

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

Tuesday, July 8, 2025

Hearing Room 1545

9:00 AM

2:00-000000

Chapter

- #1.00** 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: 161 281 0682

Password: 461621

Meeting URL: <https://cacb.zoomgov.com/j/1612810682>

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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Los Angeles
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Tuesday, July 8, 2025

Hearing Room 1545

10:00 AM

2:23-17542 Jose Ricardo Herrera

Chapter 13

#1.00 Hrg re: Motion for relief from stay [RP]

U.S. BANK TRUST COMPANY
vs
DEBTOR

Docket 70

Tentative Ruling:

Appearances required. There is no tentative ruling, but the parties should be prepared to address their position with respect to (x) Debtor's request for a continuance (dkt. 77), (y) the motion of the Chapter 13 Trustee ("Trustee") to modify Debtor's confirmed plan to make Trustee the disbursing agent with respect to all payments pertaining to the mortgage obligation on Debtor's primary residence (see Trustee's response (dkt. 73), and (z) Trustee's motion to modify plan (dkt. 74)).

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):

Jose Ricardo Herrera

Represented By
Daniela P Romero

Movant(s):

U.S. Bank Trust Company, National

Represented By
Joseph C Delmotte

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

2:24-16017 Morad Tabibian

Chapter 13

#2.00 Hrg re: Motion for relief from stay [RP]

CITIMORTGAGE, INC.
vs
DEBTOR

Docket 48

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. 54), and (c) their positions with respect to the motion of the Chapter 13 Trustee ("Trustee") to modify Debtor's confirmed plan to make Trustee the disbursing agent with respect to all payments pertaining to the mortgage obligation on Debtor's primary residence (see Trustee's response (dkt. 50) and Trustee's motion to modify plan (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):

Morad Tabibian

Represented By
Onyinye N Anyama

Movant(s):

CitiMortgage, Inc.

Represented By
Jennifer C Wong
Kristin A Schuler-Hintz

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CONT... Morad Tabibian

Chapter 13

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

2:25-12001 Pacific Art Publishing LLC

Chapter 7

#3.00 [CASE DISMISSED ON 6/25/25]

Hrg re: Motion for relief from stay [RP]

JOSH GRUENBERG

vs

DEBTOR

Docket 28

Tentative Ruling:

Continue as set forth below. Appearances are not required on 7/8/25. (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) Dismissal of this case, and possible mootness

This case has been dismissed, which terminates the automatic stay. See 11 U.S.C. 349(b)(3) & 362(c). Nevertheless, the tentative ruling is that the motion is not mooted, and that it is appropriate to reach the merits, for the following reasons.

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 no longer exists, for the following reasons:

- a. Multiple, alternative grounds for relief should all be reached.
When a motion seeks the same relief on multiple alternative

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CONT...

Pacific Art Publishing LLC

Chapter 7

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.

(2) Continuance for proper service (or for election not to prosecute the motion)

The tentative ruling is to continue this hearing to 8/5/25 at 10:00 a.m. to address the issues set forth below, with a **deadline of 7/11/25** for Movant either (i) to file a proof of service of notice of the continued hearing (with the usual deadlines for any opposition and reply) or (ii) to file a notice of withdrawal of the motion or alternatively to lodge a proposed order denying the motion without prejudice for lack of prosecution.

Reason(s) for continuance:

- (a) The motion papers were not served to Debtor both (x) through counsel and (y) directly

The proof of service does not show service on both (i) Debtor's counsel and (ii) Debtor directly ("double service"), as required by Rules 7004(b)(9)&(g) and 9014(a), Fed. R. Bankr. P.). The tentative ruling is that this Court has

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CONT... Pacific Art Publishing LLC

Chapter 7

neither the authority nor the inclination to excuse non-compliance with these rules. It is true that this double service requirement is the exact opposite of typical non-bankruptcy practice, in which it is generally impermissible to serve a represented party personally; but there are good reasons for the double service rule in bankruptcy. It helps protect Debtor and the bankruptcy estate (*i.e.*, all parties in interest) from matters "falling through the cracks" given the high volume and speed of matters in typical bankruptcy cases, and the frequent use of service via U.S. mail.

Note: Enforcing the service requirements is particularly important in this case because Debtor's former counsel passed away on 6/1/25 (*see* dkt. 25), three days before the R/S Motion (dkt. 28) was filed and served on 6/4/25. Because the motion papers were served only upon Debtor's former counsel (and not upon Debtor directly), there is a significant likelihood that Debtor is unaware of the motion.

Party Information

Debtor(s):

Pacific Art Publishing LLC

Represented By
Charles E Brumfield

Movant(s):

Josh Gruenberg

Represented By
Yawen Chen

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2:24-13820 Francesca Miller

Chapter 13

#4.00 Hrg re: Motion for relief from stay [RP]

HSBC BANK USA, NATIONAL ASSOC
vs
DEBTOR

Docket 48

Tentative Ruling:

Appearances required. There is no tentative ruling, but the parties should be prepared to address their position with respect to the motion of the Chapter 13 Trustee ("Trustee") to modify Debtor's confirmed plan to make Trustee the disbursing agent with respect to all payments pertaining to the mortgage obligation on Debtor's primary residence (see Trustee's response (dkt. 57) and Trustee's motion to modify plan (dkt. 58)).

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):

Francesca Miller

Represented By
Matthew D. Resnik

Movant(s):

HSBC BANK USA, NATIONAL

Represented By
Mukta Suri
Sarah Arlene Dooley-Lewis
Joseph C Delmotte

Trustee(s):

Kathy A Dockery (TR)

Pro Se

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CONT... Francesca Miller

Chapter 13

**United States Bankruptcy Court
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2:24-13820 Francesca Miller

Chapter 13

#5.00 Cont'd hrg re: Motion for relief from stay [RP]
fr. 6/3/25

NEWREZ LLC
vs
DEBTOR

Docket 42

***** VACATED *** REASON: Continued per stipulated motion (dkt. 61)
and order thereon...Cont'd to 9/9/25 at 10:00 a.m.**

Tentative Ruling:

Party Information

Debtor(s):

Francesca Miller

Represented By
Matthew D. Resnik

Movant(s):

NewRez LLC d/b/a Shellpoint

Represented By
Jacqueline D Serrao

Trustee(s):

Kathy A Dockery (TR)

Pro Se

**United States Bankruptcy Court
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10:00 AM

2:24-17538 Henry Allen Pollard, Jr.

Chapter 13

#6.00 Hrg re: Motion for relief from stay [PP]

I.L.W.U. CREDIT UNION
vs
DEBTOR

Docket 30

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

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Henry Allen Pollard Jr.

