective, and therefore this matter is moot (and no written order is needed to reflect those facts).

(c) Debtor's Application to Employ General Bankruptcy Counsel

Debtor has submitted an application to employ RHM Law LLP as its general bankruptcy counsel ("Proposed Counsel") (dkt. 51, the "Employment Application"). Melanie Okoro owns 51% of Debtor and Uzomo Okoro owns the remaining 49%. Employment Application (dkt. 51) p. 2:9–10. Melanie and Uzomo Okoro have paid Proposed Counsel's prepetition retainer (\$25,000.00)

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CONT... Eco-Alpha Environmental and Engineering Services, Chapter 11

from their personal funds as a gift to Debtor, and intend to pay Proposed Counsel's postpetition retainer (\$16,738.00) from their personal funds, also as a gift to Debtor. Employment Application (dkt. 51) PDF p. 16:7–12.

As set forth in the "Procedures of Judge Bason" (available at www.cacb.uscourts.gov, the "Procedures"), when a retainer is paid by a third party (a "Funder"), both Funder and Debtor must sign Local Form F 2014-1.STMT.DISINTEREST.PROF (statement of disinterestedness), clearly marked up to reflect that it is being signed by a Funder and Debtor rather than by a professional. See Procedures at section VIII(D)(4) (p. 12).

The tentative ruling is to set a **deadline of 6/9/26** for Melanie and Uzomo Okoro to file, in their capacity as Funders, signed copies of Local Form F 2014-1, and to set the **same deadline** for Debtor (acting through its owners Melanie and Uzomo Okoro or other responsible person) to also file a signed copy of Local Form F 2014-1.

(2) Dates/procedures. This case was filed on 4/29/26.

- (a) Bar date: 8/7/26 (DO NOT SERVE notice yet - court will prepare an order after the status conference).
- (b) Procedures Order: dkt. 18 (timely served, dkt. 30).
- (c) Plan/Disclosure Statement: 9/11/26 (DO NOT SERVE - except on the U.S. Trustee). See Procedures Order.
- (d) Continued status conference: 6/9/26 at 1:00 p.m., concurrent with other matters.

[PRIOR TENTATIVE RULING(S) OMITTED]

Party Information

Debtor(s):

Eco-Alpha Environmental and

Represented By

Matthew D. Resnik

Roksana D. Moradi-Brovia

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2:26-14752 Candelario Lora

Chapter 11

#13.00 Hrg re: Motion individual Chapter 11 Case for order
authorizing use of cash collateral

Docket 8

Tentative Ruling:

Please see the tentative ruling for the status conference (Calendar No. 15,
6/9/26 at 1:00 p.m.).

Party Information

Debtor(s):

Candelario Lora

Represented By
Onyinye N Anyama

Movant(s):

Candelario Lora

Represented By
Onyinye N Anyama

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2:26-14752 Candelario Lora

Chapter 11

#14.00 Hrg re: Motion in Individual Chapter 11 Case for Order
Approving A Budget for the Use of the Debtor's Cash
and Postpetition Income

Docket 9

Tentative Ruling:

Please see the tentative ruling for the status conference (Calendar No. 15,
6/9/26 at 1:00 p.m.).

Party Information

Debtor(s):

Candelario Lora

Represented By
Onyinye N Anyama

Movant(s):

Candelario Lora

Represented By
Onyinye N Anyama

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2:26-14752 Candelario Lora

Chapter 11

#15.00 Status Conference re: Chapter 11 Case

Docket 1

Tentative Ruling:

Appearances required by counsel for Debtor and by Debtor's principal.

If you are making an appearance, you may do so (1) in person in the courtroom, unless the Court has been closed (check the Court's website for public notices), (2) via ZoomGov video, or (3) via ZoomGov telephone. For ZoomGov instructions for all matters on calendar, please see page 1 of the posted tentative rulings.

(1) Current issues

(a) Cash Collateral motion (dkt. 8), opposition by JV Real Estate Partners, Inc. ("Creditor") (dkt. 18), and reply (dkt. 22)

The tentative ruling is that, although Creditor is largely protected by an equity cushion, it is more difficult to support any ruling that it is "adequately" protected given the failure of Debtor's prior confirmed Plan. In addition, the tentative ruling is that Debtor cannot "park in bankruptcy" and make monthly payments without quickly progressing toward an attempt to confirm a feasible Plan that adequately addresses Creditor's fully matured loan.

For now, the tentative ruling is to approve the use of cash collateral on an interim basis, with a continued hearing concurrent with the continued Status Conference (see part "(2)(d)" of this Tentative Ruling, below), and meanwhile direct Debtor to make adequate protection payments of \$4,300.00 per month (somewhat higher than the payments proposed by Debtor, in view of the issues noted above) **starting on 6/16/26** and every month thereafter on the same date, set **deadline of 6/16/26** for Debtor to file a declaration confirming segregation of cash collateral, with attached bank statements as proof (see reply, dkt. 22, at pdf p. 4:22), and set the same deadline for Debtor to provide Creditor with the following information as to the property located at 45 E. 69th Way, Long Beach, California (the "Property"), as requested:

- * proof of insurance;
- * rent rolls,
- * copies of leases;

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CONT...

Candelario Lora

Chapter 11

- * evidence to support the projected monthly payments of \$498 for property tax, \$250 for insurance, \$580 for maintenance, and \$32.42 for "other expenses,"
 - * any evidence Debtor has (*i.e.*, that is already in existence) to support Debtor's valuation of the Property, authenticated by declaration(s) from Debtor laying a foundation for Debtor's opinion of value, and/or authenticating a broker's opinion of value, an appraisal, or other evidence of value; and
 - * evidence of security deposits (see Opp., dkt. 18, pp. 4:17-5:2),
- OR
- * a declaration from Debtor providing a complete and persuasive explanation why this Court should grant additional time to provide any of the foregoing.

In addition, the tentative ruling is to direct the parties to meet and confer no later than a **deadline of 6/16/26** regarding whether they can agree to the terms of an adequate protection order ("APO"), and set a **deadline of 6/23/26** for Creditor to file and serve an optional supplement to its opposition and a **deadline of 6/26/26** for Debtor to file any reply to such supplemental opposition.

Proposed order(s): Unless otherwise ordered, Movant is directed to lodge proposed order(s) on the matter(s) addressed here via LOU within 7 days after the hearing date (per LBR 9021-1(b)(1)(B)) and attach a copy of this tentative ruling, thereby incorporating it as this Court's actual ruling.

(b) Budget motion (dkt. 9); status report (dkt. 19); schedule I (dkt. 1)

Debtor's budget motion (dkt. 9) and Debtor's other filings raise several issues and concerns. The tentative ruling is not to grant any approval of the Budget Motion at this time, and instead continue it to be concurrent with the continued Status Conference (see part "(2)(d)" below) with the following deadlines and requirements.

The tentative ruling is to set a **deadline of 6/16/26** for Debtor to file and serve an amended budget motion, an amended Bankruptcy Schedule I, and an amended Status Report. Each of those documents must be clearly marked up (by hand or by computer) to show where changes have been made.

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CONT...

Candelario Lora

Chapter 11

The problems include:

- (i) Inaccurate revenues? Debtor's cash collateral reply and supporting declaration provide that the proposed budget "does not accurately reflect the current reality" because one of his tenants is not making rent payments and thus, the actual revenues are \$6,456.00/mo rather than \$7,631.00/mo for the Property. (See reply, dkt. 22, at pdf p. 7:23-28; reply, dkt. 22, at pdf p. 4:4). Why did Debtor submit a budget that Debtor knew did not "accurately reflect the current reality"? This same inaccurate amount of rental income is included in Debtor's schedule I. (See dkt. 1 at pdf p. 36). This raises concerns about the accuracy of the rest of the budget and schedules.
- (ii) No taxes? Debtor's budget does not include any income tax expenses. Given that the budget projects significant rental income, why aren't income tax expenses included?
- (iii) Legal fees? Debtor seeks to employ general bankruptcy counsel (dkt. 20) and states that it intends to employ special litigation counsel (see dkt. 19, status report, at pdf p.4). Why doesn't the budget include legal fees? Will proposed bankruptcy counsel and prospective special litigation counsel not seek payment during this case?
- (iv) The Property. Debtor's filings contain inconsistent information about this property. On the one hand, according to the status report, title to this property is under Debtor's daughter's name. (See dkt. 19 at pdf 3). On the other hand, Sch. G. lists a rental agreement with a woman who appears to be Debtor's daughter and Sch. A lists the property as Debtor's. (dkt. 1 at pdf p. 17 and 31). Why is there a rental agreement with Debtor's daughter if she holds title? Moreover, Debtor's status report provides that Debtor's daughter "makes the payments." (See dkt. 19 at pdf 3). However, the budget reflects that the Debtor's daughter makes payments to Debtor, who pays the mortgage for the property. Who pays whom? Who is liable to whom? Debtor should clarify the nature of Debtor's interest in the property and make sure the information disclosed with respect to this property is consistent. Debtor must provide the same types of information regarding the other property, at 3116 Anderson St.,

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CONT...

Candelario Lora
Bakersfield, CA.

Chapter 11

- (2) Dates/procedures. This case was filed on 5/13/26.
- (a) Bar date: TBD (DO NOT SERVE notice yet - court will prepare an order after the status conference).
 - (b) Procedures Order: Dkt. 14 (timely served, dkt. 17)
 - (c) Plan/Disclosure Statement: TBD (DO NOT SERVE - except on the U.S. Trustee). See Procedures Order.
 - (d) Continued status conference: 6/30/26 at 1:00 p.m., Amended status report due as noted above in section "(1)(b)" of this tentative ruling.

Party Information

Debtor(s):

Candelario Lora

Represented By
Onyinye N Anyama

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2:24-19131 Kyung Jik Lee

Chapter 11

#16.00 Cont'd Status Conference re: Chapter 11 Post Confirmation
fr. 12/3/24, 1/7/25, 1/21/25, 4/22/25, 6/3/25, 8/5/25, 9/9/25,
12/2/25, 12/16/25, 2/10/26

Docket 1

Tentative Ruling:

Tentative Ruling for 6/9/26:

Continue the post-confirmation status conference as set forth below.

Appearances are not required on 6/9/26. (If you wish to contest the tentative ruling, see the Posted Procedures of Judge Bason, available at www.cacb.uscourts.gov, then search for "tentative rulings.")

If you are making an appearance, you may do so (1) in person in the courtroom, unless the Court has been closed (check the Court's website for public notices), (2) via ZoomGov video, or (3) via ZoomGov telephone. For ZoomGov instructions for all matters on calendar, please see page 1 of the posted tentative rulings.

(1) Current issues

This Court has reviewed the status report (dkt. 111) filed by Reorganized Debtor on 5/26/26, and has no issues to raise *sua sponte*. The tentative ruling is to continue the status conference as set forth in part "(2)(d)" below.

(2) Dates/procedures. This case was filed on 11/6/24.

(a) Bar date: 1/15/25 (dkt. 33).

(b) Procedures Order: dkt. 4 (timely served, dkt. 10)

(c) Plan/Disclosure Statement: First Amended Plan (dkt. 70) confirmed on 4/23/25 (dkt. 81).

(d) Post-confirmation status conference: 9/15/26 at 1:00 p.m. *Brief* post-confirmation status report due by 9/1/26.

[PRIOR TENTATIVE RULING(S) OMITTED]

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CONT... Kyung Jik Lee

Chapter 11

Party Information

Debtor(s):

Kyung Jik Lee

Represented By

Matthew D. Resnik

Roksana D. Moradi-Brovia

Trustee(s):

Moriah Douglas Flahaut (TR)

Pro Se

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2:25-10181 Jamie Mazur

Chapter 11

#17.00 Cont'd status conference re: Chapter 11 Case
fr. 2/11/25, 3/18/25, 4/8/25, 5/6/25, 6/3/25, 6/17/25,
07/15/25, 8/19/25, 9/9/25, 9/23/25, 10/21/25, 11/4/25,
11/18/25, 12/2/25, 12/16/25, 2/24/26, 3/10/26

Docket 1

Tentative Ruling:

Tentative Ruling for 6/9/26:
Appearances required.

If you are making an appearance, you may do so (1) in person in the courtroom, unless the Court has been closed (check the Court's website for public notices), (2) via ZoomGov video, or (3) via ZoomGov telephone. For ZoomGov instructions for all matters on calendar, please see page 1 of the posted tentative rulings.

(1) Current issues

On 4/30/26, this Court issued an order terminating the automatic stay as to secured creditor U.S. Bank, N.A. with respect to Debtor's principal asset, property located at 1811 Bel Air Road, Los Angeles, CA 90077 (the "Property"). See dkt. 171 (the "R/S Order").

Debtor's primary objective in this bankruptcy case is to sell or refinance the Property, and this Court has issued an order setting a deadline of 7/10/26 for Debtor "to file a motion or Plan to approve an actual sale or refinance of the Property." Order (dkt. 165) p. 2:8–9. In view of the issuance of the R/S Order (dkt. 171), Debtor is directed to address whether there is any reason for this case to continue to proceed under chapter 11, or whether this Court should instead dismiss or convert the case.

(2) Dates/procedures. This case was filed on 1/10/25.

- (a) Bar date: 3/31/25 (Bar Date Order (dkt. 24) timely served, dkt. 30).
- (b) Procedures Order: dkt. 4 (timely served, dkt. 9)

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CONT...

Jamie Mazur

Chapter 11

- (c) Plan/Disclosure Statement: timely filed (dkt. 102–103) (DO NOT
SERVE - except on the U.S. Trustee). See Procedures Order.
- (d) Continued status conference: *if* this case is not dismissed or
converted, 8/4/26 at 1:00 p.m. No written status report required.

[PRIOR TENTATIVE RULING(S) OMITTED]

Party Information

Debtor(s):

Jamie Mazur

Represented By
Michael Jay Berger

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2:25-10593 Eugenio Alfredo Gonzalez

Chapter 11

#18.00 Cont'd Status Conference re: Chapter 11 Case
fr. 2/25/25, 3/4/25, 3/18/25, 5/6/25, 6/3/25, 7/8/25,
07/15/25, 9/23/25, 11/4/25, 12/16/25, 1/20/26,
2/10/26, 2/24/26, 3/10/26

Docket 1

Tentative Ruling:

Tentative Ruling for 6/9/26:

Issue an order imposing \$100.00 sanctions on MK Smith, APC ("Smith"), in addition to the \$200.00 sanctions previously imposed, and continue this Status Conference, as set forth below. Appearances are not required on 6/9/26. (If you wish to contest the tentative ruling, see the Posted Procedures of Judge Bason, available at www.cacb.uscourts.gov, then search for "tentative rulings.")

If you are making an appearance, you may do so (1) in person in the courtroom, unless the Court has been closed (check the Court's website for public notices), (2) via ZoomGov video, or (3) via ZoomGov telephone. For ZoomGov instructions for all matters on calendar, please see page 1 of the posted tentative rulings.

(1) Current issues

(a) Apparent Failure of MK Smith, APC to Pay \$200.00 in Sanctions

On 3/6/26 this Court issued an order (dkt. 137) directing Smith to pay \$200.00 in sanctions to the Clerk of the Court (the "Clerk") by no later than 3/30/26 (due to failure to lodge a proposed order, thereby requiring this Court to prepare the order). There is no docket notation indicating that the Clerk has received the \$200.00 payment, so it appears that the sanctions have not been paid. The tentative ruling is to impose an additional sanction of \$100.00.

Order: Unless otherwise ordered, this Court will prepare an appropriate order regarding sanctions after the hearing.

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CONT...

Eugenio Alfredo Gonzalez

Chapter 11

(b) Settlement Negotiations

Debtor and Opposing Creditors attended formal mediation on 4/10/26. Status Report (dkt. 150) p. 2:1–2. Debtor represents that although the mediation was not successful, settlement negotiations have continued. *Id.* p. 2:3–4. The parties have now filed competing Plans and Disclosure Statements, and Debtor requests a continuance of approximately 60 days "to facilitate further discussions amongst the parties." *Id.* p. 2:9-10.

Pursuant to Debtor's request, the tentative ruling is to continue the status conference as set forth in part "(2)(d)," below.

(2) Dates/procedures. This case was filed on 1/27/25.

(a) Bar date: 4/30/25 (timely served, dkt. 47).

(b) Procedures Order: dkt. 3 (served on creditors, dkt. 9)

(c) Plan/Disclosure Statement: TBD (DO NOT SERVE - except on the U.S. Trustee). See Procedures Order.

(d) Continued status conference: 8/11/26 at 1:00 p.m. *Brief* written status report due by 7/28/26.

[PRIOR TENTATIVE RULING(S) OMITTED]

Party Information

Debtor(s):

Eugenio Alfredo Gonzalez

Represented By
Leslie A Cohen

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2:25-11395 Frisco Baking Company, Inc.

Chapter 11

#19.00 Cont'd Status Conference re: Chapter 11 Case
fr. 02/28/25, 3/18/25, 4/22/25, 6/17/25, 7/30/25,
8/19/25, 9/9/25, 10/21/25, 12/2/25, 01/20/26, 2/24/26,
4/21/26

Docket 1

Tentative Ruling:

Tentative Ruling for 6/9/26:

Continue the status conference as set forth below. Appearances are not required on 6/9/26. (If you wish to contest the tentative ruling, see the Posted Procedures of Judge Bason, available at www.cacb.uscourts.gov, then search for "tentative rulings.")

If you are making an appearance, you may do so (1) in person in the courtroom, unless the Court has been closed (check the Court's website for public notices), (2) via ZoomGov video, or (3) via ZoomGov telephone. For ZoomGov instructions for all matters on calendar, please see page 1 of the posted Tentative Rulings.

(1) Current issues

This Court has reviewed the status report filed by Debtor on 5/26/26 (dkt. 152), and has no issues to raise *sua sponte*. The tentative ruling is to continue the status conference as set forth in part "(2)(c)," below.

(2) Dates/procedures. This case was filed on 2/24/25.

- (a) Bar date: 5/16/25 (Bar Date Order (dkt. 51) timely served, dkt. 62)
- (b) Procedures Order: dkt. 13 (timely served, dkt. 17)
- (c) Plan/Disclosure Statement: timely filed on 6/24/25 (dkt. 71–72) (DO NOT SERVE - except on the U.S. Trustee). See Procedures Order.
- (d) Continued status conference: 6/30/26 at 1:00 p.m., concurrent with the status conference in Debtor's adversary proceeding against the Bakery & Confection Union & Industry International Pension Fund (Adv. No. 2:26-ap-01083-NB). No written status report

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CONT... **Frisco Baking Company, Inc.**
 required.

Chapter 11

[PRIOR TENTATIVE RULING(S) OMITTED]

Party Information

Debtor(s):

Frisco Baking Company, Inc.

Represented By
Jeffrey S Shinbrot

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1:00 PM

2:25-21059 Eden on Brand, Inc.

Chapter 11

#20.00 Cont'd Status Conference re: Chapter 11 Case
fr. 12/16/25, 01/06/26, 2/10/26, 3/10/26, 3/24/26,
5/12/26

Docket 1

Tentative Ruling:

Tentative Ruling for 6/9/26:

Set a new deadline for Debtor to file and serve a Claim Estimation Motion, with a caution to Debtor that failure to meet this deadline or to timely seek an extension may result in sanctions or other adverse consequences, and continue the status conference, all as set forth below. Appearances are not required on 6/9/26. (If you wish to contest the tentative ruling, see the Posted Procedures of Judge Bason, available at www.cacb.uscourts.gov, then search for "tentative rulings.")

If you are making an appearance, you may do so (1) in person in the courtroom, unless the Court has been closed (check the Court's website for public notices), (2) via ZoomGov video, or (3) via ZoomGov telephone. For ZoomGov instructions for all matters on calendar, please see page 1 of the posted tentative rulings.

(1) Current issues

(a) Debtor's Plan of Reorganization under Subchapter V of Chapter 11 (dkt. 53, the "Plan"), Order Setting Combined Hearing on Final Approval of Disclosures and Plan Confirmation (dkt. 59, the "Hearing Order"), Ballot Summary (dkt. 67), No opposition on file

The tentative ruling issued for the 5/12/26 hearing (which became this Court's actual ruling at the conclusion of that hearing, and which is reproduced in full below), set a deadline of 5/19/26 for Debtor to file and serve on Ms. Pacheco a Claim Estimation Motion (which could be either a Non-Binding Claim Estimation Motion in contemplation of a disputed claims reserve, or a Binding Claim Estimation Motion with no disputed claims reserve), with notice of an opposition deadline of 5/26/26, a reply deadline of 6/2/26, and a hearing concurrent with this status conference. Debtor failed to

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CONT... Eden on Brand, Inc.

Chapter 11

meet the foregoing deadline and did not apply for an extension of that deadline, and as of the preparation of this tentative ruling, no Claim Estimation Motion is on file.

The tentative ruling is to set a **new deadline of 7/14/26** for Debtor to file and serve on Ms. Pacheco a Claim Estimation Motion, with notice of an opposition deadline of 7/21/26, a reply deadline of 7/28/26, and a hearing on 8/4/26 at 1:00 p.m., with a caution to Debtor that failure to meet these deadlines (or to timely request an extension) may result in sanctions or other adverse consequences. The tentative ruling is to continue the status conference as set forth in part "(2)(c)," below.

Finally, Debtor has failed to lodge a proposed order denying confirmation of its Plan (dkt. 53), as directed by this Court. The tentative ruling is to **set a deadline of 6/16/26** for Debtor to lodge that order.

(2) Dates/procedures. This Subchapter V case was filed on 12/9/25.

- (a) Bar date: 2/17/26 per General Order 20-01 (70 days after petition date in Subchapter V cases) (DO NOT SERVE any notice: one has already been sent, see dkt. 21).
- (b) Procedures Order: dkt. 3 (timely served, dkt. 12)
- (c) Plan/Disclosure Statement: See part "(1)(a)" of this tentative ruling, above. (DO NOT SERVE - except on the U.S. Trustee). See Procedures Order.
- (d) Continued status conference: 6/30/26 at 1:00 p.m., concurrent with other matters. No written status report required.

Tentative Ruling for 5/12/26:

Deny confirmation of Debtor's Plan; set a deadline for Debtor to file a motion to estimate the disputed tort claim of Claudia Pacheco, or for Debtor and Ms. Pacheco to agree to an alternative procedure; and continue the status conference, all as set forth below. Appearances are not required on 5/12/26. (If you wish to contest the tentative ruling, see the Posted Procedures of Judge Bason, available at www.cacb.uscourts.gov, then search for "tentative rulings.")

If you are making an appearance, you may do so (1) in person in the courtroom, unless the Court has been closed (check the Court's website for public notices), (2) via ZoomGov video, or (3) via ZoomGov telephone. For

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CONT... Eden on Brand, Inc.

Chapter 11

ZoomGov instructions for all matters on calendar, please see page 1 of the posted tentative rulings.

(1) Current issues

(a) Debtor's Plan of Reorganization under Subchapter V of Chapter 11 (dkt. 53, the "Plan"), Order Setting Combined Hearing on Final Approval of Disclosures and Plan Confirmation (dkt. 59, the "Hearing Order"), Ballot Summary (dkt. 67), No opposition on file

As a preliminary matter, even though this Court authorized Debtor to solicit votes, and even though there is no opposition on file, this Bankruptcy Court has an independent obligation to review the Plan and disclosures for compliance with 11 U.S.C. 1129 and 1191. Based on the review, the tentative ruling is that the Plan in its current form cannot be confirmed.

The starting point is Debtor's ballot summary (dkt. 67). The Plan does not contain a Class 1. Classes 2, 3(a), and 3(b) are impaired. Class 3(a) has voted to accept the Plan, but Class 2 did not submit a ballot and Class 3(b) voted to reject the Plan.

The requirements for confirmation of a Subchapter V plan are set forth in 11 U.S.C. 1191, which generally incorporates with modifications 11 U.S.C. 1129(a)-(b). A non-consensual plan may nevertheless be confirmed if "the plan does not discriminate unfairly, and is fair and equitable, with respect to each class of claims or interests that is impaired under, and has not accepted, the plan." 11 U.S.C. 1191(b).

Class 2 consists of the secured claim of the Internal Revenue Service ("IRS"). The tentative ruling is that the IRS' claim is not subject to repayment over a five-year period in accordance with 11 U.S.C. 1129(a)(9)(D), because the claim does not arise within the time period specified in 11 U.S.C. 507(a)(8). The tentative ruling is that the Plan, which provides that the IRS' claim will be paid in full with 9.5% interest over ten years, is "fair and equitable" with respect to Class 2, as it provides that the IRS will retain its tax liens until its claim has been paid in full, consistent with 11 U.S.C. 1129(b)(2)(A)(i)(I).

Class 3(b) consists of the disputed tort claim of Claudia Pacheco. The tentative ruling is that the Plan's statement that Ms. Pacheco's claim "has not been ... allowed" is not correct. Plan (dkt. 53) p. 4. Although Debtor scheduled the claim as contingent, disputed, and unliquidated (see dkt. 11, PDF p. 19), Ms. Pacheco timely filed a proof of claim (see Proof of Claim 8-1). While Debtor represents in the Plan that it "anticipates" objecting to Ms.

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Pacheco's claim (see Plan (dkt. 53) para. 5.01 (p. 4) (emphasis added)), no such objection is on file, which means that as of the preparation of this tentative ruling, the claim "is deemed allowed," albeit in an unliquidated dollar amount. 11 U.S.C. 502(a).

As noted above, Class 3(b) (which contains only Ms. Pacheco's claim) has voted to reject the Plan. The tentative ruling is that the Plan – which provides that no distributions will be made on account of Ms. Pacheco's allowed claim "until the claim becomes liquidated" (Plan (dkt. 53) para. 4.01 (p. 4)) – is not "fair and equitable" with respect to Class 3(b). That means that the Plan cannot be confirmed over Ms. Pacheco's rejecting vote.

The tentative ruling is that rendering the Plan "fair and equitable" with respect to Class 3(b) requires, at a minimum, amendment of the Plan to provide for the creation of a disputed claims reserve (the mechanics of which are explained in greater detail below). The amount of Ms. Pacheco's claim is "unknown" (see Proof of Claim 8-1, para. 7 (p. 2)), which means that Debtor will be required to file either (x) a motion to establish a non-binding estimation of her claim, solely to establish how much to set aside in a disputed claims reserve in anticipation of any final liquidation of the dollar amount of her claim (a "Non-Binding Estimation Motion"), or else (y) a motion to establish a binding estimation of her claim, which would not require any disputed claims reserve (because the claim will have been liquidated) but which requires that Debtor meet the statutory test of showing that any final liquidation of the true dollar amount of her claim in a non-estimation process would "unduly delay the administration of the case" within the meaning of 11 U.S.C. 503(c) (a "Binding Estimation Motion"). The tentative ruling is to leave it to Debtor's discretion which of these two types of motion to pursue (collectively, the "Claim Estimation Motion").

As to any Non-Binding Claim Estimation Motion, this Court believes that the parties are generally familiar with how a disputed claims reserve is supposed to work but to insure that there is no confusion on this issue, this Court will provide a definition and an illustration. A disputed claims reserve means a reserve sufficient to pay disputed claims of creditors the full dollar amount that they would have been receiving under the Plan if their claim had been finally allowed in its liquidated dollar amount prior to confirmation of the Plan, or such different dollar amount as this Court determines to be sufficient to protect that creditor's rights to its aliquot share of distributions.

For example, if Ms. Pacheco's claim is ultimately estimated on a non-

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binding basis at \$1 million, and if Debtor's Plan were to propose a 10% total dividend broken down into equal distributions over 60 months (*i.e.*, $10\% \div 60 = 1/6$ of 1% per month), then each month Debtor would set aside 1/6 of 1% of \$1 million (\$16,666.67) into a disputed claims reserve account held for the benefit of Ms. Pacheco. If Ms. Pacheco's claim were to be ultimately allowed at 1/10th of the asserted amount (\$100,000.00), then Ms. Pacheco would receive funds out of the disputed claims reserve up to 1/10th of her initial claim (\$1,666.67) and the balance (which, if that reserve were fully funded, would be $\$16,666.67 - \$1,666.67 = \$15,000.00$) would be distributed to other creditors in proportion to their allowed claims. Conversely, if Ms. Pacheco's claim were to be ultimately allowed in a greater dollar amount than originally stated (*e.g.*, if it were finally allowed at \$2 million), there would be a shortfall and not only would Ms. Pacheco be entitled to 100% of the balance of funds in the disputed claims reserve but, in addition, Ms. Pacheco would be entitled to most or all of the remaining distributions under the Plan until Ms. Pacheco had caught up (*i.e.*, other creditors would receive \$-0- each month until Ms. Pacheco had caught up).

In the event that Debtor pursues a Non-Binding Claim Estimation Motion then the tentative ruling is that any modification of the Plan to provide for the inclusion of a disputed claims reserve will adversely affect the treatment of the claimants in Class 3(a) who have voted to accept the Plan by reducing the distributions to those claimants. The result is that Debtor will be required either (A) to obtain written acceptances of the modified Plan from the holders of claims in Class 3(a) who previously voted to accept the Plan or (B) to resolicit votes on the modified Plan. See Rule 3019(a) (Fed. R. Bankr. P.) (a modified plan is considered accepted by holders of claims who have not accepted the modified plan in writing only if "the court finds that it does not adversely change the treatment of their claims or interests").

In any event, and in addition, the tentative ruling is that regardless which type of Claim Estimation Motion Debtor pursues, re-solicitation of votes will be necessary. True, if Debtor files a Binding Claim Estimation Motion then holders of all claims other than that of Ms. Pacheco generally will receive the same treatment they would have received under the Plan (*i.e.*, their ultimate distribution will depend on what is ultimately distributed to her), but there will be a substantial delay in the effective date and commencement of distributions. Therefore, all creditors' votes would need to be re-solicited.

The tentative ruling is **set a deadline of 5/19/26** for Debtor to file and

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serve on Ms. Pacheco a Claims Estimation Motion (which, again, could be either a Non-Binding Estimation Motion in contemplation of a disputed claims reserve, or a Binding Claim Estimation Motion with no disputed claims reserve), with notice of an opposition deadline of 5/26/26, a reply deadline of 6/2/26, and a hearing at the same date and time as the continued status conference (see part “(2)(d)” of this tentative ruling, below). This Court anticipates setting additional deadlines pertaining to the filing and confirmation of a modified Plan at the hearing on the Claims Estimation Motion.

Note: It is conceivable that both Debtor and Ms. Pacheco would prefer a third option, instead of the expense and delay of any Non-Binding Claim Estimation Motion or any Binding Claim Estimation Motion. For example, they might prefer to proceed straight to their underlying litigation, without any estimation process. This Court is not precluding any such proceedings, but provides the following caution.

Regardless which of these three choices the parties seek to pursue, this Court notes that it can only extend the deadline for Debtor to file a plan beyond 90 days after the petition date "if the need for the extension is attributable to circumstances for which the debtor should not justly be held accountable." 11 U.S.C. 1189(b). Therefore, whichever of the three options Debtor seeks to pursue, Debtor is cautioned that it must diligently prosecute that option and otherwise demonstrate that any delays are attributable to circumstances for which Debtor should not justly be held accountable.

Proposed order: Unless otherwise ordered, Debtor is directed to lodge a proposed order denying confirmation of the Plan via LOU within 7 days after the hearing date (per LBR 9021-1(b)(1)(B)) and attach a copy of this tentative ruling, thereby incorporating it as this Court's actual ruling.

(2) Dates/procedures. This Subchapter V case was filed on 12/9/25.

- (a) Bar date: 2/17/26 per General Order 20-01 (70 days after petition date in Subchapter V cases) (DO NOT SERVE any notice: one has already been sent, see dkt. 21).
- (b) Procedures Order: dkt. 3 (timely served, dkt. 12)
- (c) Plan/Disclosure Statement: See part “(1)(a)” of this tentative ruling, above. (DO NOT SERVE - except on the U.S. Trustee). See Procedures Order.

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(d) Continued status conference: 6/9/26 at 1:00 p.m., concurrent with other matters. No written status report required.

[PRIOR TENTATIVE RULING(S) OMITTED]

Party Information

Debtor(s):

Eden on Brand, Inc.

Represented By
Michael Jay Berger

Trustee(s):

Gregory Kent Jones (TR)

Pro Se

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2:26-10379 Jason Mowatt

Chapter 11

#21.00 Cont'd Status conference re: Chapter 11 case
fr. 2/24/26, 4/7/26, 5/12/26

Docket 1

Tentative Ruling:

Tentative Ruling for 6/9/26:

Continue the status conference as set forth below. Appearances are not required on 6/9/26. (If you wish to contest the tentative ruling, see the Posted Procedures of Judge Bason, available at www.cacb.uscourts.gov, then search for "tentative rulings.")

If you are making an appearance, you may do so (1) in person in the courtroom, unless the Court has been closed (check the Court's website for public notices), (2) via ZoomGov video, or (3) via ZoomGov telephone. For ZoomGov instructions for all matters on calendar, please see page 1 of the posted tentative rulings.

(1) Current issues

(a) Dela Yador's Application for a Rule 2004 Examination (dkt. 62), Debtor's Opposition (dkt. 66), Status Report Re: Rule 2004 Application (dkt. 71)

The parties represent that they met and conferred on 5/18/26 and reached an agreement on the scope of document production. Pursuant to the parties' request, the tentative ruling is to set a continued status conference on the date and time set forth in part "(2)(d)," below, to provide Debtor time to produce documents.

(2) Dates/procedures. This case was filed on 1/15/26.

(a) Bar date: TBD

(b) Procedures Order: dkt. 8 (timely served, dkt. 13)

(c) Plan/Disclosure Statement: Filing deadline TBD (DO NOT SERVE – except on the U.S. Trustee). See Procedures Order.

(d) Continued status conference: 7/14/26 at 1:00 p.m. No written status report required.

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CONT... Jason Mowatt

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[PRIOR TENTATIVE RULING(S) OMITTED.]

Party Information

Debtor(s):

Jason Mowatt

Represented By
David B Shemano
Shemanolaw
Tamar Terzian

Trustee(s):

Mark M Sharf (TR)

Pro Se

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2:26-13660 Unified Protective Services

Chapter 11

#22.00 Cont'd Status Conference re: Chapter 11 Case
fr. 4/23/26, 5/12/26

Docket 1

Tentative Ruling:

Tentative Ruling for 6/9/26:

Continue as set forth below. Appearances are not required on 6/9/26. (If you wish to contest the tentative ruling, see the Posted Procedures of Judge Bason, available at www.cacb.uscourts.gov, then search for "tentative rulings.")

If you are making an appearance, you may do so (1) in person in the courtroom, unless the Court has been closed (check the Court's website for public notices), (2) via ZoomGov video, or (3) via ZoomGov telephone. For ZoomGov instructions for all matters on calendar, please see page 1 of the posted tentative rulings.

(1) Current issues

This Court has no issues to raise *sua sponte* at this time.

(2) Dates/procedures. This case was filed on 4/15/26.

(a) Bar date: 6/24/26 per General Order 20-01 (70 days after petition date in Subchapter V cases) (DO NOT SERVE any notice: one will be sent).

(b) Procedures Order: dkt. 3 (timely served, dkt. 17).

(c) Plan/Disclosure Statement: file by 90 days after the petition date (per 11 U.S.C. 1189(b)) (DO NOT SERVE - except on the U.S. Trustee). See Procedures Order.

(d) Continued status conference: 7/21/26 at 1:00 p.m. No written status report required.

[PRIOR TENTATIVE RULING(S) OMITTED]

Party Information

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CONT... Unified Protective Services

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Debtor(s):

Unified Protective Services

Represented By
Michael Jay Berger

Trustee(s):

Gregory Kent Jones (TR)

Pro Se

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2:25-11744 Milton Leonel Sznaider

Chapter 11

#23.00 Cont'd Hrg re: Objection to Proof of Claim Number 11 Filed by Blas Garcia
fr. 01/15/26, 2/12/26, 3/12/26

Docket 69

***** VACATED *** REASON: Resolved by stipulation (dkt. 154) and order
thereon.**

Tentative Ruling:

Party Information

Debtor(s):

Milton Leonel Sznaider

Represented By
Matthew D. Resnik
Roksana D. Moradi-Brovia
RHM Law LLP

Movant(s):

Milton Leonel Sznaider

Represented By
Matthew D. Resnik
Matthew D. Resnik
Roksana D. Moradi-Brovia
Roksana D. Moradi-Brovia
RHM Law LLP
RHM Law LLP

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2:25-11744 Milton Leonel Sznaider

Chapter 11

#24.00 Cont'd Status Conference re: Chapter 11 Case
fr. 4/21/26, 5/12/26

Docket 1

Tentative Ruling:

Tentative Ruling for 6/9/26:

Grant the Budget Motion and continue as set forth below. Appearances are not required on 6/9/26. (If you wish to contest the tentative ruling, see the Posted Procedures of Judge Bason, available at www.cacb.uscourts.gov, then search for "tentative rulings.")

If you are making an appearance, you may do so (1) in person in the courtroom, unless the Court has been closed (check the Court's website for public notices), (2) via ZoomGov video, or (3) via ZoomGov telephone. For ZoomGov instructions for all matters on calendar, please see page 1 of the posted tentative rulings.