Represented By
Matthew D. Resnik

Movant(s):

I.L.W.U. Credit Union

Represented By
Bruce P. Needleman

Trustee(s):

Kathy A Dockery (TR)

Pro Se

**United States Bankruptcy Court
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Tuesday, July 8, 2025

Hearing Room 1545

10:00 AM

2:25-11948 Eddie Leonarde Royal, Sr.

Chapter 13

#7.00 Hrg re: Motion for relief from stay [PP]

MERCEDES-BENZ FINANCIAL SERVICES
vs
DEBTOR

Docket 51

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

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

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CONT... **Eddie Leonarde Royal, Sr.**
(3).

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):

Eddie Leonarde Royal Sr.

Represented By
Juanita V Miller

Movant(s):

Mercedes-Benz Financial Services

Represented By
Sheryl K Ith

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, July 8, 2025

Hearing Room 1545

10:00 AM

2:25-12238 Hydouk Kovarkizi

Chapter 13

#8.00 [CASE DISMISSED on 6/13/25]

Hrg re: Motion for relief from stay [PP]

JPMORGAN CHASE BANK
vs
DEBTOR

Docket 16

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 (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

This case has been dismissed, which terminates the automatic stay.
See 11 U.S.C. 349(b)(3) & 362(c).

In the alternative and in addition, the tentative ruling is to grant relief

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CONT... Hydouk Kovarkizi

Chapter 13

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 no longer exists, 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

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... **Hydouk Kovarkizi** **Chapter 13**
Grant the request to waive the 14-day stay provided by FRBP 4001(a)
(3).

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):

Hydouk Kovarkizi

Pro Se

Movant(s):

JPMorgan Chase Bank, N.A.

Represented By
Kirsten Martinez

Trustee(s):

Kathy A Dockery (TR)

Pro Se

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

10:00 AM

2:25-13048 RD William Whittington

Chapter 7

#9.00 Hrg re: Motion for relief from stay [PP]

CENTENNIAL BANK
vs
DEBTOR

Docket 41

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 (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

The automatic stay has terminated with respect to the subject property because Debtor failed to indicate whether he intends to reaffirm, redeem or assume the lease and Movant has presented evidence that Debtor is in default because he has not made the required post-petition payments required under the loan documents. 11 U.S.C. 521(a)(2), 362(h) and *In re*

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CONT... RD William Whittington

Chapter 7

Dumont, 581 F.3d 1104, 1114 (9th Cir. 2009) (concluding that the automatic stay terminated with respect to an automobile after debtor failed to indicate on her statement of intention whether she intended to reaffirm, redeem or assume the lease).

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 no longer exists, 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

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

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CONT... RD William Whittington

Chapter 7

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

Deny, without prejudice to any other types of relief granted herein (or previously granted).

The motion requests "*in rem*" relief (*i.e.*, relief applicable notwithstanding *future* bankruptcy cases (under 11 U.S.C. 362(d)(4) and/or *In re Vazquez*, 580 B.R. 526 (Bankr. C.D. Cal. 2017), and/or *In re Choong* (case no. 2:14-bk-28378-NB, docket no. 31)). The tentative ruling is to deny that request for lack of sufficient cause shown: there is no evidence of the type typically required for such relief, such as multiple bankruptcy filings or unauthorized transfers combined with a scheme to delay, hinder or defraud creditors.

Effective date of relief

Grant the request to waive the 14-day stay provided by FRBP 4001(a) (3).

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):

RD William Whittington

Represented By
Matthew D. Resnik

Movant(s):

Centennial Bank

Represented By
Gerald L Gorman

Trustee(s):

John P Pringle (TR)

Pro Se

**United States Bankruptcy Court
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10:00 AM

2:25-13029 Cynthia Ann Brown

Chapter 7

#10.00 Hrg re: Motion in Individual Case for Order Confirming Termination of Stay under 11 U.S.C. 362(j) or That No Stay is in Effect under 11 U.S.C. 362(c)(4)(A)(ii)

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)) 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 (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

The tentative ruling is to grant the motion under 11 U.S.C. 362(c)(3) and (j) on the grounds that as of the date of this hearing there is no automatic stay because (a) Debtor's prior case (#2:24-bk-17194-SK) was dismissed (on 9/24/24) within one year before this case was filed (on 4/14/25), (b) that dismissal was not under 11 U.S.C. 707(b), and (c) no finding of good faith was timely sought and obtained. The automatic stay has terminated both as to Debtor *in personam* and as to property of Debtor. See *In re Reswick*, 446

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CONT... **Cynthia Ann Brown** **Chapter 7**
B.R. 362 (9th Cir. BAP 2011); *In re Hernandez*, case no. 2:11-bk-53730-NB,
docket #40 (Memorandum Decision).

Party Information

Debtor(s):

Cynthia Ann Brown	Pro Se
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Movant(s):

The Bank of New York Mellon	Represented By Dane W Exnowski
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Trustee(s):

Rosendo Gonzalez (TR)	Pro Se
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Neil Bason, Presiding
Courtroom 1545 Calendar**

Tuesday, July 8, 2025

Hearing Room 1545

10:00 AM

2:25-14909 Darolin Piedrasanta

Chapter 7

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

Docket 10

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.").

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

After the hearing date this Court will prepare an order and the tentative ruling is to include the following language in that order:

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.

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CONT...

Darolin Piedrasanta

Chapter 7

(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 to 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):

Darolin Piedrasanta

Represented By
Giovanni Orantes

Movant(s):

Darolin Piedrasanta

Represented By
Giovanni Orantes
Giovanni Orantes

Trustee(s):

Timothy Yoo (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
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Tuesday, July 8, 2025

Hearing Room 1545

10:00 AM

2:24-10152 Jimmy Alexander

Chapter 13

#12.00 Cont'd hrg re: Motion for relief from stay [RP]
fr. 6/3/25

NEWREZ LLC
vs
DEBTOR

Docket 77

***** VACATED *** REASON: Continued per stipulated motion (dkt. 84)
and order thereon...Cont'd to 9/9/25 at 10:00 a.m.**

Tentative Ruling:

Party Information

Debtor(s):

Jimmy Alexander

Represented By
Joseph A Weber
Fritz J Firman

Movant(s):

NewRez LLC d/b/a Shellpoint

Represented By
Jacqueline D Serrao

Trustee(s):

Kathy A Dockery (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
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Tuesday, July 8, 2025

Hearing Room 1545

10:00 AM

2:24-19429 Anthony Michael Enriquez, Sr.

Chapter 13

#13.00 Cont'd hrg re: Motion for relief from stay [RP]
fr. 1/7/25, 1/28/25, 3/4/25, 4/28/25, 5/6/25

BREAN ASSET BACKED SECURITIES TRUST
2023-SRM1
VS
DEBTOR

Docket 42

***** VACATED *** REASON: Continued per stipulation (dkt. 100) and
order thereon.**

Tentative Ruling:

Party Information

Debtor(s):

Anthony Michael Enriquez Sr.

Represented By
Nancy L Vernon

Movant(s):

Brean Asset Backed Securities Trust

Represented By
Joseph C Delmotte

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, July 8, 2025

Hearing Room 1545

10:00 AM

2:24-20467 Barbara Hightower

Chapter 13

#14.00 Cont'd hrg re: Motion for relief from stay [RP]
fr. 4/8/25, 6/3/25

PHH MORTGAGE CORPORATION
vs
DEBTOR

Docket 30

Tentative Ruling:

Tentative Ruling for 7/8/25:

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): Debtor's response (dkt. 34), Chapter 13 Trustee's declaration re: failure to tender plan payments (dkt. 37 & 39), Order dismissing case (dkt. 38)

The automatic stay does not apply

This case has been dismissed, which terminates the automatic stay. See 11 U.S.C. 349(b)(3) & 362(c).

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

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CONT...

Barbara Hightower

Chapter 13

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 no longer exists, 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

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 FRBP 4001(a)

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CONT... **Barbara Hightower**
(3).

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.

Tentative Ruling for 6/3/25:

Appearances required.

At the hearing on 4/8/25 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 4/8/25:

Appearances required. There is no tentative ruling, but the parties should be prepared to address (a) the status of the sale contemplated by Debtor and/or (b) whether they will agree to the terms of an adequate protection order (see Debtor's response, dkt. 34).

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):

Barbara Hightower

Represented By
Joshua Sternberg

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CONT... Barbara Hightower

Chapter 13

Movant(s):

PHH Mortgage Corporation

Represented By
David Coats
Sean C Ferry

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

2:21-16840 Edward Roland Hayes, Jr

Chapter 13

#15.00 Cont'd hrg re: Motion for relief from stay [RP]
fr. 1/7/25, 2/25/25, 4/8/25, 5/20/25

DEUTSCHE BANK NATIONAL TRUST COMPANY
vs
DEBTOR

Docket 114

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 and/or (b) whether they will agree to the terms of an adequate protection order (see Debtor's response (dkt. 118) & stipulations/orders continuing 2/25/25, 4/8/25 & 5/6/25 hearings (dkt. 124, 126, 128, 130, 138 & 140)).

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):

Edward Roland Hayes Jr

Represented By
Stella A Havkin

Movant(s):

Deutsche Bank National Trust

Represented By
Chad L Butler
Theron S Covey
Sean C Ferry

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CONT... Edward Roland Hayes, Jr

Chapter 13

Trustee(s):

Kathy A Dockery (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
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Tuesday, July 8, 2025

Hearing Room 1545

11:00 AM

2:24-14131 KS Bennett Enterprises

Chapter 7

#1.00 Hrg re: Chapter 7 trustee's motion for order authorizing substantive consolidation of (i) Mac Bennett Enterprises dba International Realty & Investments; (ii) 11215 South Western Ave LLC; (iii) 5200 Saint Andrews LLC; (iv) 142 West 94th St., LLC and (v) 9620 S. Figueroa St. LLC with debtor's estate

Docket 42

Tentative Ruling:

Subject to the offers of proof set forth below, grant the substantive consolidation motion filed by the Chapter 7 Trustee ("Trustee"). Appearances required.

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

Analysis

"[T]he power of substantive consolidation derives from the bankruptcy court's general equity powers as expressed in § 105 of the Bankruptcy Code." *In re Bonham*, 229 F.3d 750, 764 (9th Cir. 2000). Its primary purpose is "to ensure the equitable treatment of all creditors," *Bonham*, 229 F.3d, 750, 764. That purpose is effectuated as follows:

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CONT... KS Bennett Enterprises

Chapter 7

Orders of substantive consolidation combine the assets and liabilities of separate and distinct—but related—legal entities into a single pool and treat them as though they belong to a single entity. Substantive consolidation ‘enabl[es] a bankruptcy court to disregard separate corporate entities, to pierce their corporate veils in the usual metaphor, in order to reach assets for the satisfaction of debts of a related corporation.’ The consolidated assets create a single fund from which all claims against the consolidated debtors are satisfied; duplicate and inter-company claims are extinguished; and, the creditors of the consolidated entities are combined for purposes of voting on reorganization plans. Without the check of substantive consolidation, debtors could insulate money through transfers among inter-company shell corporations with impunity. [*Bonham*, 229 F.3d 750, 764.]

The Ninth Circuit has adopted the Second Circuit’s test for determining whether substantive consolidation is appropriate. *Bonham*, 229 F.3d 750, 766. That test requires consideration of two factors: “(1) whether creditors dealt with the entities as a single economic unit and did not rely on their separate identity in extending credit; or (2) whether the affairs of the debtor are so entangled that consolidation will benefit all creditors.” *Bonham*, 229 F.3d 750, 766 (citing *In re Augie/Restivo*, 860 F.2d 515, 518 (2d Cir. 1988)). “The presence of either factor is a sufficient basis to order substantive consolidation.” *Bonham*, 229 F.3d 750, 766. Where appropriate, a bankruptcy court may order that non-debtor entities be substantively consolidated with a debtor’s estate. See generally *Bonham*, 229 F.3d 750 (upholding the substantive consolidation of two-nondebtor corporations with the estate of an individual chapter 7 debtor).

The tentative ruling is that Trustee has shown that the substantive consolidation of (A) debtors (i) KS Bennett Enterprises (2:24-bk-14131-NB) and (ii) Mac Bennett Enterprises (2:24-bk-14125-DS) (collectively, “Debtors”) and (B) non-debtors (iii) 11215 South Western Ave LLC, (iv) 5200 Saint Andrews LLC, (v) 142 West 94th St. LLC, and (iv) 9620 S. Figueroa St. LLC (collectively, “Non-Debtors”) is warranted. Specifically, the tentative ruling is that Trustee has satisfied the second *Bonham* factor – the evidence

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CONT... KS Bennett Enterprises

Chapter 7

submitted in support of the substantive consolidation motion shows that the affairs of Debtors and Non-Debtors are "so entangled that consolidation will benefit all creditors." *Bonham*, 229 F.3d 750, 766. Trustee has demonstrated that entanglement by pointing to the following:

- 1) Both Debtors have identical owners – Steveland and Kara Whigham – and both Debtors each have identical ownership interests in Non-Debtors. Further, Mr. and Ms. Whigham (Debtors' owners) are also the only members/managers of Non-Debtors. Leslie Decl. (dkt. 42, pp. 13–15) ¶¶ 9–11 (pp. 14:18–15:8) and Ex. 7.
- 2) Both Debtors are defendants in identical lawsuits. Leslie Decl. (dkt. 42, pp. 13–15) ¶ 8 (pp. 14:14–7) and Ex. 6.
- 3) According to their schedules, both Debtors owe the same unsecured debts (in the same dollar amounts) to the same unsecured creditors, and both Debtors are parties to the same executory contracts and unexpired leases. Leslie Decl. (dkt. 42, pp. 13–15) ¶¶ 5–6 (pp. 14:1–8) and Exs. 3–4.
- 4) Both Debtors conduct business as International Realty & Investments, and Debtors' schedules show that they have an identical (a) principal place of business, (b) mailing address, and (c) website. Leslie Decl. (dkt. 42, pp. 13–15) ¶ 3 (pp. 13:18–23) and Ex. 1.

The substantive consolidation motion implies, but does not explicitly state, that either there are no separate creditors of Non-Debtors who are different from the creditors of Debtors, or alternatively that if any such separate creditors exist then it is equally true as to them that "the affairs" of Non-Debtors are "so entangled" with Debtors' affairs "that consolidation will benefit all creditors." *Bonham*, 229 F.3d 750, 766. The tentative ruling is that Trustee must make an offer of proof at the hearing to address this issue.

The tentative ruling is that notice of the substantive consolidation motion is sufficient because, according to the motion, notice of the motion was "served on all of [Debtors'] creditors, and all known creditors of [Non-Debtors]." Motion (dkt. 42) p. 10:26-27. The tentative ruling is that it is not necessary or appropriate to require that an identical motion be filed and served in both Debtors' cases - it is enough that it has been served in one case, and served on all parties in interest in both cases, and that Judge Bason and Judge Saltzman (who preside over Debtors' two cases) have

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CONT... KS Bennett Enterprises

Chapter 7

communicated and agreed that this matter can be addressed in this case.

The tentative ruling is that it is not necessary for this Court to determine whether “creditors dealt with the entities as a single economic unit and did not rely on their separate identity in extending credit” (the first *Bonham* factor). *Bonham*, 229 F.3d 750, 766. Trustee has not submitted any evidence with respect to this factor, but it is not necessary for him to do so, because substantive consolidation is appropriate if either of the *Bonham* factors is satisfied. *Bonham*, 229 F.3d 750, 766.

Party Information

Debtor(s):

KS Bennett Enterprises

Represented By
Jeffrey Lee Costell

Trustee(s):

Sam S Leslie (TR)

Represented By
Toan B Chung

**United States Bankruptcy Court
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Tuesday, July 8, 2025

Hearing Room 1545

11:00 AM

2:24-13172 Daisy Noemi Benitez

Chapter 7

#2.00 Hrg re: Application For Payment of Final Fees and/or Expenses
[Roquemoire, Pringle & Moore, Inc., General Counsel]

Docket 45

Tentative Ruling:

Continue to 8/5/25 at 11:00 a.m., with (x) a **deadline of 7/11/25** for Applicant to file and serve on all creditors a notice of the continued hearing on the fee application and file a proof of service, (y) a **deadline of 7/22/25** for any opposition(s) by parties not previously served, and (z) a **deadline of 7/29/25** for any reply. Appearances are not required on 7/8/25. (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.

Reason(s) for continuance:

Applicant's proofs of service (dkt. 45, PDF pp. 34-35 & dkt. 46, pp. 3-4) do not reflect service of the fee application on all creditors as required by Rule 2002(a)(6) (Fed. R. Bankr. P.).

The tentative ruling is to (x) continue this matter to the date and time stated at the start of this tentative ruling, (y) direct Applicant to file and serve on all creditors a notice of the continued hearing and file a proof of service, and (z) establish the briefing schedule stated at the start of this tentative ruling.

Party Information

Debtor(s):

Daisy Noemi Benitez

Represented By

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11:00 AM

CONT... Daisy Noemi Benitez

Chapter 7

Lauren M Foley

Trustee(s):

John P Pringle (TR)

Represented By
Toan B Chung

**United States Bankruptcy Court
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Hearing Room 1545

11:00 AM

2:24-13172 Daisy Noemi Benitez

Chapter 7

#3.00 Hrg re: Application for Payment of Trustee's Final Fees
[John P. Pringle, Chapter 7]

Docket 47

Tentative Ruling:

Continue to 8/5/25 at 11:00 a.m., with (x) a **deadline of 7/11/25** for Applicant to file and serve on all creditors a notice of the continued hearing on the fee application and file a proof of service, (y) a **deadline of 7/22/25** for any opposition(s) by parties not previously served, and (z) a **deadline of 7/29/25** for any reply. Appearances are not required on 7/8/25. (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.

Reason(s) for continuance:

Applicant's proofs of service (dkt. 47, pp. 15 & 16) do not reflect service of the fee application on all creditors as required by Rule 2002(a)(6) (Fed. R. Bankr. P.).

The tentative ruling is to (x) continue this matter to the date and time stated at the start of this tentative ruling, (y) direct Applicant to file and serve on all creditors a notice of the continued hearing and file a proof of service, and (z) establish the briefing schedule stated at the start of this tentative ruling.

Party Information

Debtor(s):

Daisy Noemi Benitez

Represented By
Lauren M Foley

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CONT... Daisy Noemi Benitez

Chapter 7

Trustee(s):

John P Pringle (TR)

Represented By
Toan B Chung

**United States Bankruptcy Court
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Tuesday, July 8, 2025

Hearing Room 1545

11:00 AM

2:25-11429 Mohammed Ehtesham Ansari

Chapter 13

Adv#: 2:25-01177 Monem v. Ansari et al

#4.00 Hrg re: Motion to Dismiss Adversary Proceeding

Docket 6

Tentative Ruling:

Grant the motion to dismiss defendant RHDM Oil, Inc. ("RHDM Oil"), with leave to amend, meaning leave to file, in RHDM Oil's bankruptcy case, **no later than 7/22/25**, (i) a proof of claim and/or (ii) a complaint, whichever is/are most appropriate. (This Court expresses no opinion whether any proof of claim or amendment to any proof of claim would be timely, or whether a complaint could be filed if a timely proof of claim encompassing the same claims has not been filed.) Appearances are not required on 7/8/25. (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.

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.