(1) Current issues

(a) Budget motion (dkt. 128, the "Budget Motion"); Supplement (dkt. 146, "Budget Supplement"); Amended Sch. I/J (dkt. 151); Supplemental Declaration (dkt. 152, "Second Budget Supplement")

The budget motion is not on calendar for today. But, under the adopted tentative ruling for the status conference on 5/12/26 (reproduced below), Debtor was required to file and serve a second supplement to the Budget Motion by a deadline of 5/19/26, so as to comply (belatedly) with this Court's Procedures Order. See Procedures Order (dkt. 104) p. 2:11-18. On 5/19/26 Debtor filed the Second Budget Supplement (dkt. 152). Based on this Court's review of the Second Budget Supplement, including the supplemental declaration of Debtor included with the Second Budget Supplement, and the other papers on file, the tentative ruling is to grant the Budget Motion, as amended by the Second Budget Supplement.

Proposed order(s): Unless otherwise ordered, Movant is directed to lodge proposed order(s) on the matter(s) addressed herein via LOU

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Milton Leonel Sznaider

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within 7 days after the hearing date (per LBR 9021-1(b)(1)(B)).

(b) Monthly Operating Reports ("MORs")

Debtor filed his March MOR (dkt. 150) by the 5/19/26 deadline imposed by this Court's 4/12/26 adopted tentative ruling and timely filed his April MOR on 5/21/26. Debtor is reminded to timely file future MORs or this Court may impose adverse consequences.

(2) Dates/procedures. This case was converted from chapter 13 to chapter 11 on 3/23/26.

(a) Bar date: 6/22/26 (new claims only) (dkt. 140) (timely served, dkt. 145)

(b) Procedures Order: dkt. 104 (timely served, dkt. 112)

(c) Plan/Disclosure Statement: TBD (DO NOT SERVE - except on the U.S. Trustee). See Procedures Order.

(d) Continued status conference: 7/14/26 at 1:00 p.m., concurrent with other matters. No written status report required.

Tentative Ruling for 5/12/26:

Continue as set forth below, with a **deadline of 5/19/26** for a second supplement to his budget motion. Appearances are not required on 5/12/26.

If you are making an appearance, you may do so (1) in person in the courtroom, unless the Court has been closed (check the Court's website for public notices), (2) via ZoomGov video, or (3) via ZoomGov telephone. For ZoomGov instructions for all matters on calendar, please see page 1 of the posted tentative rulings.

(1) Current issues

(a) Budget motion (dkt. 128); Supplement (dkt. 146, "Budget Supplement")

Under the adopted tentative ruling for the status conference on 4/21/26 (reproduced below) Debtor was required to file and serve a supplement to the Budget Motion by a deadline of 4/28/26, so as to comply (belatedly) with this Court's Procedures Order. See Procedures Order (dkt. 104) p. 2:11-18. On 5/7/26 Debtor (even more belatedly) filed that Budget Supplement (dkt. 146), but it is vague and incomplete.

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Future rental income is projected at "between \$3,500 and \$3,800 per unit" (dkt. 146 at PDF p. 5 of 9), but there is no indication of a projected time for completion of repairs, the costs of doing so, how many units are at issue, whether the dollar range is based on characteristics of each unit or a general average of what the market might bear, the expenses associated with renting out these units, or anything else. In other words, this is not a budget: it is a vague reference to an idea of future rental income.

The same defects apply to the "budget" for ABC Home Remodeling, LLC. Instead of the type of monthly projection over several months that any business normally would use - including all expenses such as any taxes, insurance, corporate registration, accounting, etc. - it lists only a few items, consisting of average rough estimates in round dollar amounts. In addition, what is disclosed raises more questions than answers.

It lists "Gross income (est.) \$49,000.00" (dkt. 146 at PDF p. 6), but there is no indication whether that estimate is based on a dozen projects or one, whether it is based on the last 12 months or the last two months, whether the estimates are Debtor's speculation about future growth of the business (see Schedule J, line 13, requiring explanation of any expected increase or decrease), or anything else. Nor is there any information about the type of projects that might be involved.

It lists "Home Depot and Lowes (supplies, materials) (est.) \$3,000.00." Budget Supp. (dkt. 146) at PDF p. 6 of 9. But this Court's recollection is that Debtor previously reported that he did not operate the business as a general contractor, and instead only arranged for other persons to perform contracting services. These purchases make it appear that Debtor, or Debtor's entity, might be acting as general contractors.

The Budget Supplement lists "misc. business expenses" of \$1,000.00 per month. Budget Supp. (dkt. 146) at PDF p. 6. Does that "misc." item mean taking prospective customers out for drinks, paying for office supplies, or something else?

The Budget Supplement lists "Vendors (sometimes reimbursed by homeowners and sometimes baked into the contract between the business and the homeowner) (est.) \$2,000.00." Budget Supp. (dkt. 146) at PDF p. 6. Not only is the very vague, but it calls into question what Debtor's business is doing for a net profit of \$43,000.00 per month (*id.*) if that business is not a contractor and all that Debtor is doing is picking up a few supplies and materials and paying very small dollar amounts to vendors. Is a business like

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this sustainable?

In sum, creditors, the United States Trustee ("UST"), and this Court are left with almost no information about any current or projected cash flow. Of course, over a long enough period Debtor's Monthly Operating Reports ("MORs") might start to give a picture of the actual cash flow, but (i) if the MORs are as vague and incomplete as this Budget Supplement they will not provide meaningful information and (ii) by then it will be too late to prevent monthly expenditures that Debtor might characterize as "ordinary course" (requiring no disclosure or approval) but that others might see differently. See 11 U.S.C. 363(b) & (c). In other words, Debtor is evading the whole point of a budget motion.

(b) Monthly Operating Reports ("MORs")

Debtor's March MOR was due 4/21/26 and has not been filed as of the preparation of this tentative ruling. The tentative ruling is to set a **deadline of 5/19/26** for Debtor to file his March MOR with disclosure of Contractor's finances included in the March MOR. Debtor is reminded to timely file future MORs or this Court may impose adverse consequences.

(2) Dates/procedures. This case was converted from chapter 13 to chapter 11 on 3/23/26.

(a) Bar date: 6/22/26 (new claims only) (dkt. 140) (timely served, dkt. 145)

(b) Procedures Order: dkt. 104 (timely served, dkt. 112)

(c) Plan/Disclosure Statement: TBD (DO NOT SERVE - except on the U.S. Trustee). See Procedures Order.

(d) Continued status conference: 6/9/26 at 1:00 p.m., concurrent with other matters. No written status report required.

[PRIOR TENTATIVE RULING(S) OMITTED]

Party Information

Debtor(s):

Milton Leonel Sznaider

Represented By

Matthew D. Resnik

Roksana D. Moradi-Brovia

RHM Law LLP

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2:25-14484 Geoffrey Gunnar Goebel

Chapter 11

#25.00 Cont'd hrg re: Motion for order determining value of collateral
[11 U.S.C. Section 506(a); FRBP 3012]
fr. 11/4/25, 1/6/26, 2/24/26, 4/7/26, 5/12/26

Docket 41

Tentative Ruling:

Tentative Ruling 6/9/26:

Please see the tentative ruling for the status conference (Calendar No. 26, 6/9/26 at 1:00 p.m.).

Tentative Ruling 5/12/26:

Please see the tentative ruling for the status conference (Calendar No. 35, 5/12/26 at 1:00 p.m.).

Party Information

Debtor(s):

Geoffrey Gunnar Goebel

Represented By
Derrick Talerico

Movant(s):

Geoffrey Gunnar Goebel

Represented By
Derrick Talerico
Derrick Talerico
Derrick Talerico

Trustee(s):

Moriah Douglas Flahaut (TR)

Pro Se

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2:25-14484 Geoffrey Gunnar Goebel

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#26.00 Cont'd status conference re: Chapter 11 case
fr. 6/24/25, 8/5/25, 9/23/25, 11/4/25, 1/6/26,
2/24/26, 4/7/26, 5/12/26

Docket 1

Tentative Ruling:

Tentative Ruling for 6/9/26:

Appearances required.

If you are making an appearance, you may do so (1) in person in the courtroom, unless the Court has been closed (check the Court's website for public notices), (2) via ZoomGov video, or (3) via ZoomGov telephone. For ZoomGov instructions for all matters on calendar, please see page 1 of the posted Tentative Rulings.

(1) Current issues

(a) Debtor's motion to value 2183 Argyle Avenue property (dkt. 41, "Motion to Value"), Proof of service (dkt. 42), Oppositions of Real Time Resolutions, Inc. as agent for RRA CP Opportunity Trust 1 ("2nd Lienholder") (dkt. 45 & 46) and Julie McCoy ("3rd Lienholder") (dkt. 48); Lienholder's appraisal (dkt. 53), Stipulations/Orders to continue hearing (dkt. 49, 55, 56, 60, 62.)

This Court was previously persuaded to continue this matter to 6/9/26. Moreover, the parties have previously stipulated to continue this matter multiple times to engage in settlement negotiations.

At the hearing on 5/12/26 Debtor was directed to lodge a scheduling order by a deadline of 5/26/26. As of the preparation of this tentative ruling, Debtor has not done so. Why not?

There is no tentative ruling but the parties should be prepared to address the current status of this matter, and how they propose to resolve their disputes - e.g., (i) with an evidentiary hearing; (ii) with a court ruling based solely on the written record (to save costs, if all parties consent), (iii) through mediation, or (iv) through appointment of an appraiser (jointly selected by the parties/their appraisers) as the court's own expert under FRE

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CONT... **Geoffrey Gunnar Goebel**
706.

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(b) Missing status report

This Court's adopted tentative ruling for 5/12/26 (reproduced below) set a deadline of 5/26/26 for Debtor to file a brief status report but Debtor has not complied. This is now a pattern for Debtor as this court's adopted tentative ruling for 2/24/26 set a deadline of 3/24/26 for Debtor to file a brief status report and Debtor did not comply with that deadline either. Debtor is cautioned not to miss deadlines set by this Court in future or this Court might impose sanctions or other adverse consequences.

(c) Deadline for Debtor to file amended plan

At a status conference held on 11/4/25 this Court was persuaded not to set a deadline for Debtor to file an amended plan until after the hearing on Debtor's valuation motion has been resolved. The tentative ruling is to again defer setting a deadline for an amended plan until that motion has been resolved.

(2) Dates/procedures. This Subchapter V case was filed on 5/28/25.

(a) Bar date: 8/6/25 per General Order 20-01 (70 days after petition date in Subchapter V cases) (DO NOT SERVE any notice: one has already been sent, see dkt. 14).

(b) Procedures Order: dkt. 6 (timely served, dkt. 8)

(c) Amended Subchapter V Plan/Disclosure Statement: TBD

(d) Continued status conference: 7/14/26 at 1:00 p.m. No written status report required.

Tentative Ruling for 5/12/26:
Appearances required.

If you are making an appearance, you may do so (1) in person in the courtroom, unless the Court has been closed (check the Court's website for public notices), (2) via ZoomGov video, or (3) via ZoomGov telephone. For ZoomGov instructions for all matters on calendar, please see page 1 of the posted Tentative Rulings.

(1) Current issues

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Central District of California
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Hearing Room 1545

1:00 PM

CONT...

Geoffrey Gunnar Goebel

Chapter 11

(a) Debtor's motion to value 2183 Argyle Avenue property (dkt. 41, "Motion to Value"), Proof of service (dkt. 42), Oppositions of Real Time Resolutions, Inc. as agent for RRA CP Opportunity Trust 1 ("2nd Lienholder") (dkt. 45 & 46) and Julie McCoy ("3rd Lienholder") (dkt. 48); Lienholder's appraisal (dkt. 53), Stipulations/Orders to continue hearing (dkt. 49, 55, 56, 60, 62.)

The parties stipulated to continue this matter to today to engage in settlement negotiations. There is no tentative ruling but the parties should be prepared to address the current status of this matter, and how they propose to resolve their disputes - e.g., (i) with an evidentiary hearing; (ii) with a court ruling based solely on the written record (to save costs, if all parties consent), (iii) through mediation, or (iv) through appointment of an appraiser (jointly selected by the parties/their appraisers) as the court's own expert under FRE 706.

(b) Missing status report

This court's adopted tentative ruling for 2/24/26 set a deadline of 3/24/26 for Debtor to file a brief status report but Debtor has not complied. Debtor is cautioned not to miss deadlines set by this Court in future or this Court might impose sanctions or other adverse consequences.

(c) Deadline for Debtor to file amended plan

At a status conference held on 11/4/25 this Court was persuaded not to set a deadline for Debtor to file an amended plan until after the hearing on Debtor's valuation motion has been resolved. The tentative ruling is to again defer setting a deadline for an amended plan until that motion has been resolved.

(2) Dates/procedures. This Subchapter V case was filed on 5/28/25.

(a) Bar date: 8/6/25 per General Order 20-01 (70 days after petition date in Subchapter V cases) (DO NOT SERVE any notice: one has already been sent, see dkt. 14).

(b) Procedures Order: dkt. 6 (timely served, dkt. 8)

(c) Amended Subchapter V Plan/Disclosures: TBD

(d) Continued status conference: 6/9/26 at 1:00 p.m. *Brief* status report due 5/26/26.

[PRIOR TENTATIVE RULING(S) OMITTED]

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1:00 PM

CONT... Geoffrey Gunnar Goebel

Chapter 11

Party Information

Debtor(s):

Geoffrey Gunnar Goebel

Represented By
Derrick Talerico

Trustee(s):

Moriah Douglas Flahaut (TR)

Pro Se

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1:00 PM

2:25-19049 Hardwood Restaurant Holdings, LLC

Chapter 11

#27.00 Cont'd hrg re: Motion for Allowance and Payment of Administrative Rent Claim
fr. 4/21/26, 5/12/26

Docket 86

***** VACATED *** REASON: Resolved per stipulated order issued 5/13/26
(dkt. 108)**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Hardwood Restaurant Holdings,

Represented By
Michael Jay Berger

Movant(s):

GCS Emerald LLC

Represented By
Michael I. Gottfried

GCS Palms LLC

Represented By
Michael I. Gottfried

GCS Equity LLC

Represented By
Michael I. Gottfried

Trustee(s):

Arturo Cisneros (TR)

Pro Se

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1:00 PM

2:25-19049 Hardwood Restaurant Holdings, LLC

Chapter 11

#28.00 Cont'd Status Conference re: Chapter 11 Case
fr. 10/21/25, 11/4/25, 12/16/25, 2/10/26, 3/24/26,
4/7/26, 4/21/26, 5/12/26

Docket 1

Tentative Ruling:

Tentative Ruling for 6/9/26:

Set a deadline for Debtor to file (but NOT serve) a First Amended Plan and continue the status conference, all as set forth below. Appearances are not required on 6/9/26. (If you wish to contest the tentative ruling, see the Posted Procedures of Judge Bason, available at www.cacb.uscourts.gov, then search for "tentative rulings.")

If you are making an appearance, you may do so (1) in person in the courtroom, unless the Court has been closed (check the Court's website for public notices), (2) via ZoomGov video, or (3) via ZoomGov telephone. For ZoomGov instructions for all matters on calendar, please see page 1 of the posted Tentative Rulings.

(1) Current issues

(a) Deadline to file First Amended Plan

This Court denied confirmation of Debtor's proposed Plan on 4/9/26 (dkt. 98), based upon Debtor's representation that it intended to file an Amended Plan. It appears that the issue necessitating the filing of an Amended Plan – a dispute between Debtor and the entities from whom it leases its downtown restaurant location – was resolved by a stipulation that this Court approved on 5/13/26 (dkt. 108).

The tentative ruling is to **set a deadline of 6/30/26** for Debtor to file a First Amended Plan that incorporates or is consistent with its resolution with its landlord, and to continue the status conference as set forth in part "(2)(d)," below.

(2) Dates/procedures. This case was filed on 10/10/25.

(a) Bar date: 12/19/25 per General Order 20-01 (70 days after petition

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CONT...

Hardwood Restaurant Holdings, LLC

Chapter 11

date in Subchapter V cases) (DO NOT SERVE any notice: one has already been sent, dkt. 16).

(b) Procedures Order: dkt. 2 (timely served, dkt. 6).

(c) Plan/Disclosure Statement: See part "(1)(a)," above, for the deadline to file a First Amended Plan (DO NOT SERVE - except on the U.S. Trustee). See Procedures Order.

(d) Continued status conference: 7/14/26 at 1:00 p.m. No written status report required.

Tentative Ruling for 5/12/26:

Continue as set forth below. Appearances are not required on 5/12/26. (If you wish to contest the tentative ruling, see the Posted Procedures of Judge Bason, available at www.cacb.uscourts.gov, then search for "tentative rulings.")

If you are making an appearance, you may do so (1) in person in the courtroom, unless the Court has been closed (check the Court's website for public notices), (2) via ZoomGov video, or (3) via ZoomGov telephone. For ZoomGov instructions for all matters on calendar, please see page 1 of the posted Tentative Rulings.

(1) Current issues

(a) Motion for Allowance of Administrative Claim filed by GCS Equity LLC, GCS Palms, LLC, and GCS Emerald LLC ("Lessor") (dkt. 86), Debtor's Response (dkt. 97), Stipulation Continuing Hearing (dkt. 100) and Order Thereon (dkt. 102), Lessor's Reply (dkt. 105)

Lessor reports that it has reached an agreement in principle with Debtor. Reply (dkt. 105) p. 2:3–9. The tentative ruling is to continue this matter for the parties to document their agreement and obtain this Court's approval.

(2) Dates/procedures. This case was filed on 10/10/25.

(a) Bar date: 12/19/25 per General Order 20-01 (70 days after petition date in Subchapter V cases) (DO NOT SERVE any notice: one has already been sent, dkt. 16).

(b) Procedures Order: dkt. 2 (timely served, dkt. 6).

(c) Plan/Disclosure Statement: Order denying confirmation of Plan (dkt.

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CONT...

Hardwood Restaurant Holdings, LLC

Chapter 11

59) issued 4/9/26 (dkt. 98). Deadline for filing of First Amended Plan to be determined.

(d) Continued status conference: 6/9/26 at 1:00 p.m. No written status report required.

[PRIOR TENTATIVE RULING(S) OMITTED]

Party Information

Debtor(s):

Hardwood Restaurant Holdings,

Represented By
Michael Jay Berger

Trustee(s):

Arturo Cisneros (TR)

Pro Se

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1:00 PM

2:26-10806 Kent Moyer

Chapter 11

Adv#: 2:26-01028 Moyer et al v. Davidson

#29.00 Cont'd Status Conference re: Complaint for Injunctive and Declaratory Relief
fr. 4/21/26

Docket 1

Tentative Ruling:

Tentative Ruling for 6/9/26:

Please see the tentative ruling for the status conference in the bankruptcy case (Cal. No. 7, 4/21/26 at 1:00 p.m.).