Key documents reviewed (in addition to motion papers): Abbasi Decl. in support of request for continuance (adv. dkt. 13)

(1) Background

On 4/30/25, Plaintiff Hosam Saad Abdel Monem filed a dischargeability complaint against Defendants Mohammed Ehtesham Ansari and RHDM Oil.

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CONT... Mohammed Ehtesham Ansari

Chapter 13

Although both Mr. Ansari and RHDM Oil are debtors in bankruptcy, the Complaint was filed only in Mr. Ansari's bankruptcy case (Case No. 2:25-bk-11429-NB). (RHDM Oil's bankruptcy case has been assigned Case No. 2:25-bk-11337-NB.) Mr. Ansari answered the Complaint on 6/3/25 (see adv. dkt. 8). RHDM Oil moves to dismiss the Complaint without leave to amend. See adv. dkt. 6–7 & 9–10 (the "MTD"). Plaintiff has not responded to the MTD.

As RHDM Oil notes, it is "unclear" whether Plaintiff intended to name it as a defendant in this adversary proceeding, because although "[b]oth the caption to the Summons and Complaint include RHDM as a defendant and RHDM was served with the Summons and Complaint, ... the matter was filed in Mohammed Ansari's underlying bankruptcy case, not RHDM's and the Complaint's opening paragraph lists Ansari as the only defendant"; in addition, the "section of the Complaint labeled 'PARTIES' identifies Ansari as the only defendant" MTD (adv. dkt. 6) p. 2. On 6/5/25, Mr. Ansari's bankruptcy case-in-chief was converted from Chapter 13 to Subchapter V of Chapter 11. Dkt. 60.

This Court notes that in the (very) belated status report (adv. dkt. 12, p. 4) Plaintiff alludes to possibly seeking more time to respond to the MTD. On 7/6/25 (the Sunday before the hearing scheduled on Tuesday), Plaintiff filed an even more belated declaration (adv. dkt. 13) requesting a continuance of the hearing on the MTD. But (i) Plaintiff fails to address even in the most summary fashion how he might overcome the reasons for dismissal raised by the MTD and (ii) Congress set expedited deadlines and procedures in Subchapter V Chapter 11 cases, and consistent with that approach this Court is wary of delays being used as a possible litigation tactic, especially when there is no explanation of any legitimate grounds to oppose dismissal. Therefore, the tentative ruling is to deny Plaintiff's request for a continuance of this hearing.

(2) Analysis

Although it is not clear whether Plaintiff intended to name RHDM Oil as a defendant, in the interest of expeditiously disposing of this matter this Court will assume that RHDM Oil's inclusion as a defendant was intentional. See Rule 1001 (Fed. R. Bankr. P.) (requiring this Court to secure the "just, speedy, and *inexpensive* determination of every case and proceeding") (emphasis added).

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CONT... Mohammed Ehtesham Ansari

Chapter 13

The tentative ruling is to dismiss the complaint as to RHDM Oil on two alternative grounds. First, dismissal as to RHDM Oil is warranted because the Complaint was filed in Mr. Ansari's bankruptcy case, not in RHDM Oil's bankruptcy case. As RHDM Oil correctly points out, this Court lacks jurisdiction over RHDM Oil in this adversary proceeding because any claims Plaintiff wished to pursue against RHDM should have been set forth in a complaint and/or a proof of claim filed in RHDM Oil's bankruptcy case. See MTD (adv. dkt. 6) pp. 3–5.

It appears that leave to amend is appropriate so that Plaintiff can pursue its claims against RHDM Oil by filing a complaint and/or a proof of claim asserting those claims in RHDM Oil's bankruptcy case. It appears that Plaintiff seeks to pursue claims against both RHDM Oil and Mr. Ansari based upon the same nucleus of operative facts, so the appropriate procedure might be to file complaints in both RHDM Oil's and Mr. Ansari's bankruptcy cases, and then to seek consolidation of the two adversary proceedings under Rule 42 (Fed. R. Civ. P.), made applicable by Rule 7042, Fed. R. Bankr. P.). But this Court only notes that possible procedure as an illustration of why leave to amend appears to be appropriate: it appears that there is at least one procedural path forward; that path involves amending the complaint against RHDM Oil and filing that complaint in its separate bankruptcy case; and then, because of the relationship between that matter and this adversary proceeding, it appears that consolidation of the two adversary proceedings would be necessary or appropriate. This Court expresses no opinion whether these procedural steps are the only path forward, let alone whether there might be objections to that path. Again, the point is merely to illustrate why it appears appropriate to grant leave to amend.

In addition, the tentative ruling is that there is another issue that is fatal to Plaintiff's claims against RHDM Oil, and that requires the same relief (dismissal with leave to amend). In a case under Subchapter V of Chapter 11, non-dischargeability claims may not be asserted against a corporate debtor. The statutes governing the scope of the discharge vary depending upon whether the Subchapter V plan is confirmed consensually or non-consensually. For plans confirmed consensually, the scope of the discharge is governed by 11 U.S.C. 1141; for non-consensual plans, 11 U.S.C. 1192 applies.

Turning first to the scope of the discharge if confirmation of the plan is consensual, section 523 applies to corporate debtors only if the debt in

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question is owed to a “domestic governmental unit” (and even as to such debts, only debts of the kind specified in 523(a)(2)(A) and (a)(2)(B) are excepted from discharge). See 11 U.S.C. 1141(d)(6). Because Plaintiff is an individual, not a domestic governmental unit, the discharge exceptions set forth in section 523 cannot apply to any discharge that RHDM Oil may obtain under a consensually-confirmed Subchapter V plan.

The Complaint fares no better if RHDM Oil’s Subchapter V Plan is confirmed non-consensually and it obtains a discharge under 11 U.S.C. 1192. Under that section, “the court shall grant the debtor a discharge of all debts provided in section 1141(d)(1)(A) of this title, and all other debts allowed under section 503 of this title and provided for in the plan, except any debt ... of the kind specified in section 523(a) of this title.” 11 U.S.C. 1192(2). However, because section 523(a) expressly states that its provisions apply only to “an individual debtor,” the majority view is that corporate Subchapter V debtors who have confirmed a plan non-consensually are entitled to a discharge even of those debts specified in section 523(a). The Bankruptcy Appellate Panel for the Ninth Circuit has explained the reasoning supporting the majority view as follows:

Section 523(a) provides that “[a] discharge under section 727, 1141, 1192, 1228(a), 1228(b), or 1328(b) of this title does not discharge an individual debtor from any debt” defined in the subsequent subparagraphs of § 523(a).

Facially, these sections appear to conflict because § 523(a) refers to individual debtors, while § 1192 provides for discharge of both individual and corporate debtors and does not distinguish between them when excepting debts “of the kind specified in section 523(a).” In *Cleary*, the Fourth Circuit held that § 1192 refers to the types of debts, not the types of debtors, and consequently, makes those types of debts nondischargeable to all debtors under § 1192. 36 F.4th at 515.

Based on the language and context of the statutes, we believe that the better interpretation is that § 1192 reiterates § 523(a)’s application to debtors under subchapter V, and § 523(a) limits its applicability to individuals.

Section 523(a) unambiguously applies only to individual debtors. The reference in § 1192 to debts “of the kind specified

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in section 523(a)” can reasonably be construed to mean the list of debts, but nothing in § 1192 obviates the express limitation in the preamble of § 523(a) or otherwise expands its scope to corporate debtors.⁷ See *In re GFS Indus., Inc.*, 647 B.R. at 341-42; see also *Pac. Gas & Elec. Co. v. California*, 350 F.3d 932, 943 (9th Cir. 2003) (“[W]e presume, absent clear indications to the contrary, that Congress did not intend to change preexisting bankruptcy law or practice in adopting [or amending] the Bankruptcy Code”); *Cohen v. de la Cruz*, 523 U.S. 213, 221, 118 S.Ct. 1212, 140 L.Ed.2d 341 (1998) (refusing to read the Bankruptcy Code as departing from past bankruptcy practice without a clear indication that Congress intended to do so).

Moreover, as part of the Small Business Reorganization Act of 2019 (“SBRA”), Congress amended § 523(a) to add § 1192 to the list of discharge provisions to which it applies. Interpreting § 1192 to extract from § 523(a) only the list of nondischargeable debts, without its limitation to individuals, would render the amendment surplusage. See *Marx v. Gen. Revenue Corp.*, 568 U.S. 371, 386, 133 S.Ct. 1166, 185 L.Ed.2d 242 (2013) (“[T]he canon against surplusage is strongest when an interpretation would render superfluous another part of the same statutory scheme.”); *Mackey v. Lanier Collection Agency & Serv., Inc.*, 486 U.S. 825, 837, 108 S.Ct. 2182, 100 L.Ed.2d 836 (1988) (“[W]e are hesitant to adopt an interpretation of a congressional enactment which renders superfluous another portion of that same law.”).

If § 1192 makes the debts specified in § 523(a) nondischargeable to all debtors, the concurrent amendment to § 523(a) has no meaning. Appellant offers no explanation why her interpretation does not render the amendment surplusage. [*In re Off-Spec Sols., LLC*, 651 B.R. 862, 866–67 (9th Cir. BAP 2023), *appeal dismissed*, No. 23-60034, 2023 WL 9291577 (9th Cir. Nov. 2, 2023).]

This Court follows the majority view, and so the tentative ruling is that even if RHDM Oil’s Subchapter V Plan is confirmed non-consensually, it will

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be entitled to a discharge of debts of the kind specified in 11 U.S.C. 523(a). Therefore, regardless of whether confirmation is consensual or non-consensual, RHDM Oil's discharge will encompass debts enumerated in section 523(a).

That said, Plaintiff is still entitled to assert and liquidate whatever claims it might have against RHDM Oil, presumably as a (dischargeable) nonpriority unsecured claim that will be paid pro rata with any other claims. Therefore, it appears appropriate to dismiss the complaint as against RHDM Oil with leave to amend, meaning with leave to file a proof of claim and/or a complaint in RHDM Oil's bankruptcy case (but any asserted claims would not be claims under 11 U.S.C. 523). See *Cervantes v. Countrywide Home Loans, Inc.*, 656 F.3d 1034, 1041 (9th Cir. 2011) (this Court may only dismiss a complaint without leave to amend where any proposed amendment would be futile).

Party Information

Debtor(s):

Mohammed Ehtesham Ansari

Represented By
Andrew S Bisom
Joseph A Weber
Fritz J Firman

Defendant(s):

Mohammed Ehtesham Ansari

Represented By
Fritz J Firman

RHDM Oil, Inc.

Represented By
Andrew S Bisom

Does 1-10 Inclusive

Pro Se

Plaintiff(s):

Hosam Saad Abdel Monem

Represented By
Matthew Abbasi

Trustee(s):

Kathy A Dockery (TR)

Pro Se

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2:25-11429 Mohammed Ehtesham Ansari

Chapter 13

Adv#: 2:25-01177 Monem v. Ansari et al

- #5.00** Status conference re: Complaint to determine non-dischargeability of debt under 1.) U.S.C. section 523(a)(2) obtaining money by false pretense, false representation, actual fraud; 2.) U.S.C. section 523 (a)(4) obtaining money by fraud as fiduciary, embezzlement, larceny; and 3.) U.S.C. section 523(a)(6) willful malicious injury

Docket 1

Tentative Ruling:

Continue as set forth below, with directions to Plaintiff to lodge the scheduling order described below, and with a warning about the (very) belated status report filed by Plaintiff and Defendant RHDM and the missing status report of Defendant Ansari. Appearances are not required on 7/8/25.

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 dismiss filed by RHDM Oil, Inc. (adv. dkt. 6–7 & 9–10)
Grant, as set forth in the tentative ruling for Cal. No. 4 (7/8/25 at 11:00 a.m.).

(b) Missing status report

Pursuant to LBR 7016-1, a status report was due by 6/24/25. One was not filed until 7/3/25 (adv. dkt. 12). This Court notes that (i) Mr. Ansari has failed to join in the joint status report or file his own status report and (ii) although counsel for Plaintiff asserts that he has been too busy to attend to this adversary proceeding (adv. dkt. 12, p. 4) there is no explanation why Plaintiff apparently did not contact Defendants until 7/3/25 about filing a joint status report.

The parties are cautioned that failure to file timely status reports

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Chapter 13

impedes this Court's preparation for hearings and may be grounds for sanctions and/or evidence of failure to prosecute or failure to defend that could lead to dismissal, default, or other remedies.

(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

The parties are directed to address any outstanding matters of (a) venue, (b) jurisdiction, (c) this Bankruptcy Court's authority to enter final orders or judgment(s) in this proceeding and, if consent is required, whether the parties do consent, or have already expressly or impliedly consented. *See generally Stern v. Marshall*, 131 S.Ct. 2594, 2608 (2011) (if litigant "believed that the Bankruptcy Court lacked the authority to decide his claim...then he should have said so – and said so promptly."); *Wellness Int'l Network, Ltd. v. Sharif*, 135 S.Ct. 1932 (2015) (consent must be knowing and voluntary but need not be express); *In re Bellingham Ins. Agency, Inc.*, 702 F.3d 553 (9th Cir. 2012) (implied consent), *aff'd on other grounds*, 134 S. Ct. 2165 (2014); *In re Pringle*, 495 B.R. 447 (9th Cir. BAP 2013) (rebuttable presumption that failure to challenge authority to issue final order is intentional and indicates consent); *In re Deitz*, 760 F.3d 1038 (9th Cir. 2014) (authority to adjudicate nondischargeability encompasses authority to liquidate debt and enter final judgment). *See generally In re AWTR Liquidation, Inc.*, 548 B.R. 300 (Bankr. C.D. Cal. 2016).