Party Information

Debtor(s):

Kent Moyer

Represented By
Uzzi O Raanan
Jonathan Seligmann Shenson

Defendant(s):

James S. Davidson

Represented By
Johnny White

Joint Debtor(s):

Kaoru Moyer

Represented By
Uzzi O Raanan
Jonathan Seligmann Shenson

Plaintiff(s):

Kaoru Moyer

Represented By
Uzzi O Raanan

Kent Moyer

Represented By
Uzzi O Raanan

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1:00 PM

2:26-10806 Kent Moyer and Kaoru Moyer

Chapter 11

#30.00 Cont'd Status Conference re: Chapter 11 Case
fr. 2/12/26, 2/24/26, 3/24/26, 4/21/26

Docket 1

Tentative Ruling:

Tentative Ruling for 6/9/26:

Continue, but first direct counsel for Debtor and James Davidson to address certain matters at this hearing, all as set forth below. Appearances required.

If you are making an appearance, you may do so (1) in person in the courtroom, unless the Court has been closed (check the Court's website for public notices), (2) via ZoomGov video, or (3) via ZoomGov telephone. For ZoomGov instructions for all matters on calendar, please see page 1 of the posted Tentative Rulings.

(1) Current issues

(a) Implementation of Settlement Agreement

At the 6/2/26 status conference, the Court directed counsel for Debtor and James Davidson to meet and confer no later than 6/9/26 regarding the long-form agreement, releases, security documentation, and any other issues and, if unsuccessful, to refer their disputes to a mediator in accordance with the Settlement. The parties should be prepared to update the Court regarding the status of such.

(b) Plan

On 5/27/26, Debtor filed a plan (dkt. 61) and at the 6/2/26 status conference this Court set a deadline of 6/16/26 for Debtor to file an optional amended plan. Debtor should be prepared to address the current status of this matter, and whether this Court should set any briefing schedules, hearings, or any other procedures in connection with Debtor's plan (dkt. 61) or an amended plan.

(c) Bar Date

To date, no bar date has been set. Debtor should be prepared to

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CONT... **Kent Moyer and Kaoru Moyer**
propose a bar date.

Chapter 11

(d) Moyer et al. v. Davidson (Adv. No. 2:26-ap-01028-NB)

This Court has reviewed the filed documents and records in the bankruptcy case and the adversary proceeding. The tentative ruling is to continue the status conference in the adversary proceeding to the same time as set forth below for the status conference in the bankruptcy case in chief (see part "(2)(d)" of this tentative ruling). No written status reports are required.

(2) Dates/procedures. This case was filed on 1/29/26.

(a) Bar date: TBD (see above) (DO NOT SERVE notice yet - court will prepare an order after the principal status conference).

(b) Procedures Order: dkt. 8 (served late on 2/12/26; see dkt. 32, notice of errata re POS)

(c) Plan/Disclosure Statement: no deadline at this time (DO NOT SERVE - except on the U.S. Trustee). See Procedures Order.

(d) Continued status conference: 6/30/26 at 1:00 p.m. No written status reports required.

[PRIOR TENTATIVE RULING(S) OMITTED]

Party Information

Debtor(s):

Kent Moyer

Represented By

Uzzi O Raanan

Jonathan Seligmann Shenson

Joint Debtor(s):

Kaoru Moyer

Represented By

Uzzi O Raanan

Jonathan Seligmann Shenson

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1:00 PM

2:26-14431 THE TRUETT MEMORIAL SOUTHERN BAPTIST

Chapter 11

#31.00 Cont' d hrg re: First Day Motion For Entry Of Interim And Final Orders: (i) Prohibiting Utility Providers From Altering, Refusing, Or Discontinuing Service; (ii) Determining Adequate Assurance Of Payment For Future Utility Services; (iii) Establishing Procedures For Resolving Requests For Additional Adequate Assurance; (iv) Authorizing, The Debtor To Pay Utility Obligations That Become Due In The Ordinary Course Postpetition Pending Entry Of A Final Order; and (V) Granting Related Relief fr. 5/20/26

Docket 19

Tentative Ruling:

Please see the tentative ruling for the status conference (Calendar No. 35, 6/9/26 at 1:00 p.m.).

Party Information

Debtor(s):

THE TRUETT MEMORIAL

Represented By
Marcus G Tiggs

Movant(s):

THE TRUETT MEMORIAL

Represented By
Marcus G Tiggs
Marcus G Tiggs
Marcus G Tiggs

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2:26-14431 THE TRUETT MEMORIAL SOUTHERN BAPTIST

Chapter 11

#32.00 Cont'd hrg re: First Day Motion For Entry Of Interim And Final Orders: (i) Continuation Of Prepetition Insurance Coverage; (ii) Payment Of Prepetition Obligations Related To Insurance Coverages; And (iii) Renew, Amend Or Enter Into New Insurance Coverage In The Ordinary Course Of Business
fr. 5/20/26

Docket 21

Tentative Ruling:

Please see the tentative ruling for the status conference (Calendar No. 35, 6/9/26 at 1:00 p.m.).

Party Information

Debtor(s):

THE TRUETT MEMORIAL

Represented By
Marcus G Tiggs

Movant(s):

THE TRUETT MEMORIAL

Represented By
Marcus G Tiggs
Marcus G Tiggs
Marcus G Tiggs

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1:00 PM

2:26-14431 THE TRUETT MEMORIAL SOUTHERN BAPTIST

Chapter 11

#33.00 Cont'd hrg re: First Day Motion For Entry of Interim and Final Orders
(I) Authorizing Use of Cash Collateral (II) Granting Related Relief
fr. 5/20/26

Docket 22

Tentative Ruling:

Tentative Ruling for 6/9/26:

Please see the tentative ruling for the status conference (Calendar No. 35,
6/9/26 at 1:00 p.m.).

[PRIOR TENTATIVE RULING(S) OMITTED]

Party Information

Debtor(s):

THE TRUETT MEMORIAL

Represented By
Marcus G Tiggs

Movant(s):

THE TRUETT MEMORIAL

Represented By
Marcus G Tiggs
Marcus G Tiggs
Marcus G Tiggs

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2:26-14431 THE TRUETT MEMORIAL SOUTHERN BAPTIST

Chapter 11

#34.00 Cont'd hrg re: First Day Motion For Entry Of Interim And Final Orders (i) Authorizing Continued Use Of Existing Cash Management System, (ii) Authorizing Continued Use Of Existing Bank Accounts And Use Of Existing Business Forms, (iii) Authorizing Continued Acceptance And Processing Of Tithes And Donations Through Existing Electronic Merchant And Donation Payment Platforms, and (IV) Granting Related Relief
fr. 5/20/26

Docket 20

Tentative Ruling:

Please see the tentative ruling for the status conference (Calendar No. 35, 6/9/26 at 1:00 p.m.).

Party Information

Debtor(s):

THE TRUETT MEMORIAL

Represented By
Marcus G Tiggs

Movant(s):

THE TRUETT MEMORIAL

Represented By
Marcus G Tiggs
Marcus G Tiggs
Marcus G Tiggs

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2:26-14431 THE TRUETT MEMORIAL SOUTHERN BAPTIST

Chapter 11

#35.00 Cont'd Status Conference re: Chapter 11 Case
fr. 5/20/26, 6/2/26

Docket 0

Tentative Ruling:

Tentative Ruling for 6/9/26:

Grant on a final basis the "first day motions" previously granted on an interim basis, and continue the status conference, all as set forth below.

Appearances are not required on 6/9/26. (If you wish to contest the tentative ruling, see the Posted Procedures of Judge Bason, available at www.cacb.uscourts.gov, then search for "tentative rulings.")

If you are making an appearance, you may do so (1) in person in the courtroom, unless the Court has been closed (check the Court's website for public notices), (2) via ZoomGov video, or (3) via ZoomGov telephone. For ZoomGov instructions for all matters on calendar, please see page 1 of the posted tentative rulings.

(1) Current issues

(a) Utilities Motion (dkt. 19), Notice of Continued Hearing (dkt. 53), Notice of Deposit Amount (dkt. 54), Interim Utilities Order (dkt. 64), No opposition on file

Grant the Utilities Motion (dkt. 19) on a final basis, on the same terms and conditions as set forth in the Interim Utilities Order (dkt. 64).

(b) Motion to Continue Prepetition Insurance Coverage (dkt. 21, the "Insurance Motion"), Notice of Continued Hearing (dkt. 47), Interim Insurance Order (dkt. 61), No opposition on file

Grant the Insurance Motion (dkt. 21) on a final basis, on the same terms and conditions as set forth in the Interim Insurance Order (dkt. 61).

(c) Cash Collateral Motion (dkt. 22), Notice of Continued Hearing (dkt. 49), Interim Cash Collateral Order (dkt. 62), No opposition on file

Grant the Cash Collateral Motion (dkt. 22) on a final basis, on the same

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CONT...

THE TRUETT MEMORIAL SOUTHERN BAPTIST

Chapter 11

terms and conditions as set forth in the Interim Cash Collateral Order (dkt. 62).

(d) Cash Management Motion (dkt. 20), Notice of Continued Hearing (dkt. 51), Interim Cash Management Order (dkt. 63), No opposition on file

Grant the Cash Management Motion (dkt. 20) on a final basis, on the same terms and conditions as set forth in the Interim Cash Collateral Order (dkt. 63).

(2) Dates/procedures. This case was filed on 5/5/26.

(a) Bar date: 8/12/26 (deadline to serve has not elapsed as of the preparation of this tentative ruling).

(b) Procedures Order: dkt. 6 (timely served, dkt. 10).

(c) Plan/Disclosure Statement: TBD (DO NOT SERVE - except on the U.S. Trustee). See Procedures Order.

(d) Continued status conference: 7/28/26 at 1:00 p.m. No written status report required.

[PRIOR TENTATIVE RULING(S) OMITTED]

Party Information

Debtor(s):

THE TRUETT MEMORIAL

Represented By
Marcus G Tiggs

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2:00 PM

2:24-18171 Hays Tabernacle CME Church

Chapter 11

#1.00 Hrg re: Motion For Temporary Allowance Of The
Claim Of The Evergreen Advantage, LLC [Claim 4]
For Voting Purposes Pursuant To FRBP 3018(a)

Docket 270

***** VACATED *** REASON: Resolved per order issued 6/5/26 (dkt. 292)**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Hays Tabernacle CME Church

Represented By
Lewis R Landau

Movant(s):

The Evergreen Advantage, LLC

Represented By
Raymond H. Aver
Zi Chao Lin

Trustee(s):

Mark M Sharf (TR)

Pro Se

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2:24-18171 Hays Tabernacle CME Church

Chapter 11

#2.00 Cont'd Status Conference re: Chapter 11 Case
fr. 4/8/25, 4/22/25, 6/24/25, 07/17/25, 8/19/25, 9/23/25,
10/7/25, 11/4/25, 12/2/25, 1/6/26, 2/10/26, 2/24/26,
3/10/26, 3/24/26, 4/7/26, 5/12/26

Docket 1

Tentative Ruling:

Tentative Ruling for 6/9/26:

Continue to 6/23/26, at 2:00 p.m. for the convenience of this Court. Appearances are not required on 6/9/26. (If you wish to contest the tentative ruling, see the Posted Procedures of Judge Bason, available at www.cacb.uscourts.gov, then search for "tentative rulings.")

If you are making an appearance, you may do so (1) in person in the courtroom, unless the Court has been closed (check the Court's website for public notices), (2) via ZoomGov video, or (3) via ZoomGov telephone. For ZoomGov instructions for all matters on calendar, please see page 1 of the posted tentative rulings.

Tentative Ruling for 5/12/26:

Grant Debtor's Apportionment Motion (dkt. 252) and Debtor's Application to Modify the Terms of Special Litigation Counsel's Employment (dkt. 253); maintain previously-set deadlines pertaining to Plan confirmation; and continue the status conference, all as set forth below. Appearances are not required on 5/12/26. (If you wish to contest the tentative ruling, see the Posted Procedures of Judge Bason, available at www.cacb.uscourts.gov, then search for "tentative rulings.")

If you are making an appearance, you may do so (1) in person in the courtroom, unless the Court has been closed (check the Court's website for public notices), (2) via ZoomGov video, or (3) via ZoomGov telephone. For ZoomGov instructions for all matters on calendar, please see page 1 of the posted tentative rulings.

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2:00 PM

CONT... Hays Tabernacle CME Church

Chapter 11

(1) Current issues

(a) Debtor's Motion to Approve Apportionment Payment Owed to Southern California Conference of the Christian Methodist Church (dkt. 252, the "Apportionment Motion"), Opposition filed by The Evergreen Advantage, LLC ("Evergreen") (dkt. 257), Debtor's Reply (dkt. 261)

Grant the Apportionment Motion and overrule Evergreen's opposition for the reasons set forth in Debtor's moving and reply papers.

(b) Debtor's Application to Modify the Terms of Special Litigation Counsel's Employment (dkt. 253), No opposition on file

Grant.

Note: The Application contemplates a separate fee application. If it would save costs, this Court is flexible about the format of that fee application: it could essentially be a cover sheet attaching a copy of the the current Application with its timesheets and adjustments and requesting allowance of the specified dollar amounts.

(c) Deadlines Pertaining to Plan Confirmation

As stated on the record at the 3/24/26 status conference, the tentative ruling is to anticipate a **Confirmation Hearing on 7/15/26 at 9:00 a.m.** (which will be an evidentiary hearing), with the following associated schedule:

5/15/26 deadline for Debtor to lodge a proposed order setting the Confirmation Hearing and associated deadlines (the "Hearing Order"), substantially in the form posted on Judge Bason's portion of the Court's website (www.cacb.uscourts.gov);

5/22/26 anticipated deadline (in the Hearing Order) for Debtor to serve the voting package;

6/16/26 anticipated deadline (in the Hearing Order) for the completion of any remaining plan-related discovery;

7/1/26 anticipated deadline (in the Hearing Order) for any Objections to the Plan to be filed and served and for ballots to be returned;

7/8/26 anticipated deadline (in the Hearing Order) for any Replies and a ballot summary.

Proposed order: Unless otherwise ordered, Debtor is directed to lodge proposed order(s) on the foregoing matter(s) via LOU within 7

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Hays Tabernacle CME Church

Chapter 11

days after the hearing date (per LBR 9021-1(b)(1)(B)).

2) Dates/procedures. This case was filed on 10/6/24 and reassigned to Judge Bason on 3/3/25 (dkt. 65).

(a) Bar date: 3/14/25 (Bar Date Order (dkt. 60) timely served, dkt. 59)

(b) Procedures Order: dkt. 67 (served on 3/11/25, dkt. 79 pp. 15–16)

(c) Plan/Disclosure Statement: first amended Plan filed on 3/23/26 (dkt. 238).

(d) Status conference: Concurrent with the confirmation hearing (see part “(1)(c),” above). No written status report required.

Tentative Ruling for 4/7/26:

Set deadlines pertaining to plan confirmation; approve the fee applications submitted by the estate’s professionals and overrule Evergreen’s request for a 20% holdback; and continue the status conference, all as set forth below.

Appearances are not required on 4/7/26. (If you wish to contest the tentative ruling, see the Posted Procedures of Judge Bason, available at www.cacb.uscourts.gov, then search for "tentative rulings.")

If you are making an appearance, you may do so (1) in person in the courtroom, unless the Court has been closed (check the Court's website for public notices), (2) via ZoomGov video, or (3) via ZoomGov telephone. For ZoomGov instructions for all matters on calendar, please see page 1 of the posted tentative rulings.

(1) Current issues

(a) Deadlines pertaining to plan confirmation

This Court has reviewed the First Amended SubChapter V Plan (dkt. 238) and accompanying status report (dkt. 239), both filed by Debtor on 3/23/26.

The tentative ruling is to anticipate a **Confirmation Hearing on 6/9/26 at 1:00 p.m.**, with the following associated schedule:

4/9/26 deadline for Debtor to lodge a proposed order setting the Confirmation Hearing and associated deadlines (the "Hearing Order"), substantially in the form posted on Judge Bason's portion of the Court's website (www.cacb.uscourts.gov);

4/16/26 anticipated deadline (in the Hearing Order) for Debtor to

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serve the voting package;

5/15/26 anticipated deadline (in the Hearing Order) for the completion of any remaining plan-related discovery;

5/26/26 anticipated deadline (in the Hearing Order) for any Objections to the Plan to be filed and served and for ballots to be returned;

6/2/26 anticipated deadline (in the Hearing Order) for any Replies and a ballot summary.

Proposed order: Unless otherwise ordered, Debtor is directed to lodge proposed order(s) on the foregoing matter(s) via LOU within 7 days after the hearing date (per LBR 9021-1(b)(1)(B)).

(b) Second interim fee application of Debtor's general bankruptcy counsel Lewis R. Landau (dkt. 232), Notice (dkt. 234), Opposition filed by the Evergreen Advantage, LLC ("Evergreen") (dkt. 242), Reply (dkt. 243) and Tapley Decl. (dkt. 244)

The tentative ruling is (A) to allow \$140,621.50 in fees and \$322.00 in expenses, for a total interim award of \$140,943.50, and (B) to overrule Evergreen's request for a 20% holdback and to instead authorize and direct payment of the full amounts allowed. Evergreen asserts that absent a holdback, Debtor may lack sufficient cash on hand to fund its plan. Opp. (dkt. 242) p. 2:22–25. The tentative ruling is that Evergreen's argument fails to take into account material improvements to Debtor's financial position, including an increase in the Christian Methodist Episcopal Church's plan funding commitment from \$125,000.00 to \$650,000.00. See dkt. 239 p. 9 (redline showing differences between original plan and recently-filed First Amended Plan).

(c) Second interim fee application of Debtor's financial advisor GlassRatner Advisory Services LLC (dkt. 233), Notice (dkt. 234), Opposition filed by the Evergreen Advantage, LLC ("Evergreen") (dkt. 242), Reply (dkt. 243) and Tapley Decl. (dkt. 244)

For the same reasons as set forth in part "(1)(b)," above, the tentative ruling is (A) to allow \$38,761.50 in fees and \$21.10 in expenses, for a total interim award of \$38,782.60 and (B) to overrule Evergreen's request for a 20% holdback and to instead authorize and direct payment of the full amounts allowed.

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Proposed orders: Unless otherwise ordered, Applicants are directed to lodge proposed order(s) on the matter(s) addressed here via LOU within 7 days after the hearing date (per LBR 9021-1(b)(1)(B)).

(2) Dates/procedures. This case was filed on 10/6/24 and reassigned to Judge Bason on 3/3/25 (dkt. 65).

(a) Bar date: 3/14/25 (Bar Date Order (dkt. 60) timely served, dkt. 59)

(b) Procedures Order: dkt. 67 (served on 3/11/25, dkt. 79 pp. 15–16)

(c) Plan/Disclosure Statement: first amended Plan filed on 3/23/26 (dkt. 238).

(d) Status conference: Concurrent with the confirmation hearing (see part "(1)(a)," above). No written status report required. The status conference previously scheduled for 5/12/26 at 1:00 p.m. is taken off calendar.

[EXCERPTS FROM:] Tentative Ruling for 8/19/25:

* * *

(1) Current issues

* * *

(e) Debtor's proposed Plan (dkt. 98); Objections by Evergreen Advantage, LLC ("Evergreen") (dkt. 138, 139); Ballot Summary (dkt. 143); Debtor's response (dkt. 144-45); Debtor's status report re: Plan confirmation (dkt. 163)

The tentative ruling is not to set any briefing schedule at this time, and instead to direct the parties to continue their efforts to conclude discovery and continue to meet and confer about scheduling and procedures. Meanwhile, the tentative ruling is to continue the confirmation hearing to be concurrent with the continued Status Conference (see part "(2)(d)" of this Tentative Ruling, below).

* * *

[EXCERPTS FROM:] Tentative Ruling for 7/17/25:

Appearances required.

* * *

(1) Current issues

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(a) Background

Debtor, a church with historic roots that is located in the Watts neighborhood of Los Angeles, seeks confirmation of its Subchapter V Plan of Reorganization (dkt. 98, the "Plan"). A key component of the Plan is the sale of property located at 1407 E. Kramer Drive, Carson, CA 90746 (the "Kramer Property"), which Debtor previously used as a parsonage. The hearing to confirm Debtor's Plan (the "Confirmation Hearing") has been scheduled to take place concurrently with the hearing on Debtor's motion to approve the sale of the Kramer Property (dkt. 131–32, 134, & 136–37, the "Sale Motion").

In addition to the Kramer Property, Debtor also owns several adjacent parcels of real property – located at 10121 S. Central Ave., 10207 S. Central Ave., 10203 S. Central Ave., and 1143/1149 E. 102d St., Los Angeles, CA – which Debtor operates as a church (the "Church Property"). (The Church Property consists of a commercial building that Debtor uses to conduct worship services and an adjacent parking lot.)

Evergreen Advantage, LLC ("Evergreen") asserts a secured claim against the Church Property, in the amount of approximately \$2,587,622.91, plus attorney fees, costs of collection, and interest (the "Evergreen Claim"). Evergreen Opp. (dkt. 138) p. 4:13–17. Debtor has commenced an action against Evergreen in the Superior Court of the State of California for the County of Los Angeles (the "State Court") challenging the validity of the Evergreen claim. Plan (dkt. 98) Ex. E (the "State Court Litigation").

Debtor's plan hinges upon a sale of the Kramer Property [which has been authorized and has now closed, with net proceeds of \$575,643.53: see dkt. 161]. * * * [See *also*] Issa Decl. (dkt. 144) ¶ 6 (p. 15:7–14) [projecting \$587,179.00 net proceeds available to fund the Plan]. Debtor also represents that it has received "a Plan funding commitment from the Christian Methodist Church for up to \$125,000.00 to fund any operating or Plan requirements over the Plan term" Plan (dkt. 98) art. 7, ¶ 2 (p. 5).

Pending resolution of Debtor's challenge to the validity of the Evergreen Claim, Debtor's Plan proposes to make interest-only payments to Evergreen of \$12,500.00 per month for 36 months (calculated by paying 6.2% interest on the \$2,445,201.54 amount set forth in Evergreen's proof of claim). Issa Decl. (dkt. 144) ¶¶ 11 & 14 (p. 16:15–16 & 17:13–16); Plan (dkt. 98) art. 7 ¶ 8 (p. 5); Reply (dkt. 144) p. 5:19–25. J. Michael Issa, Debtor's valuation expert, testifies that the contemplated interest payments are "consistent with the current market terms for church real estate loans." Issa Decl. (dkt. 144)

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¶ 14 (p. 17:13–18). These interest-only payments would be funded from the net proceeds of the sale of the Kramer Property and the contribution from Christian Methodist Church. Issa Decl. (dkt. 144) ¶ 18(a) (p. 19:4–7). The Plan provides that any amount remaining on the Evergreen Claim after the 36 months of interest-only payments will be satisfied through a balloon payment funded "from additional contributions" or "refinancing or sale" of the Church Property. Plan (dkt. 98) art. 7 ¶ 8 (p. 5).

* * *

(b) Sale motion ...

* * *

(c) Debtor's proposed Plan (dkt. 98); Objections by Evergreen Advantage, LLC ("Evergreen") (dkt. 138, 139); Ballot Summary (dkt. 143); Debtor's response (dkt. 144-45)

(i) Cramdown standards

The requirements for confirmation of a Subchapter V plan are set forth in 11 U.S.C. 1191, which generally incorporates with modifications 11 U.S.C. 1129(a)-(b). A nonconsensual plan nevertheless may be confirmed if "the plan does not discriminate unfairly, and is fair and equitable, with respect to each class of claims or interests that is impaired under, and has not accepted, the plan." 11 U.S.C. 1191(b).

(A) Unfair discrimination

A plan unfairly discriminates if similar claims are treated differently without a reasonable basis for the disparate treatment. See, e.g., *In re Acequia, Inc.*, 787 F.2d 1352, 1364 (9th Cir. 1986) ("The Collier treatise states that this provision requires that a plan 'allocate[] value to the class in a manner consistent with the treatment afforded to other classes with similar legal claims against the debtor'" (citation omitted)).

(B) Fair and equitable

"[T]he condition that a plan be fair and equitable with respect ... to a class of secured claims" includes the requirement that "the plan meets the requirements of section 1129(b)(2)(A)." 11 U.S.C. 1191(c)(1). Under 11 U.S.C. 1129(b)(2)(A), the "fair and equitable" requirement includes the following requirement:

(i)

(I) that the holders of such claims retain the liens securing

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such claims, whether the property subject to such liens is retained by the debtor or transferred to another entity, to the extent of the allowed amount of such claims; and (II) that each holder of a claim of such class receive on account of such claim deferred cash payments totaling at least the allowed amount of such claim, of a value, as of the effective date of the plan, of at least the value of such holder's interest in the estate's interest in such property; (ii) for the sale, subject to section 363(k) of this title, of any property that is subject to the liens securing such claims, free and clear of such liens, with such liens to attach to the proceeds of such sale, and the treatment of such liens on proceeds under clause (i) or (iii) of this subparagraph; or (iii) for the realization by such holders of the indubitable equivalent of such claims. [11 U.S.C. 1129(b)(2)(A).]

Section 1191(b) specifies additional requirements that are necessary, but not sufficient, to satisfy the "fair and equitable" test. (As one court explained in, the statute uses the term "includes" to make clear that the specific requirements delineated therein are only the "minimal standards [that] plans must meet," and that the statute "is not to be interpreted as requiring that every plan not prohibited be approved." *Matter of D & F Const. Inc.*, 865 F.2d 673, 675 (5th Cir. 1989).) Those additional requirements are as follows:

- (2) As of the effective date of the plan--
 - (A) the plan provides that all of the projected disposable income of the debtor to be received in the 3-year period, or such longer period not to exceed 5 years as the court may fix, beginning on the date that the first payment is due under the plan will be applied to make payments under the plan; or
 - (B) the value of the property to be distributed under the plan in the 3-year period, or such longer period not to exceed 5 years as the court may fix, beginning on the date on which the first distribution is due under the plan is not less than the projected disposable income of the debtor.

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(A) The debtor will be able to make all payments under the plan; or

(B)

(i) there is a reasonable likelihood that the debtor will be able to make all payments under the plan; and

(ii) the plan provides appropriate remedies, which may include the liquidation of nonexempt assets, to protect the holders of claims or interests in the event that the payments are not made. [11 U.S.C. 1191(c)(2)–(3).]

(ii) "Good faith" and allegedly "unfair discrimination" objections: overrule in part

The tentative ruling is that the "good faith" inquiry is narrow. The authorities cited by Debtor are far more on point about the scope of the "good faith" inquiry than Evergreen's citations. As Debtor correctly notes, the Court of Appeals for the Ninth Circuit (the "Ninth Circuit") has held that the statute "directs courts to look only to the proposal of a plan, not the terms of the plan." *Garvin v. Cook Investments NW, SPNWY, LLC*, 922 F.3d 1031, 1035 (9th Cir. 2019) (emphasis added, citations omitted).

Note 3: *Garvin* also stated that "[c]ases directing courts to look to the 'totality of the circumstances' to determine whether a plan was proposed in good faith do not change the analysis here," and courts must still "determine whether the plan achieves a result consistent with the objectives and purposes of the Code." *Id.* at 1036 n. 3 (citations omitted; emphasis added). In this Court's view, *Garvin* is best understood as refining but not changing the analysis. That is, the primary focus of the "good faith" inquiry must be upon whether the plan "was lawfully proposed," *Garvin*, 922 F.3d. 1031, 1036. But in conducting that inquiry, this Court need not disregard other considerations – including, for example, whether the Plan achieves results consistent with the objectives and purposes of the Code.

The tentative ruling is that Evergreen has not made a sufficient showing that the filing of this bankruptcy case was lacking in good faith, for

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two reasons. (A) Debtor is a charitable/religious institution, and Evergreen has not shown any way that Debtor could have posted a bond or paid Evergreen without liquidating some of the assets that it uses for its charitable/religious activities, so Debtor had a legitimate need for bankruptcy relief. (B) Although Evergreen emphasizes that it is in the business of short term and high interest loans, it took the risk when it made the loan of a future bankruptcy case by Debtor, including the possibility that the loan repayment terms would be adjusted as permitted by the Bankruptcy Code.

Similarly, the tentative ruling is that Evergreen has not shown that it is unfair to provide for payment of (undisputed and small) claims immediately upon the effective date of the proposed Plan while deferring payments on the (much larger, disputed) claim of Evergreen until after final resolution of that claim, and thereafter for some months so that Debtor has some time to pay any such allowed claim through a refinance, a sale, or other means, without unduly disrupting Debtor's charitable/religious functions. *See, e.g., In re Barakat*, 99 F.3d 1520, 1524–25 (9th Cir. 1996) (permitting separate classification where supported by a legitimate business or economic justification).

On the other hand, Debtor has not responded to Evergreen's allegation that Debtor has allowed the State Court litigation to languish during this bankruptcy case, including that Debtor has not filed a motion for leave to file its proposed Fifth Amended Complaint. *See* Evergreen Obj. (dkt. 138) p. 7:10-12. Debtor is directed to address that issue at the hearing.

(iii) Feasibility and "appropriate remedies" objection: overrule

On the one hand, it is true that there are some weaknesses in Debtor's evidence of feasibility. Debtor's cash flow has not been shown to be as reliable as it might be, and Debtor provides insufficient evidence of "back stop" funding by the Ninth Episcopal District Christian Methodist Episcopal Church, Inc. because this Court does not interpret Bishop Hames' declaration as a contractual or otherwise binding and enforceable commitment to fund the full dollar amount that might be needed (up to \$125,000.00). *See* Decl. (dkt. 144) p. 13.

On the other hand, the tentative ruling is that Debtor's net proceeds from the sale of the Kramer Property (well over \$500,000.00) plus Debtor's ability in future to refinance or sell the collateral already pledged to Evergreen, are more than sufficient evidence of feasibility. *See, e.g., Liquidation Analysis*

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(Plan, dkt. 98, Ex. B, at Bates p. 25) (based on Debtor's sworn schedules etc.).

Because of this more than sufficient evidence that Debtor "will" be able to make all payments under the plan (11 U.S.C. 1191(c)(3)(A)), the tentative ruling is that Debtor is not required to provide specific remedies such as liquidation of its assets (11 U.S.C. 1191(c)(3)(B)). The tentative ruling is that this is particularly appropriate in view of Debtor's charitable/religious mission, and the disruption if not destruction of that mission if liquidation were to be the draconian result of any default under the Plan. In addition, the tentative ruling is that it would be inappropriate to lock Debtor into any specific remedy, such as liquidation, in view of the uncertain future of interest rates and hence Debtor's ability to refinance its debt to Evergreen (if that debt is eventually allowed), as well as the uncertain future regarding any sale of the Church Property, and all other unknowns. In sum, the tentative ruling is that Debtor will be able to make all payments under the Plan, and that even if Debtor were to default under the Plan Evergreen is adequately protected, and it would be inappropriate to lock Debtor into specific remedies in the event of such a default.

(iv) Failure to provide proper calculations for present value of lien (11 U.S.C. 1191(c)(1)): sustain in part

The Plan contemplates that Evergreen has a secured claim of roughly \$2.45 million (Plan section 2.04, dkt. 98 p. 2), and apparently contemplates an interest rate of 6.2% (see Issa Decl., dkt. 144, p. 17:14-15) (although this Court has not found that rate stated in the Plan), apparently resulting in estimated payments of \$12,500.00 per month if the claim were to be allowed in full and were to be amortized on a straight line basis. See Plan (dkt. 98) p. 5, Article 7, section 8. The parties disagree whether these provisions satisfy the "present value" requirement in 11 U.S.C. 1191(c)(1) (incorporating 11 U.S.C. 1129(b)(2)(A)).

Evergreen objects that its claim is much higher when postpetition default interest is taken into account (closer to \$2.6 million), not to mention attorney fees and any other costs and charges. See Evergreen Obj. (dkt. 138) pp. 4:28-5:7 & p. 13:8-13. Debtor counters by objecting to Evergreen's evidence of this dollar amount (dkt. 145) but, although the tentative ruling is to sustain that objection, the tentative ruling is also that this Court can take into account, as argument by Evergreen, that Debtor has not provided any backup

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for its own calculations, and that, under 11 U.S.C. 506(b) and decisions of higher courts, Evergreen's potential claim must include default interest during the pendency of this bankruptcy case prior to any new interest rate under any confirmed Plan. See, e.g., *Gen. Elec. Cap. Corp. v. Future Media Prods., Inc.*, 547 F.3d 956, 961 (9th Cir. 2008) (citing 4 *Collier on Bankruptcy*, ¶ 506.04[2][b][iii] (15th Ed.1996) ("The bankruptcy court should apply a presumption of allowability for the contracted for default rate, 'provided that the rate is not unenforceable under applicable nonbankruptcy law.'"); *Beltway One, supra*, 547 B.R. 819, 826-31.

The tentative ruling is that an evidentiary hearing will be required (absent an agreement of the parties) in order to determine (A) the proper dollar amount of Evergreen's (disputed) claim for purposes of any proposed Plan (e.g., as of 7/17/25 with a daily adjustment for every day thereafter) and (B) the appropriate cramdown rate of interest. The parties are directed to address whether this Court should set any evidentiary hearing and related procedures.

Alternatively, instead of setting any deadlines and evidentiary hearing at this current hearing it might be appropriate to provide a continuance and direct the parties to meet and confer about whether they can agree on the procedures or substance related to the Evergreen claim. The tentative ruling is to adopt the latter procedure and continue the hearing on confirmation of the Plan to address any proposed amendment to it, with a continued hearing on the same date and time as the continued Status Conference set forth below (see part "(2)(d)" of this Tentative Ruling, below). Meanwhile, the tentative ruling is to direct the parties to meet and confer about a possible resolution of the Evergreen objections.

(2) Dates/procedures. This case was filed on 10/6/24 and reassigned to Judge Bason on 3/3/25 (dkt. 65).

(a) Bar date: 3/14/25 (Bar Date Order (dkt. 60) timely served, dkt. 59)

(b) Procedures Order: dkt. 67 (served on 3/11/25, dkt. 79 pp. 15–16)

(c) Plan/Disclosure Statement: timely filed on 5/29/25 (dkt. 129).

(d) Continued status conference: 8/19/25 at 1:00 p.m. No written status report is required.

[OTHER TENTATIVE RULING(S) OMITTED]

Party Information

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Chapter 11

Debtor(s):

Hays Tabernacle CME Church

Represented By
Lewis R Landau

Trustee(s):

Mark M Sharf (TR)

Pro Se

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2:23-13307 Seyed Mustafa Maghloubi

Chapter 7

#3.00 Hrg re: Motion for order permitting withdrawal as counsel

Docket 327

Tentative Ruling:

Please see the tentative ruling for the status conference (Calendar No. 5, 6/9/26 at 2:00 p.m.).

Party Information

Debtor(s):

Seyed Mustafa Maghloubi

Represented By
Darius Shahrouzi

Trustee(s):

Todd A. Frealy (TR)

Represented By
David Wood
Bradford Barnhardt

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Chapter 7

#4.00 Cont'd Order to show cause directing Daryoush (aka Darius) Shahrouzi to appear and show cause why he should not be subject to sanctions for abandoning client (without court authorization) fr. 4/21/26

Docket 306

Tentative Ruling:

Please see the tentative ruling for the status conference (Calendar No. 5, 6/9/26 at 2:00 p.m.).

Party Information

Debtor(s):

Seyed Mustafa Maghloubi

Represented By
Darius Shahrouzi

Trustee(s):

Todd A. Frealy (TR)

Represented By
David Wood
Bradford Barnhardt

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#5.00 Cont'd Status Conference re: Chapter 11 Case
fr. 11/14/23, 11/28/23, 1/23/24, 2/20/24, 3/12/24,
4/2/24, 4/9/24, 4/23/24, 6/12/24, 8/8/24, 8/23/24,
9/11/24, 10/10/24, 10/22/24, 10/29/24, 12/3/24,
12/10/24, 1/21/25, 2/25/25, 4/8/25, 6/3/25, 8/5/25,
10/7/25, 11/18/25, 01/20/26, 4/21/26, 5/12/26

Docket 1

Tentative Ruling:

Tentative Ruling for 6/9/26:

Authorize Mr. Shahrouzi to withdraw from representation; discharge the OSC against Mr. Shahrouzi; and conclude this status conference (no continuance) in view of the re-conversion of the case to chapter 7 on 5/20/26.

Appearances are not required on 6/9/26. (If you wish to contest the tentative ruling, see the Posted Procedures of Judge Bason, available at www.cacb.uscourts.gov, then search for "tentative rulings.")

If you are making an appearance, you may do so (1) in person in the courtroom, unless the Court has been closed (check the Court's website for public notices), (2) via ZoomGov video, or (3) via ZoomGov telephone. For ZoomGov instructions for all matters on calendar, please see page 1 of the posted Tentative Rulings.

(1) Current issues

(a) Motion to Withdraw from Representation filed by Daryoush (aka Darius) Shahrouzi (dkt. 327, the "Motion to Withdraw")

Authorize Mr. Shahrouzi to withdraw from representing Seyed Mustafa Maghloubi.