(b) Mediation

The tentative ruling is not to order mediation at this time.

(c) Deadlines

This adversary proceeding has been pending since 4/30/25.

Pursuant to LBR 9021-1(b)(1)(B), plaintiff is directed to lodge a proposed order via LOU within 7 days after the status conference, attaching a copy of this tentative ruling or otherwise memorializing the following.

Discovery cutoff (for *completion* of discovery): 10/31/25

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Expert(s) - deadline for reports: 11/7/25 if any expert testimony will be presented.

Expert(s) - discovery cutoff (if different from above): 11/14/25 if any expert testimony will be presented.

Dispositive motions to be heard no later than: 1/6/26

Joint Status Report: 9/9/25

Continued status conference: 9/23/25 at 11:00 a.m.

Lodge Joint Proposed Pretrial Order: TBD

Pretrial conference: TBD

Deliver trial exhibits to other parties and chambers, including direct testimony by declaration unless excused: TBD

Trial commencement: TBD

Party Information

Debtor(s):

Mohammed Ehtesham Ansari

Represented By
Andrew S Bisom
Joseph A Weber

Defendant(s):

Mohammed Ehtesham Ansari

Pro Se

RHDM Oil, Inc.

Pro Se

Does 1-10 Inclusive

Pro Se

Plaintiff(s):

Hosam Saad Abdel Monem

Represented By
Matthew Abbasi

Trustee(s):

Kathy A Dockery (TR)

Pro Se

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11:00 AM

2:24-10815 Shanee Shantel Okpaikwo

Chapter 7

#6.00 Cont'd hrg re: Motion for an injunction under 11 U.S.C.
section 110(j)(3) for failure to comply with a court order
fr. 6/3/25, 6/17/25

Docket 35

***** VACATED *** REASON: Withdrawal filed on 7/7/25 [dkt. 41]**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Shanee Shantel Okpaikwo

Pro Se

Movant(s):

United States Trustee (LA)

Represented By
Ron Maroko

Trustee(s):

Timothy Yoo (TR)

Pro Se

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11:00 AM

2:22-12904 626 Hospice, Inc.

Chapter 7

Adv#: 2:24-01116 Ehrenberg, Chapter 7 Trustee v. JP Morgan Chase Bank, N.A., dba Chase

#7.00 Cont'd Status/Pretrial conference re: Complaint
to avoid and recover avoidable transfers
fr. 11/19/24, 2/11/25, 4/8/25

Docket 1

Tentative Ruling:

Tentative Ruling for 7/8/25:

Continue as set forth below, and vacate all previously ordered litigation deadlines, in view of the settlement of this matter. Appearances are not required on 7/8/25.

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) Settlement

On 6/25/25, Judge Brand entered an order approving a settlement of this adversary proceeding. See dkt. 171 (the "Settlement Order").

Note: With respect to presiding judges, this case has a complicated history. Initially, Judge Robles presided over Debtor's bankruptcy case-in-chief. Upon Judge Robles' retirement, Debtor's bankruptcy case-in-chief was reassigned to Judge Klein on 9/15/23. Dkt. 77. Judge Klein therefore served as the presiding judge over this adversary proceeding when it was filed on 5/9/24. On 9/13/24, Judge Klein recused herself from presiding over this adversary proceeding, but continued presiding over Debtor's bankruptcy case-in-chief, and this adversary proceeding was transferred to Judge Bason. Adv. dkt. 8. Upon Judge Klein's retirement, Debtor's bankruptcy case-in-chief was reassigned to Judge Brand on 3/3/25. Dkt.

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Under the settlement, the Plaintiff/Chapter 7 Trustee ("Trustee") will dismiss this action after receipt of a \$20,000.00 settlement payment. See Rule 9019 Motion (dkt. 166) p. 1:12–17. The tentative ruling is to continue this status conference as set forth below, to provide time for the parties to consummate the settlement. If prior to the continued status conference the settlement has been consummated and no post-dismissal relief has been requested, this Court anticipates that the tentative ruling posted prior to that continued status conference will most likely be that no appearances will be required and that the status conference will be taken off calendar.

(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
Continue this status conference to 8/19/25 at 11:00 a.m.

[PRIOR TENTATIVE RULING(S) OMITTED]

Party Information

Debtor(s):

626 Hospice, Inc.

Represented By
Yeznik O Kazandjian

Defendant(s):

JP Morgan Chase Bank, N.A., dba

Represented By
Christopher O Rivas

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CONT... 626 Hospice, Inc.

Chapter 7

Plaintiff(s):

Howard Ehrenberg, Chapter 7

Represented By
Steven Werth
Steve Burnell

Trustee(s):

Howard M Ehrenberg (TR)

Represented By
Steven Werth
Steve Burnell

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2:22-12904 626 Hospice, Inc.

Chapter 7

Adv#: 2:24-01124 Ehrenberg, Chapter 7 Trustee v. BANK OF AMERICA, NATIONAL

#8.00 Cont'd status conference re: Complaint for Aiding and Abetting Fraud
fr.10/22/24, 12/10/24, 1/7/25, 2/11/25, 2/25/25, 4/8/25, 5/6/25, 6/24/25

Docket 1

Tentative Ruling:

Tentative Ruling for 7/8/25:

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) Trustee's motion for leave to amend (adv. dkt. 24), Bank's opposition (adv. dkt. 29), Trustee's reply (adv. dkt. 30), Notice of proposed Second Amended Complaint (adv. dkt. 37)

This Court has signed its Memorandum Decision expanding upon this Court's oral findings of fact and conclusions of law stated on the record. That decision has not yet been entered on the docket due to possible civil unrest at the courthouse, but it should be entered by approximately 5:00 or 6:00 p.m. on 7/7/25, and meanwhile this Court has instructed its staff to email a copy to counsel.

The parties are directed to address whether this Court should set any deadlines or establish any procedures for the future prosecution of this adversary proceeding.

(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.)

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Chapter 7

(a) Venue/jurisdiction/authority
[Intentionally omitted]

(b) Mediation
[Intentionally omitted]

(c) Deadlines
This adversary proceeding has been pending since 5/10/24.
Joint Status Report: N/A
Continued status conference: 8/12/25 at 11:00 a.m.