(b) Order Directing Daryoush (aka Darius) Shahrouzi, Esq. to Appear and Show Cause Why He Should Not be Subject to Sanctions for Abandoning Client (Without Court Authorization) (dkt. 306, the "OSC"), Mr. Shahrouzi's

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Response to OSC (dkt. 314), Mr. Shahrouzi's Motion to Withdraw (dkt. 312 & 327), Mr. Shahrouzi's Request for Authorization to Appear Remotely at OSC Hearing (dkt. 316), Order Authorizing Mr. Shahrouzi to Appear Remotely (dkt. 320), Order Fining Mr. Shahrouzi for Failure to Timely File Declaration Specifying Mr. Maghloubi's Inmate Register Number (dkt. 347)

Discharge the OSC, and impose no further sanctions upon Mr. Shahrouzi other than the \$240.00 fine imposed based upon Mr. Shahrouzi's failure to timely file a declaration specifying Mr. Maghloubi's inmate register number (see dkt. 347). But Mr. Shahrouzi is cautioned that if he does not pay the fine by the **6/12/26 deadline** ordered by this Court, he will be subjected to further sanctions and/or other adverse consequences.

Order(s). Unless otherwise ordered, this Court will prepare appropriate order(s) on the matters addressed here.

(c) Further status conferences

In view of the re-conversion of this case to chapter 7 on 5/20/26 (dkt. 338), the tentative ruling is to conduct no further status conferences.

(2) Dates/procedures. The involuntary petition commencing this case was filed on 5/30/23. An Order for Relief was entered on 6/27/23, dkt. 11. The case was converted from Chapter 7 to Chapter 11 on 10/12/23, dkt. 29, but was re-converted to Chapter 7 on 5/20/26 (dkt. 338).

(a) Bar date: TBD

(b) Procedures Order: dkt. 88 (not timely served, but eventually served which gives notice of matters therein, dkt. 133–134)

(c) Plan/Disclosure Statement: N/A

(d) Continued status conference: N/A (see part "(1)(c)," above).

[PRIOR TENTATIVE RULINGS OMITTED (see dkt. 181, 186, 224 Ex. A, 263, 270, 272, 277, 279-80, and 302 for a summary of these proceedings)]

Party Information

Debtor(s):

Seyed Mustafa Maghloubi

Represented By

Darius Shahrouzi

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Trustee(s):

Todd A. Frealy (TR)

Represented By
David Wood
Bradford Barnhardt

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2:25-14827 Dog Robber Inc.

Chapter 11

#6.00 Application for Compensation First and Final Application for Allowance and Payment of Chapter 11 Fees and Reimbursement of Chapter 11 Expenses of Golden Goodrich LLP, General Bankruptcy Counsel for Debtor and Debtor-in-Possession; Memorandum of Points and Authorities; Declaration of David M. Goodrich in Support Including Exhibit 1 and Proof of Service. for Golden Goodrich LLP, Debtor's Attorney, Period: 6/6/2025 to 4/24/2026, Fee: \$63150.00, Expenses: \$3019.96. Filed by Attorney Golden Goodrich LLP (Goodrich, David)

Docket 235

Tentative Ruling:

Please see the tentative ruling for the status conference (Calendar No. 10, 6/9/26 at 2:00 p.m.).

Party Information

Debtor(s):

Dog Robber Inc.

Represented By

Richard L. Sturdevant

Andy C Warshaw

David M Goodrich

Movant(s):

Golden Goodrich LLP

Represented By

David M Goodrich

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2:25-14827 Dog Robber Inc.

Chapter 11

#7.00 Application for Compensation First and Final Application for Allowance and Payment of Chapter 11 Fees and Reimbursement of Chapter 11 Expenses of Golden Goodrich LLP, General Bankruptcy Counsel for Debtor and Debtor-in-Possession; Memorandum of Points and Authorities; Declaration of David M. Goodrich in Support Including Exhibit 1 and Proof of Service. for Golden Goodrich LLP, Debtor's Attorney, Period: 6/12/2025 to 4/24/2026, Fee: \$47577.50, Expenses: \$6821.92. Filed by Attorney Golden Goodrich LLP (Goodrich, David)

Docket 237

Tentative Ruling:

Please see the tentative ruling for the status conference (Calendar No. 10, 6/9/26 at 2:00 p.m.).

Party Information

Debtor(s):

Dog Robber Inc.

Represented By

Richard L. Sturdevant

Andy C Warshaw

David M Goodrich

Movant(s):

Golden Goodrich LLP

Represented By

David M Goodrich

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Tuesday, June 9, 2026

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2:00 PM

2:25-14827 Dog Robber Inc.

Chapter 11

#8.00 Hrg re: Financial Relief Law Center, APC's Final and Final Application for Allowance and Payment of Chapter 11 Fees and Reimbursement of Expenses of Counsel for the Debtor-In-Possession for the Period of June 6, 2025 through March 3, 2026

Docket 231

Tentative Ruling:

Please see the tentative ruling for the status conference (Calendar No. 10, 6/9/26 at 2:00 p.m.).

Party Information

Debtor(s):

Dog Robber Inc.

Represented By

Richard L. Sturdevant
Andy C Warshaw
David M Goodrich

Movant(s):

Dog Robber Inc.

Represented By

Richard L. Sturdevant
Richard L. Sturdevant
Richard L. Sturdevant
Richard L. Sturdevant
Richard L. Sturdevant
Richard L. Sturdevant
Richard L. Sturdevant
Richard L. Sturdevant
Andy C Warshaw
Andy C Warshaw
Andy C Warshaw
Andy C Warshaw
Andy C Warshaw

**United States Bankruptcy Court
Central District of California
Los Angeles
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Courtroom 1545 Calendar**

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Hearing Room 1545

2:00 PM

CONT...

Dog Robber Inc.

Chapter 11

Andy C Warshaw

Andy C Warshaw

Andy C Warshaw

David M Goodrich

David M Goodrich

David M Goodrich

David M Goodrich

David M Goodrich

David M Goodrich

David M Goodrich

David M Goodrich

**United States Bankruptcy Court
Central District of California
Los Angeles
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Tuesday, June 9, 2026

Hearing Room 1545

2:00 PM

2:25-14827 Dog Robber Inc.

Chapter 11

#9.00 Hrg re: Motion in Chapter 11 Case for the Entry of an Order
Closing Cases on an Interim Basis [11 U.S.C. Section 350(a)
and 1101(2); FRBP 3022; LBR 3022-1]

Docket 241

Tentative Ruling:

Please see the tentative ruling for the status conference (Calendar No. 10,
6/9/26 at 2:00 p.m.).

Party Information

Debtor(s):

Dog Robber Inc.

Represented By

Richard L. Sturdevant
Andy C Warshaw
David M Goodrich

Movant(s):

Dog Robber Inc.

Represented By

Richard L. Sturdevant
Richard L. Sturdevant
Richard L. Sturdevant
Richard L. Sturdevant
Richard L. Sturdevant
Richard L. Sturdevant
Richard L. Sturdevant
Richard L. Sturdevant
Andy C Warshaw
Andy C Warshaw
Andy C Warshaw
Andy C Warshaw
Andy C Warshaw
Andy C Warshaw
Andy C Warshaw

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CONT...

Dog Robber Inc.

Chapter 11

Andy C Warshaw
David M Goodrich
David M Goodrich
David M Goodrich
David M Goodrich
David M Goodrich
David M Goodrich
David M Goodrich
David M Goodrich

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2:00 PM

2:25-14827 Dog Robber Inc.

Chapter 11

#10.00 Cont'd Status Conference re: Chapter 11 Case
fr. 6/12/25, 6/17/25, 7/8/25, 8/19/25, 9/9/25, 10/7/25
11/4/25, 12/2/25, 12/16/25, 1/6/26, 2/10/26, 3/10/26,
3/24/26

Docket 1

Tentative Ruling:

Tentative Ruling for 6/9/26:

Approve the final fee applications filed by the estates' professionals; grant the motion to close all three jointly-administered cases on an interim basis; and conclude the status conference (no continuance) in view of the interim closing of the cases. Appearances are not required on 6/9/26. (If you wish to contest the tentative ruling, see the Posted Procedures of Judge Bason, available at www.cacb.uscourts.gov, then search for "tentative rulings.")

If you are making an appearance, you may do so (1) in person in the courtroom, unless the Court has been closed (check the Court's website for public notices), (2) via ZoomGov video, or (3) via ZoomGov telephone. For ZoomGov instructions for all matters on calendar, please see page 1 of the posted tentative rulings.

(1) Current issues

(a) Final Fee Application of Golden Goodrich, General Bankruptcy Counsel for Benny and Mary's (dkt. 235), Notice (dkt. 236), Reinhardt Decl. (dkt. 239), No opposition on file

Allow \$63,150.00 in fees and \$3,019.96 in expenses, on a final basis, for a total award of \$66,169.96, and authorize and direct payment of the full amounts allowed.

(b) Final Fee Application of Golden Goodrich, General Bankruptcy Counsel for Mimosas (dkt. 237), Notice (dkt. 238), Reinhardt Decl. (dkt. 240), No opposition on file

Allow \$47,577.50 in fees and \$6,821.92 in expenses, on a final basis, for a total award of \$54,399.42, and authorize and direct payment of the full

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CONT... Dog Robber Inc.
amounts allowed.

Chapter 11

(c) Final Fee Application of Financial Relief Law Center, General Bankruptcy Counsel for Dog Robber (dkt. 231), Notice (dkt. 232), No opposition on file

Allow \$115,079.00 in fees and \$780.25 in expenses, on a final basis, for a total award of \$115,859.25, and authorize and direct payment of the full amounts allowed.

Proposed order(s): Unless otherwise ordered, Applicants are directed to lodge proposed orders on the matter(s) addressed here via LOU within 7 days after the hearing date (per LBR 9021-1(b)(1)(B)).

(d) Motion to Close All Jointly Administered Cases on An Interim Basis (dkt. 241), Notice (dkt. 242), No opposition on file
Grant.

Proposed order(s): Unless otherwise ordered, Reorganized Debtors are directed to lodge a proposed order on the matter(s) addressed here via LOU within 7 days after the hearing date (per LBR 9021-1(b)(1)(B)).

(e) Continued Post-Confirmation Status Conference

In view of the granting of the motion to close all three jointly-administered cases of the Reorganized Debtors on an interim basis, the tentative ruling is to conclude the post-confirmation status conference (no continuance) and take the post-confirmation status conference scheduled for 7/14/26 at 1:00 p.m. off calendar.

(2) Dates/procedures. The Dog Robber case was filed on 6/6/25; Benny & Marys on 6/6/25; Mimosas on 6/12/25.

(a) Bar date: Dog Robber 9/15/25 (per Order dkt. 55; timely served dkt. 59); Benny & Marys 8/15/25 (per General Order 20-01); Mimosas 8/21/25 (*id.*).

(b) Procedures Order: Dog Robber dkt. 4 (timely served, dkt. 6); Benny & Marys dkt. 3 (timely served, dkt. 5); Mimosas dkt. 6 (timely served, dkt. 8)

(c) Plan/Disclosure Statement: Joint Plans (dkt. 153) confirmed on 3/4/26 (dkt. 221).

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CONT...

Dog Robber Inc.

Chapter 11

(d) Continued post-confirmation status conference: N/A. See part "(1)
(d)," above.

[PRIOR TENTATIVE RULING(S) OMITTED]

Party Information

Debtor(s):

Dog Robber Inc.

Represented By

Richard L. Sturdevant

Andy C Warshaw

David M Goodrich

**United States Bankruptcy Court
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Tuesday, June 9, 2026

Hearing Room 1545

2:00 PM

2:23-10990 Leslie Klein

Chapter 11

Adv#: 2:23-01152 Menlo, co-trustee of the Franklin Menlo Irrevocabl v. Klein

#11.00 Cont'd Status Conference re: Complaint for Nondischargeability of Debt, and Denial of Discharge Under Bankruptcy Code sections 523, 727
fr. 4/8/25, 5/6/25, 9/23/25, 12/2/25, 3/10/26, 5/12/26

Docket 1

Tentative Ruling:

Tentative Ruling for 6/9/26:

Continue this Adversary Proceeding status conference as set forth below.
Appearances are not required on 6/9/26. (If you wish to contest the tentative ruling, see the Posted Procedures of Judge Bason, available at www.cacb.uscourts.gov, then search for "tentative rulings.")

If you are making an appearance, you may do so (1) in person in the courtroom, unless the Court has been closed (check the Court's website for public notices), (2) via ZoomGov video, or (3) via ZoomGov telephone. For ZoomGov instructions for all matters on calendar, please see page 1 of the posted Tentative Rulings.

(1) Current issues

This Court has no issues to raise *sua sponte* at this time. The tentative ruling is to continue this Adversary Proceeding Status Conference to the same date and time as the continued Post-Confirmation Status Conference in the bankruptcy case in chief (see Calendar No. 12, on 6/9/26 at 2:00 p.m.), provided that if Plaintiff self-calendars his forthcoming motion for entry of a default judgment for any different date or time, the continued status conference in this Adversary Proceeding will be automatically rescheduled to occur concurrently with the hearing on that motion.

(2) Standard requirements

The following are Judge Bason's standard requirements for status conferences. (To the extent that the parties have already addressed these issues in their status report, they need not repeat their positions at the status

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CONT... **Leslie Klein**
conference.)

Chapter 11

(a) Venue/jurisdiction/authority

Matters of venue, jurisdiction, and authority have been determined and/or waived or forfeited (adv. dkt. 45, p. 4 & adv. dkt. 65, p. 4)

(b) Mediation

The tentative ruling is not to order mediation at this time.

(c) Deadlines

This adversary proceeding has been pending since 5/11/23.

The scheduled deadlines and/or hearing/trial date(s) have been memorialized in this Court's written order (adv. dkt. 85) except as modified/supplemented below.

Status Report(s): N/A

Continued status conference: 6/30/26 at 2:00 p.m.

[PRIOR TENTATIVE RULING(S) OMITTED]

Party Information

Debtor(s):

Leslie Klein

Pro Se

Defendant(s):

Leslie Klein

Pro Se

Plaintiff(s):

Franklin Menlo, co-trustee of the

Represented By
Paul P Young
Nikko Salvatore Stevens
Armen Manasserian

Trustee(s):

Bradley D. Sharp (TR)

Represented By
Jeffrey W Dulberg
Jeffrey N Pomerantz
John W Lucas

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CONT...

Leslie Klein

Chapter 11

Jeffrey P Nolan

Pachulski Stang Ziehl & Jones LLP

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2:00 PM

2:23-10990 Leslie Klein

Chapter 11

#12.00 Cont'd Status Conference re: Chapter 11 Case
fr. 4/8/25, 4/22/25, 05/01/25, 5/6/25, 5/20/25, 6/3/25,
6/17/25, 6/24/25, 07/15/25, 8/5/25, 8/12/25, 9/9/25,
9/23/25, 10/7/25, 10/21/25, 11/18/25, 12/2/25, 12/16/25,
01/20/26, 2/24/26, 3/10/26, 3/24/26, 4/21/26, 5/12/26

Docket 1

Tentative Ruling:

Tentative Ruling for 6/9/26:

Continue this Status Conference as set forth below. Appearances are not required on 6/9/26. (If you wish to contest the tentative ruling, see the Posted Procedures of Judge Bason, available at www.cacb.uscourts.gov, then search for "tentative rulings.")

If you are making an appearance, you may do so (1) in person in the courtroom, unless the Court has been closed (check the Court's website for public notices), (2) via ZoomGov video, or (3) via ZoomGov telephone. For ZoomGov instructions for all matters on calendar, please see page 1 of the posted Tentative Rulings.

(1) Current issues

This Court has no issues to raise *sua sponte* at this time.

(2) Deadlines/dates

This case was filed on 2/22/23 and, on 3/8/23, the petition was amended to proceed as a non-Subchapter V chapter 11 case. See dkt. 33, 37 & 43. On 5/24/23 Bradley D. Sharp ("Trustee") was appointed as chapter 11 trustee. Dkt. 142, 151, 154, 155 & 156. On 4/28/26 this Court issued its

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CONT...

Leslie Klein

Chapter 11

order (dkt. 1366) confirming Trustee's proposed chapter 11 plan (dkt. 1350).
On 5/1/26, the Trustee's plan went effective. See dkt. 1373.

(a) Bar date: 5/3/23 (see dkts. 10, 12 & 18)

(b) Procedures order: dkt. 950 (timely served, dkt. 953)

(c) Plan: On 4/28/26 this Court issued its order (dkt. 1366) confirming Trustee's proposed chapter 11 plan (dkt. 1350).

(d) Continued (post-confirmation) status conference: 6/30/26 at 2:00 p.m. Post-confirmation status report due by 6/16/26, as set forth in order confirming plan. See dkt. 1373 at pdf p. 8:1-3.

[PRIOR TENTATIVE RULING(S) OMITTED]

Party Information

Debtor(s):

Leslie Klein

Pro Se

Trustee(s):

Bradley D. Sharp (TR)

Represented By

Jeffrey W Dulberg

Jeffrey N Pomerantz

John W Lucas

Jeffrey P Nolan

Pachulski Stang Ziehl & Jones LLP

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2:00 PM

2:23-11397 Michael R Totaro

Chapter 7

Adv#: 2:24-01271 Maghloubi et al v. Totaro et al

#13.00 Cont'd Status Conference re: Removal Of Case Pending in
the Los Angeles Superior Court, West Judicial District
as Case No. 22SMCV02069
fr. 2/25/25, 10/7/25, 01/20/26, 4/21/26, 5/12/26

Docket 1

Tentative Ruling:

Tentative Ruling for 6/9/26:

Maintain the stay and continue the status conference, all as set forth below.
Appearances are not required on 6/9/26. (If you wish to contest the tentative
ruling, see the Posted Procedures of Judge Bason, available at
www.cacb.uscourts.gov, then search for "tentative rulings.")

If you are making an appearance, you may do so (1) in person in the
courtroom, unless the Court has been closed (check the Court's website for
public notices), (2) via ZoomGov video, or (3) via ZoomGov telephone. For
ZoomGov instructions for all matters on calendar, please see page 1 of the
posted Tentative Rulings.

(1) Current issues

This adversary proceeding has been stayed pending further order of
this Court. See Stay Order (adv. dkt. 5). The tentative ruling is to maintain
the stay, and to conduct a continued status as set forth in part "(2)(d)" of this
tentative ruling, below.

(2) Standard requirements

The following are Judge Bason's standard requirements for status
conferences. (To the extent that the parties have already addressed these
issues in their status report, they need not repeat their positions at the status
conference.)

(a) Venue/jurisdiction/authority
[Intentionally omitted.]

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CONT...

Michael R Totaro

Chapter 7

(b) Mediation
[Intentionally omitted.]

(c) Deadlines

This adversary proceeding has been pending since 12/10/24. In view of the stay (see part "(1)," above), the tentative ruling is to decline to set any litigation deadlines at this time (other than the date of a continue status conference, as set forth below).

Joint Status Report: Not required.

Continued status conference: same as continued Status Conference in the bankruptcy case in chief (see Calendar No. 14, 6/9/26 at 2:00 p.m.).

[PRIOR TENTATIVE RULING(S) OMITTED]

Party Information

Debtor(s):

Michael R Totaro

Pro Se

Defendant(s):

Maureen J Totaro

Represented By
Maureen J Shanahan

Michael R Totaro

Pro Se

Plaintiff(s):

Sayed Mustafa Maghloubi

Pro Se

Nelly Maghloubi

Pro Se

Trustee(s):

Carolyn A Dye (TR)

Pro Se

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2:23-11397 Michael R Totaro

Chapter 7

#14.00 Cont'd Status Conference re: Chapter 11 case
fr. 3/21/23, 4/4/23, 4/28/23, 5/16/23, 6/13/23,
7/18/23, 8/15/23, 10/17/23, 11/14/23, 11/28/23,
1/23/24, 2/6/24, 2/20/24, 3/5/24, 3/12/24, 4/9/24,
4/23/24, 5/7/24, 6/4/24, 6/12/24, 8/8/24, 9/10/24,
9/11/24, 10/10/24, 10/22/24, 10/29/24, 12/10/24,
1/21/25, 2/25/25, 4/8/25, 6/3/25, 7/8/25, 8/5/25,
8/12/25, 10/7/25, 11/18/25, 1/20/26, 2/24/26, 5/12/26
4/21/26

Docket 1

Tentative Ruling:

Tentative Ruling for 6/9/26:

Continue the status conference as set forth below. Appearances are not required on 6/9/26. (If you wish to contest the tentative ruling, see the Posted Procedures of Judge Bason, available at www.cacb.uscourts.gov, then search for "tentative rulings.")

If you are making an appearance, you may do so (1) in person in the courtroom, unless the Court has been closed (check the Court's website for public notices), (2) via ZoomGov video, or (3) via ZoomGov telephone. For ZoomGov instructions for all matters on calendar, please see page 1 of the posted tentative rulings.

(1) Current issues

(a) Maghloubi v. Totaro (2:24-ap-01271-NB)

As set for in Calendar No. 13 (6/9/26 at 2:00 p.m.), the tentative ruling is to continue the status conference in this Adversary Proceeding to the same time as the status conference in this bankruptcy case-in-chief (see part "(2)(d)" of this tentative ruling, below).

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CONT...

Michael R Totaro

Chapter 7

(2) Dates/procedures. This case was filed on 3/8/23 and was converted from Chapter 11 to Chapter 7 on 2/26/26 (dkt. 375).

- (a) Bar date: 6/15/23 (dkt. 73, 90); Proof of Service (dkt. 91)
- (b) Procedures order: dkt. 30 (timely served, dkt. 41).
- (c) Plan/Disclosure Statement: Not applicable
- (d) Continued status conference: 6/30/26 at 11:00 a.m. (not 2:00 p.m.), concurrent with other matters. No written status report required.

[PRIOR TENTATIVE RULINGS OMITTED]

Party Information

Debtor(s):

Michael R Totaro

Pro Se

Trustee(s):

Carolyn A Dye (TR)

Pro Se

**United States Bankruptcy Court
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Hearing Room 1545

2:00 PM

2:22-11471 Cherry Man Industries, Inc.

Chapter 7

Adv#: 2:23-01415 Bankruptcy Estate Of Cherry Man Industries, Inc. B v. Barraza

#15.00 Cont'd Pre-Trial Conference re: Complaint for (1) Avoidance of Preferential Transfers (2) Avoidance of Actual Fraudulent Transfers (3) Avoidance of Constructive Fraudulent Transfers (4) Recovery of Avoided Transfers (5) Disallowance of Claims
fr. 08/27/24, 12/03/24, 1/28/25, 3/18/25, 4/22/25, 6/3/25, 9/9/25, 12/16/25, 3/24/26

Docket 1

Tentative Ruling:

Tentative Ruling for 6/9/26:

Continue the status conference as set forth below. Appearances are not required on 6/9/26. (If you wish to contest the tentative ruling, see the Posted Procedures of Judge Bason, available at www.cacb.uscourts.gov, then search for "tentative rulings.")

If you are making an appearance, you may do so (1) in person in the courtroom, unless the Court has been closed (check the Court's website for public notices), (2) via ZoomGov video, or (3) via ZoomGov telephone. For ZoomGov instructions for all matters on calendar, please see page 1 of the posted tentative rulings.

(1) Current issues

This Court has reviewed the unilateral status report filed by Plaintiff/Trustee on 6/1/26 (adv. dkt. 48) and the other filed documents and records in this adversary proceeding. Plaintiff/Trustee's most recent unilateral status report does not include enough information to assist this Court in setting litigation deadlines. The tentative ruling is to continue the status conference for a short time (see part "(2)(c)," below), with directions to Plaintiff/Trustee to meet and confer with Defendant and to file a status report containing the information regarding the anticipated completion of discovery that is necessary to enable this Court to set realistic litigation deadlines.

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CONT... Cherry Man Industries, Inc.

Chapter 7

(2) Standard requirements

The following are Judge Bason's standard requirements for status conferences. (To the extent that the parties have already addressed these issues in their status report, they need not repeat their positions at the status conference.)

(a) Venue/jurisdiction/authority
[Intentionally omitted.]

(b) Mediation
[Intentionally omitted.]

(c) Deadlines
This adversary proceeding has been pending since 8/31/23. For the reasons set forth in part "(1)," above, the tentative ruling is to decline to set litigation deadlines at this time, other than the date of a continued status conference, as set forth below.

Joint Status Report: 7/14/26

Continued Status Conference: 7/28/26 at 2:00 p.m.

[PRIOR TENTATIVE RULING(S) OMITTED]

Party Information

Debtor(s):

Cherry Man Industries, Inc.

Represented By
David S Kupetz
Asa S Hami
Victor A Sahn
Hamid R Rafatjoo
David B Golubchik

Defendant(s):

Patricia Barraza

Represented By
Derrick Talerico

Plaintiff(s):

Jeffrey I. Golden

Represented By

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CONT... Cherry Man Industries, Inc.

Chapter 7

Anerio V Altman

Bankruptcy Estate Of Cherry Man

Represented By
David B Golubchik
Krikor J Meshefejian
Robert Carrasco

Trustee(s):

Jeffrey I Golden (TR)

Represented By
Anerio V Altman

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2:00 PM

2:22-11471 Cherry Man Industries, Inc.

Chapter 7

Adv#: 2:24-01065 HAMID R. RAFATJOO IN HIS CAPACITY AS CHAPTER 11 TR v. APEX

#16.00 Cont'd Status conference re: Complaint For: (1) Avoidance Of Preferential Transfers [11 U.S.C. § 547]; (2) Avoidance Of Unauthorized Post-Petition Transfers [11 U.S.C. § 549]; (3) Recovery Of Avoided Transfers [11 U.S.C. § 550]; And (4) Disallowance Of Claims [11 U.S.C. §502]]
fr. 6/4/24, 9/24/24, 11/19/24, 2/11/25, 6/3/25, 9/9/25, 12/16/25, 3/24/26

Docket 1

Tentative Ruling:

Tentative Ruling for 6/9/26:

Continue the status conference as set forth below. Appearances are not required on 6/9/26. (If you wish to contest the tentative ruling, see the Posted Procedures of Judge Bason, available at www.cacb.uscourts.gov, then search for "tentative rulings.")

If you are making an appearance, you may do so (1) in person in the courtroom, unless the Court has been closed (check the Court's website for public notices), (2) via ZoomGov video, or (3) via ZoomGov telephone. For ZoomGov instructions for all matters on calendar, please see page 1 of the posted tentative rulings.

(1) Current issues

This Court has reviewed the unilateral status report filed by Plaintiff/Trustee on 5/26/26 (adv. dkt. 25) and the other filed documents and records in this adversary proceeding.

The tentative ruling is to continue the status conference as set forth in part "(2)(c)," below, to provide time for Plaintiff/Trustee to amend the complaint so that service can be properly effectuated upon the correct defendant in China (see Status Report (adv. dkt. 25) at ¶ G (p. 4)).

(2) Standard requirements

The following are Judge Bason's standard requirements for status

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CONT... Cherry Man Industries, Inc.

Chapter 7

conferences. (To the extent that the parties have already addressed these issues in their status report, they need not repeat their positions at the status conference.)

(a) Venue/jurisdiction/authority
[Intentionally omitted.]

(b) Mediation
[Intentionally omitted.]

(c) Deadlines
This adversary proceeding has been pending since 3/15/24. For the reasons set forth in part "(1)," above, the tentative ruling is to decline to set litigation deadlines at this time, other than the date of a continued status conference, as set forth below.

Joint Status Report: 10/6/26

Continued Status Conference: 10/20/26 at 2:00 p.m.

[PRIOR TENTATIVE RULING(S) OMITTED]

Party Information

Debtor(s):

Cherry Man Industries, Inc.

Represented By
David S Kupetz
Asa S Hami
Victor A Sahn
Hamid R Rafatjoo
David B Golubchik

Defendant(s):

APEX MARITIME CO. (LAX),

Represented By
Ronald L Richman

K APEX LOGISTICS CO LTD

Pro Se

Plaintiff(s):

Jeffrey I. Golden

Represented By

**United States Bankruptcy Court
Central District of California
Los Angeles
Neil Bason, Presiding
Courtroom 1545 Calendar**

Tuesday, June 9, 2026

Hearing Room 1545

2:00 PM

CONT... Cherry Man Industries, Inc.

Chapter 7

Anerio V Altman

HAMID R. RAFATJOO IN HIS

Represented By
David B Golubchik
Robert Carrasco

Trustee(s):

Jeffrey I Golden (TR)

Represented By
Anerio V Altman

**United States Bankruptcy Court
Central District of California
Los Angeles
Neil Bason, Presiding
Courtroom 1545 Calendar**

Tuesday, June 9, 2026

Hearing Room 1545

2:00 PM

2:22-11471 Cherry Man Industries, Inc.

Chapter 7

Adv#: 2:24-01068 HAMID R. RAFATJOO IN HIS CAPACITY AS CHAPTER 11 TR v. ANJI

#17.00 Cont'd Status conference re: Complaint For: (1) Avoidance Of Preferential Transfers [11 U.S.C. § 547]; (2) Recovery Of Avoided Transfers [11 U.S.C. § 550]; And (3) Disallowance Of Claims [11U.S.C. §502] fr. 6/4/24, 8/6/24, 10/22/24, 12/17/24, 3/18/25, 4/22/25, 6/3/25, 9/9/25, 12/16/25, 3/24/26

Docket 1

Tentative Ruling:

Tentative Ruling for 6/9/26:

Continue the status conference as set forth below. Appearances are not required on 6/9/26. (If you wish to contest the tentative ruling, see the Posted Procedures of Judge Bason, available at www.cacb.uscourts.gov, then search for "tentative rulings.")

If you are making an appearance, you may do so (1) in person in the courtroom, unless the Court has been closed (check the Court's website for public notices), (2) via ZoomGov video, or (3) via ZoomGov telephone. For ZoomGov instructions for all matters on calendar, please see page 1 of the posted tentative rulings.

(1) Current issues

This Court has reviewed the unilateral status report filed by Plaintiff/Trustee on 5/26/26 (adv. dkt. 18) and the other filed documents and records in this adversary proceeding.

The tentative ruling is to continue the status conference as set forth in part "(2)(c)," below, to provide time for Plaintiff/Trustee serve the summons and complaint upon Defendant in China (see Status Report (adv. dkt. 18) at ¶ G (p. 4)).

(2) Standard requirements

**United States Bankruptcy Court
Central District of California
Los Angeles
Neil Bason, Presiding
Courtroom 1545 Calendar**

Tuesday, June 9, 2026

Hearing Room 1545

2:00 PM

CONT...

Cherry Man Industries, Inc.

Chapter 7

The following are Judge Bason's standard requirements for status conferences. (To the extent that the parties have already addressed these issues in their status report, they need not repeat their positions at the status conference.)

(a) Venue/jurisdiction/authority
[Intentionally omitted.]

(b) Mediation
[Intentionally omitted.]

(c) Deadlines
This adversary proceeding has been pending since 3/15/24. For the reasons set forth in part "(1)," above, the tentative ruling is to decline to set litigation deadlines at this time, other than the date of a continued status conference, as set forth below.

Joint Status Report: 10/6/26

Continued Status Conference: 10/20/26 at 2:00 p.m.

[PRIOR TENTATIVE RULING(S) OMITTED]

Party Information

Debtor(s):

Cherry Man Industries, Inc.

Represented By
David S Kupetz
Asa S Hami
Victor A Sahn
Hamid R Rafatjoo
David B Golubchik

Defendant(s):

ANJI DEKA OFFICE SYSTEM CO

Pro Se

Plaintiff(s):

Jeffrey I. Golden

Represented By
Anerio V Altman

**United States Bankruptcy Court
Central District of California
Los Angeles
Neil Bason, Presiding
Courtroom 1545 Calendar**

Tuesday, June 9, 2026

Hearing Room 1545

2:00 PM

CONT... **Cherry Man Industries, Inc.**
HAMID R. RAFATJOO IN HIS

Chapter 7

Represented By
David B Golubchik
Robert Carrasco

Trustee(s):

Jeffrey I Golden (TR)

Represented By
Anerio V Altman

**United States Bankruptcy Court
Central District of California
Los Angeles
Neil Bason, Presiding
Courtroom 1545 Calendar**

Tuesday, June 9, 2026

Hearing Room 1545

2:00 PM

2:22-11471 Cherry Man Industries, Inc.

Chapter 7

Adv#: 2:24-01069 HAMID R. RAFATJOO IN HIS CAPACITY AS CHAPTER 11 TR v. QX-

#18.00 Cont'd Status conference re: Complaint For: (1) Avoidance Of Preferential Transfers [11 U.S.C. § 547]; (2) Recovery Of Avoided Transfers [11 U.S.C. § 550]; And (3) Disallowance Of Claims [11U.S.C. §502] fr. 6/4/24, 8/6/24, 10/22/24, 12/17/24, 3/18/25, 4/22/25, 6/3/25, 9/9/25, 12/16/25, 3/24/26

Docket 1

Tentative Ruling:

Tentative Ruling for 6/9/26:

Continue the status conference as set forth below. Appearances are not required on 6/9/26. (If you wish to contest the tentative ruling, see the Posted Procedures of Judge Bason, available at www.cacb.uscourts.gov, then search for "tentative rulings.")

If you are making an appearance, you may do so (1) in person in the courtroom, unless the Court has been closed (check the Court's website for public notices), (2) via ZoomGov video, or (3) via ZoomGov telephone. For ZoomGov instructions for all matters on calendar, please see page 1 of the posted tentative rulings.

(1) Current issues

This Court has reviewed the unilateral status report filed by Plaintiff/Trustee on 5/26/26 (adv. dkt. 17) and the other filed documents and records in this adversary proceeding.

The tentative ruling is to continue the status conference as set forth in part "(2)(c)," below, to provide time for Plaintiff/Trustee to amend the complaint so that service can be properly effectuated upon the correct defendant in China (see Status Report (adv. dkt. 17) at ¶ G (p. 4)).

(2) Standard requirements

**United States Bankruptcy Court
Central District of California
Los Angeles
Neil Bason, Presiding
Courtroom 1545 Calendar**

Tuesday, June 9, 2026

Hearing Room 1545

2:00 PM

CONT...

Cherry Man Industries, Inc.

Chapter 7

The following are Judge Bason's standard requirements for status conferences. (To the extent that the parties have already addressed these issues in their status report, they need not repeat their positions at the status conference.)

(a) Venue/jurisdiction/authority
[Intentionally omitted.]

(b) Mediation
[Intentionally omitted.]

(c) Deadlines
This adversary proceeding has been pending since 3/15/24. For the reasons set forth in part "(1)," above, the tentative ruling is to decline to set litigation deadlines at this time, other than the date of a continued status conference, as set forth below.

Joint Status Report: 10/6/26

Continued Status Conference: 10/20/26 at 2:00 p.m.

[PRIOR TENTATIVE RULING(S) OMITTED]

Party Information

Debtor(s):

Cherry Man Industries, Inc.

Represented By
David S Kupetz
Asa S Hami
Victor A Sahn
Hamid R Rafatjoo
David B Golubchik

Defendant(s):

QX-ORIENTAL INTERNATIONAL

Pro Se

Plaintiff(s):

Jeffrey I. Golden

Represented By
Anerio V Altman

**United States Bankruptcy Court
Central District of California
Los Angeles
Neil Bason, Presiding
Courtroom 1545 Calendar**

Tuesday, June 9, 2026

Hearing Room 1545

2:00 PM

CONT... **Cherry Man Industries, Inc.**
 HAMID R. RAFATJOO IN HIS

Chapter 7

Represented By
David B Golubchik
Robert Carrasco

Trustee(s):

Jeffrey I Golden (TR)

Represented By
Anerio V Altman

**United States Bankruptcy Court
Central District of California
Los Angeles
Neil Bason, Presiding
Courtroom 1545 Calendar**

Tuesday, June 9, 2026

Hearing Room 1545

2:00 PM

2:22-11471 Cherry Man Industries, Inc.

Chapter 7

Adv#: 2:24-01070 HAMID R. RAFATJOO IN HIS CAPACITY AS CHAPTER 11 TR v.

#19.00 Cont'd Status conference re: Complaint For: (1) Avoidance Of Preferential Transfers [11 U.S.C. § 547]; (2) Recovery Of Avoided Transfers [11 U.S.C. § 550]; And (3) Disallowance Of Claims [11U.S.C. §502] fr. 6/4/24, 8/6/24, 10/22/24, 12/17/24, 3/18/25, 4/22/25, 6/3/25, 9/9/25, 12/16/25, 3/24/26

Docket 1

Tentative Ruling:

Tentative Ruling for 6/9/26:

Continue the status conference as set forth below. Appearances are not required on 6/9/26. (If you wish to contest the tentative ruling, see the Posted Procedures of Judge Bason, available at www.cacb.uscourts.gov, then search for "tentative rulings.")

If you are making an appearance, you may do so (1) in person in the courtroom, unless the Court has been closed (check the Court's website for public notices), (2) via ZoomGov video, or (3) via ZoomGov telephone. For ZoomGov instructions for all matters on calendar, please see page 1 of the posted tentative rulings.

(1) Current issues

This Court has reviewed the unilateral status report filed by Plaintiff/Trustee on 5/26/26 (adv. dkt. 16) and the other filed documents and records in this adversary proceeding.

The tentative ruling is to continue the status conference as set forth in part "(2)(c)," below, to provide time for Plaintiff/Trustee serve the summons and complaint upon Defendant in China (see Status Report (adv. dkt. 16) at ¶ G (p. 4)).

(2) Standard requirements

**United States Bankruptcy Court
Central District of California
Los Angeles
Neil Bason, Presiding
Courtroom 1545 Calendar**

Tuesday, June 9, 2026

Hearing Room 1545

2:00 PM

CONT... Cherry Man Industries, Inc.

Chapter 7

The following are Judge Bason's standard requirements for status conferences. (To the extent that the parties have already addressed these issues in their status report, they need not repeat their positions at the status conference.)

(a) Venue/jurisdiction/authority
[Intentionally omitted.]

(b) Mediation
[Intentionally omitted.]

(c) Deadlines
This adversary proceeding has been pending since 3/15/24. For the reasons set forth in part "(1)," above, the tentative ruling is to decline to set litigation deadlines at this time, other than the date of a continued status conference, as set forth below.

Joint Status Report: 10/6/26

Continued Status Conference: 10/20/26 at 2:00 p.m.

[PRIOR TENTATIVE RULING(S) OMITTED]

Party Information

Debtor(s):

Cherry Man Industries, Inc.

Represented By
David S Kupetz
Asa S Hami
Victor A Sahn
Hamid R Rafatjoo
David B Golubchik

Defendant(s):

ZHEJIANG WALSN FURNITURE

Pro Se

Plaintiff(s):

HAMID R. RAFATJOO IN HIS

Represented By
David B Golubchik
Robert Carrasco

**United States Bankruptcy Court
Central District of California
Los Angeles
Neil Bason, Presiding
Courtroom 1545 Calendar**

Tuesday, June 9, 2026

Hearing Room 1545

2:00 PM

CONT... Cherry Man Industries, Inc.

Chapter 7

Trustee(s):

Jeffrey I Golden (TR)

Represented By
Anerio V Altman

**United States Bankruptcy Court
Central District of California
Los Angeles
Neil Bason, Presiding
Courtroom 1545 Calendar**

Tuesday, June 9, 2026

Hearing Room 1545

2:00 PM

2:22-11471 Cherry Man Industries, Inc.

Chapter 7

Adv#: 2:24-01072 HAMID R. RAFATJOO IN HIS CAPACITY AS CHAPTER 11 TR v.

#20.00 Cont'd Status conference re: Complaint For: (1) Avoidance Of Preferential Transfers [11 U.S.C. § 547]; (2) Recovery Of Avoided Transfers [11 U.S.C. § 550]; And (3) Disallowance Of Claims [11U.S.C. §502] fr. 6/4/24, 8/6/24, 10/22/24, 12/17/24, 3/18/25, 4/22/25, 6/3/25, 9/9/25, 12/16/25, 3/24/26

Docket 1

Tentative Ruling:

Tentative Ruling for 6/9/26:

Continue the status conference as set forth below. Appearances are not required on 6/9/26. (If you wish to contest the tentative ruling, see the Posted Procedures of Judge Bason, available at www.cacb.uscourts.gov, then search for "tentative rulings.")

If you are making an appearance, you may do so (1) in person in the courtroom, unless the Court has been closed (check the Court's website for public notices), (2) via ZoomGov video, or (3) via ZoomGov telephone. For ZoomGov instructions for all matters on calendar, please see page 1 of the posted tentative rulings.

(1) Current issues

This Court has reviewed the unilateral status report filed by Plaintiff/Trustee on 5/26/26 (adv. dkt. 19) and the other filed documents and records in this adversary proceeding.

The tentative ruling is to continue the status conference as set forth in part "(2)(c)," below, to provide time for Plaintiff/Trustee serve the summons and complaint upon Defendant in China (see Status Report (adv. dkt. 19) at ¶ G (p. 4)).

(2) Standard requirements

**United States Bankruptcy Court
Central District of California
Los Angeles
Neil Bason, Presiding
Courtroom 1545 Calendar**

Tuesday, June 9, 2026

Hearing Room 1545

2:00 PM

CONT...

Cherry Man Industries, Inc.

Chapter 7

The following are Judge Bason's standard requirements for status conferences. (To the extent that the parties have already addressed these issues in their status report, they need not repeat their positions at the status conference.)

(a) Venue/jurisdiction/authority
[Intentionally omitted.]

(b) Mediation
[Intentionally omitted.]

(c) Deadlines
This adversary proceeding has been pending since 3/15/24. For the reasons set forth in part "(1)," above, the tentative ruling is to decline to set litigation deadlines at this time, other than the date of a continued status conference, as set forth below.

Joint Status Report: 10/6/26

Continued Status Conference: 10/20/26 at 2:00 p.m.

[PRIOR TENTATIVE RULING(S) OMITTED]

Party Information

Debtor(s):

Cherry Man Industries, Inc.

Represented By
David S Kupetz
Asa S Hami
Victor A Sahn
Hamid R Rafatjoo
David B Golubchik

Defendant(s):

SHANGHAI REALHONG

Pro Se

Plaintiff(s):

Jeffrey I. Golden

Represented By
Anerio V Altman

**United States Bankruptcy Court
Central District of California
Los Angeles
Neil Bason, Presiding
Courtroom 1545 Calendar**

Tuesday, June 9, 2026

Hearing Room 1545

2:00 PM

CONT... **Cherry Man Industries, Inc.**
 HAMID R. RAFATJOO IN HIS

Chapter 7

Represented By
David B Golubchik
Robert Carrasco

Trustee(s):

Jeffrey I Golden (TR)

Represented By
Anerio V Altman

**United States Bankruptcy Court
Central District of California
Los Angeles
Neil Bason, Presiding
Courtroom 1545 Calendar**

Tuesday, June 9, 2026

Hearing Room 1545

2:00 PM

2:22-11471 Cherry Man Industries, Inc.

Chapter 7

Adv#: 2:24-01073 HAMID R. RAFATJOO IN HIS CAPACITY AS CHAPTER 11 TR v.

#21.00 Cont'd status conference re: Complaint For: (1) Avoidance Of Preferential Transfers [11 U.S.C. § 547]; (2) Recovery Of Avoided Transfers [11 U.S.C. § 550]; And (3) Disallowance Of Claims [11 U.S.C. §502] fr. 6/4/24, 8/6/24, 10/22/24, 12/17/24, 3/18/25, 4/22/25, 6/3/25, 9/9/25, 12/16/25, 3/24/26

Docket 1

Tentative Ruling:

Tentative Ruling for 6/9/26:

Continue the status conference as set forth below. Appearances are not required on 6/9/26. (If you wish to contest the tentative ruling, see the Posted Procedures of Judge Bason, available at www.cacb.uscourts.gov, then search for "tentative rulings.")

If you are making an appearance, you may do so (1) in person in the courtroom, unless the Court has been closed (check the Court's website for public notices), (2) via ZoomGov video, or (3) via ZoomGov telephone. For ZoomGov instructions for all matters on calendar, please see page 1 of the posted tentative rulings.

(1) Current issues

This Court has reviewed the unilateral status report filed by Plaintiff/Trustee on 5/26/26 (adv. dkt. 19) and the other filed documents and records in this adversary proceeding.

The tentative ruling is to continue the status conference as set forth in part "(2)(c)," below, to provide time for Plaintiff/Trustee serve the summons and complaint upon Defendant in China (see Status Report (adv. dkt. 19) at ¶ G (p. 4)).

**United States Bankruptcy Court
Central District of California
Los Angeles
Neil Bason, Presiding
Courtroom 1545 Calendar**

Tuesday, June 9, 2026

Hearing Room 1545

2:00 PM

CONT... Cherry Man Industries, Inc.

Chapter 7

(2) Standard requirements

The following are Judge Bason's standard requirements for status conferences. (To the extent that the parties have already addressed these issues in their status report, they need not repeat their positions at the status conference.)

(a) Venue/jurisdiction/authority
[Intentionally omitted.]

(b) Mediation
[Intentionally omitted.]

(c) Deadlines
This adversary proceeding has been pending since 3/15/24. For the reasons set forth in part "(1)," above, the tentative ruling is to decline to set litigation deadlines at this time, other than the date of a continued status conference, as set forth below.

Joint Status Report: 10/6/26

Continued Status Conference: 10/20/26 at 2:00 p.m.

[PRIOR TENTATIVE RULING(S) OMITTED]

Party Information

Debtor(s):

Cherry Man Industries, Inc.

Represented By
David S Kupetz
Asa S Hami
Victor A Sahn
Hamid R Rafatjoo
David B Golubchik

Defendant(s):

SHANGHAI LIANYING IMPORT

Pro Se

Plaintiff(s):

Jeffrey I. Golden

Represented By
Anerio V Altman

**United States Bankruptcy Court
Central District of California
Los Angeles
Neil Bason, Presiding
Courtroom 1545 Calendar**

Tuesday, June 9, 2026

Hearing Room 1545

2:00 PM

CONT... Cherry Man Industries, Inc.

Chapter 7

HAMID R. RAFATJOO IN HIS

Represented By
David B Golubchik
Robert Carrasco

Trustee(s):

Jeffrey I Golden (TR)

Represented By
Anerio V Altman

**United States Bankruptcy Court
Central District of California
Los Angeles
Neil Bason, Presiding
Courtroom 1545 Calendar**

Tuesday, June 9, 2026

Hearing Room 1545

3:00 PM

2:26-14978 Rolling Greens Nursery, Inc.

Chapter 11

#1.00 Cont'd hrg re: Emergency Motion For Order (1) Authorizing Debtor To Obtain Post-Petition Financing Pursuant To 11 U.S.C. 364; (2) Authorizing Debtors Use Of Cash Collateral Pursuant To 11 U.S.C. 363; (3) Authorizing Adequate Protection And (4) Setting A Final Hearing
fr. 5/22/26

Docket 9

Tentative Ruling:

Tentative Ruling for 6/9/26

Please see the tentative ruling for the status conference (Calendar No. 6, 6/9/26 at 3:00 p.m.)

[PRIOR TENTATIVE RULING(S) OMITTED]

Party Information

Debtor(s):

Rolling Greens Nursery, Inc.

Represented By
David B Zolkin

Movant(s):

Rolling Greens Nursery, Inc.

Represented By
David B Zolkin
David B Zolkin
David B Zolkin

**United States Bankruptcy Court
Central District of California
Los Angeles
Neil Bason, Presiding
Courtroom 1545 Calendar**

Tuesday, June 9, 2026

Hearing Room 1545

3:00 PM

2:26-14978 Rolling Greens Nursery, Inc.

Chapter 11

#2.00 Cont'd hrg re: Emergency Motion For Order Authorizing Debtor
To Honor Prepetition Gift Cards And Store Credits In
The Ordinary Course Of Its Business
fr. 5/22/26

Docket 8

Tentative Ruling:

Tentative Ruling for 6/9/26

Please see the tentative ruling for the status conference (Calendar No. 6,
6/9/26 at 3:00 p.m.)

[PRIOR TENTATIVE RULING(S) OMITTED]

Party Information

Debtor(s):

Rolling Greens Nursery, Inc.

Represented By
David B Zolkin

Movant(s):

Rolling Greens Nursery, Inc.

Represented By
David B Zolkin
David B Zolkin
David B Zolkin

**United States Bankruptcy Court
Central District of California
Los Angeles
Neil Bason, Presiding
Courtroom 1545 Calendar**

Tuesday, June 9, 2026

Hearing Room 1545

3:00 PM

2:26-14978 Rolling Greens Nursery, Inc.

Chapter 11

#3.00 Cont'd hrg re: Emergency Motion For Order Authorizing (1) Continued Use Of Debtors Credit Card Processing Systems And (2) Use Of Prepetition Bank Accounts For 30 Days
fr. 5/22/26

Docket 7

Tentative Ruling:

Tentative Ruling for 6/9/26

Please see the tentative ruling for the status conference (Calendar No. 6, 6/9/26 at 3:00 p.m.)

[PRIOR TENTATIVE RULING(S) OMITTED]

Party Information

Debtor(s):

Rolling Greens Nursery, Inc.

Represented By
David B Zolkin

Movant(s):

Rolling Greens Nursery, Inc.

Represented By
David B Zolkin
David B Zolkin
David B Zolkin

**United States Bankruptcy Court
Central District of California
Los Angeles
Neil Bason, Presiding
Courtroom 1545 Calendar**

Tuesday, June 9, 2026

Hearing Room 1545

3:00 PM

2:26-14978 Rolling Greens Nursery, Inc.

Chapter 11

#4.00 Cont'd hrg re: Emergency Motion For Entry Of Interim And Final Orders
(1) Approving The Debtors Proposed Adequate Assurance Of
Payment For Future Utility Services, (2) Prohibiting Utility
Companies From Altering, Refusing, Or Discontinuing Services,
(3) Approving Proposed Procedures For Resolving Adequate
Assurance Requests; And (4) Granting Related Relief
fr. 5/22/26

Docket 5

Tentative Ruling:

Tentative Ruling for 6/9/26

Please see the tentative ruling for the status conference (Calendar No. 6,
6/9/26 at 3:00 p.m.)

[PRIOR TENTATIVE RULING(S) OMITTED]

Party Information

Debtor(s):

Rolling Greens Nursery, Inc.

Represented By
David B Zolkin

Movant(s):

Rolling Greens Nursery, Inc.

Represented By
David B Zolkin
David B Zolkin
David B Zolkin

**United States Bankruptcy Court
Central District of California
Los Angeles
Neil Bason, Presiding
Courtroom 1545 Calendar**

Tuesday, June 9, 2026

Hearing Room 1545

3:00 PM

2:26-14978 Rolling Greens Nursery, Inc.

Chapter 11

#5.00 Cont'd hrg re: Emergency Motion For Order Limiting Notice And Related Relief
fr. 5/22/26

Docket 4

Tentative Ruling:

Tentative Ruling for 6/9/26

Please see the tentative ruling for the status conference (Calendar No. 6,
6/9/26 at 3:00 p.m.)

[PRIOR TENTATIVE RULING(S) OMITTED]

Party Information

Debtor(s):

Rolling Greens Nursery, Inc.

Represented By
David B Zolkin

Movant(s):

Rolling Greens Nursery, Inc.

Represented By
David B Zolkin
David B Zolkin
David B Zolkin

**United States Bankruptcy Court
Central District of California
Los Angeles
Neil Bason, Presiding
Courtroom 1545 Calendar**

Tuesday, June 9, 2026

Hearing Room 1545

3:00 PM

2:26-14978 Rolling Greens Nursery, Inc.

Chapter 11

#6.00 Cont'd Status Conference re: Chapter 11 Case
fr. 5/22/26

Docket 1

Tentative Ruling:

Tentative Ruling for 6/9/26:

Grant final relief on various first day motions and continue this Status Conference as set forth below. Appearances are not required on 6/9/26. (If you wish to contest the tentative ruling, see the Posted Procedures of Judge Bason, available at www.cacb.uscourts.gov, then search for "tentative rulings.")

If you are making an appearance, you may do so (1) in person in the courtroom, unless the Court has been closed (check the Court's website for public notices), (2) via ZoomGov video, or (3) via ZoomGov telephone. For ZoomGov instructions for all matters on calendar, please see page 1 of the posted Tentative Rulings.

(1) Current issues

(a) Motion to Limit Notice (dkt. 4), Resnick Declaration (dkt. 11); Interim Order (dkt. 48); Notice to Creditors (dkt. 51)

Subject to any written opposition by the 6/8/26 deadline (see dkt.48) and any reply, the tentative ruling is to grant the Limit Notice Motion on a final basis, on the same terms and conditions as set forth in the Interim Limit Notice Order (dkt. 48). The tentative ruling is to set a **deadline of 6/11/26** for Debtor to file the Limited Notice List (as defined and ordered in the Interim Limit Notice Order, dkt. 48).

(b) Utilities Motion (dkt. 5), Resnick Declaration (dkt. 11)

The tentative ruling is to grant the Utilities Motion (dkt. 5) on a final basis, on the same terms and conditions as set forth in the Interim Utilities Order (dkt. 33).

(c) Cash Management Motion (dkt. 7), Resnick Declaration (dkt. 11)

**United States Bankruptcy Court
Central District of California
Los Angeles
Neil Bason, Presiding
Courtroom 1545 Calendar**

Tuesday, June 9, 2026

Hearing Room 1545

3:00 PM

CONT...

Rolling Greens Nursery, Inc.

Chapter 11

The tentative ruling is to grant the Cash Management Motion (dkt. 7) on a final basis, on the same terms and conditions as set forth in the Interim Cash Management Order (dkt. 35).

(d) Customer Programs (dkt. 8), Resnick Declaration (dkt. 11)

The tentative ruling is to grant the Customer Programs Motion (dkt. 8) on a final basis, on the same terms and conditions as set forth in the Interim Customer Programs Order (dkt. 36).

(e) DIP Financing and Cash Collateral Motion (dkt. 9), Linscott Declaration (dkt. 9 at pdf pp. 34-38), Salmeri Declaration (dkt. 10), Resnick Declaration (dkt. 11)

The tentative ruling is to grant the DIP Financing and Cash Collateral Motion on a final basis, on the same terms and conditions as set forth in the Interim DIP Financing and Cash Collateral Order (dkt. 54).

Proposed order(s): Unless otherwise ordered, Debtor is directed to lodge proposed order(s) on the matter(s) addressed here via LOU within 7 days after the hearing date (per LBR 9021-1(b)(1) (B)), modified as necessary or appropriate to conform to the tentative rulings set forth above.

(2) Dates/procedures. This case was filed on 5/20/26.

- (a) Bar date: 6/17/26 per General Order 20-01 (70 days after the petition date in Subchapter V cases) (DO NOT SERVE any notice: one will be sent by the Clerk's Office).
- (b) Procedures Order: dkt. 2, timely served on 5/22/26 (dkt. 24).
- (c) Plan/Disclosure Statement: file by 90 days after the petition date (per 11 U.S.C. 1189(b)) (DO NOT SERVE - except on the U.S. Trustee). See Procedures Order.
- (d) Principal status conference: 6/30/26 at 1:00 p.m. Case Status Report on Local Form F 2015-3.1.SUBV.STATUS.RPT due by 6/16/26 (per Procedures Order).

[PRIOR TENTATIVE RULING(S) OMITTED]

Party Information

**United States Bankruptcy Court
Central District of California
Los Angeles
Neil Bason, Presiding
Courtroom 1545 Calendar**

Tuesday, June 9, 2026

Hearing Room 1545

3:00 PM

CONT... Rolling Greens Nursery, Inc.

Chapter 11

Debtor(s):

Rolling Greens Nursery, Inc.

Represented By
David B Zolkin