[PRIOR TENTATIVE RULING(S) OMITTED]

Party Information

Debtor(s):

626 Hospice, Inc.

Represented By
Yeznik O Kazandjian

Defendant(s):

BANK OF AMERICA, NATIONAL

Represented By
Adam N Barasch
Benjamin J. Howard

Plaintiff(s):

Howard Ehrenberg, Chapter 7

Represented By
Steven Werth
Steve Burnell

Trustee(s):

Howard M Ehrenberg (TR)

Represented By
Steven Werth
Steve Burnell
Shantal Malméd

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1:00 PM

2:25-14931 Forrest Kent Balmain

Chapter 11

#1.00 Status conference re: Chapter 11 case

Docket 1

Tentative Ruling:

Appearances required by counsel for Debtor and by Debtor.

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) Missing budget motion

Notwithstanding Debtor's representation that there is no entity that takes the position that property of the bankruptcy estate constitutes its cash collateral (see Status Report (dkt. 17) ¶ 6.1 (p. 7 of 12)), the "Procedures of Judge Bason" (available at www.cacb.uscourts.gov) still require Debtor to file a budget motion. As of the preparation of this tentative ruling, no budget motion is on file. The tentative ruling is to **set a deadline of 7/17/25** for Debtor to file and serve via U.S. mail a budget motion, with notice of an opposition deadline of 7/29/25, a reply deadline of 8/5/25, and a hearing concurrent with the continued status conference (see part "(2)(d)" of this tentative ruling below).

(b) Plan and exit strategy?

The Status Report is missing Attachment 1.4, which apparently summarizes the basic nature of the plan. See Status Report (dkt. 17) ¶ 1.4 (p. 3 of 12). Debtor is directed to provide an overview of the contemplated plan at the hearing, and to file an amended Status Report with the missing attachment by the **same deadline** as for the Budget Motion (see above).

(c) Disclosure statement and appointment of creditors' committee

Subject to information provided by Debtor at the hearing regarding the

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CONT...

Forrest Kent Balmain

Chapter 11

contemplated plan (see part “(1)(b)” of this tentative ruling, above), the tentative ruling is that it is not necessary to appoint a committee of creditors or to require Debtor to file a separate disclosure statement.

(2) Dates/procedures. This case was filed on 6/12/25.

- (a) Bar date: 8/21/25 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. 6 (timely served, dkt. 11).
- (c) Plan/Disclosure Statement: TBD (DO NOT SERVE - except on the U.S. Trustee). See Procedures Order.
- (d) Continued status conference: 8/12/25 at 1:00 p.m. No written status report required.

Party Information

Debtor(s):

Forrest Kent Balmain

Represented By
Lawrence R Fieselman
Julie J Villalobos

Trustee(s):

Gregory Kent Jones (TR)

Pro Se

**United States Bankruptcy Court
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2:25-13881 Dedication & Everlasting Love To Animals

Chapter 11

#2.00 Hrg re: Motion For Entry Of An Order: Authorizing The
Continued Use Of Debtors Cash Management System
And The Maintenance Of Pre-Petition Bank Accounts

Docket 74

Tentative Ruling:

Please see the tentative ruling for the status conference (Calendar No. 3,
7/8/25 at 1:00 p.m.).

Party Information

Debtor(s):

Dedication & Everlasting Love To

Represented By
William R Hess

Movant(s):

Todd A. Frealy (TR)

Represented By
Krikor J Meshefejian

Trustee(s):

Todd A. Frealy (TR)

Represented By
Krikor J Meshefejian

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2:25-13881 Dedication & Everlasting Love To Animals

Chapter 11

#3.00 Cont'd Status Conference re: Chapter 11 Case
fr. 5/16/25, 5/20/25, 5/28/25, 6/17/25

Docket 1

Tentative Ruling:

Tentative Ruling for 7/8/25:

Grant the cash management motion and continue the status conference, all as set forth below. Appearances are not required on 7/8/25. (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) Cash management motion (dkt. 74), Proof of service and Notice (dkt. 75–76), Response seeking additional information filed by judgment creditor Adriana Duarte Valentines (dkt. 87), Chapter 11 Trustee's Reply (dkt. 99)

This Court has reviewed the request (dkt. 87) of judgment creditor Adriana Duarte Valentines ("Judgment Creditor") for additional information regarding the cash management motion (dkt. 74) filed by the Chapter 11 Trustee ("Trustee") as well as Trustee's reply (dkt. 99) responding to Judgment Creditor's request. The tentative ruling is that Trustee's reply (dkt. 99) sufficiently responds to Judgment Creditor's request for additional information.

The tentative ruling is to grant the cash management motion (dkt. 74) on a final basis for all the reasons set forth in the motion papers, including in particular because Debtor receives most of its funds from donations, and there is a risk that donations might be disrupted if there is a change in the bank account to which donors' checks are deposited.

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CONT... Dedication & Everlasting Love To Animals

Chapter 11

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)).

(2) Dates/procedures. This Chapter 11 case was filed on 5/9/25. On 5/16/25, this Court both (x) directed the United States Trustee to appoint a Chapter 11 Trustee (dkt. 20) and (y) approved the appointment of Todd Frealy as Trustee (dkt. 24).

(a) Bar date: TBD

(b) Procedures Order: dkt. 6 (not timely served, but eventually served, per dkt. 36, 37, thereby providing notice to all parties in interest of the matters therein)

(c) Plan/Disclosure Statement: filing deadline TBD

(d) Continued status conference: 7/15/25 at 1:00 p.m., concurrent with other matters. No written status report required.

[PRIOR TENTATIVE RULING(S) OMITTED]

Party Information

Debtor(s):

Dedication & Everlasting Love To

Represented By
William R Hess

Trustee(s):

Todd A. Frealy (TR)

Represented By
Krikor J Meshefejian

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1:00 PM

2:21-10368 Mrudula Kothari

Chapter 11

#4.00 Hrg re: Motion to dismiss the bankruptcy case

Docket 452

Tentative Ruling:

Please see the tentative ruling for the status conference (Calendar No. 5, 7/8/25 at 1:00 p.m.).

Party Information

Debtor(s):

Mrudula Kothari

Represented By
Stella A Havkin

Movant(s):

Mrudula Kothari

Represented By
Stella A Havkin
Stella A Havkin
Stella A Havkin

Trustee(s):

Susan K Seflin (TR)

Pro Se

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

Tuesday, July 8, 2025

Hearing Room 1545

1:00 PM

2:21-10368 Mrudula Kothari

Chapter 11

#5.00 Cont'd Status Conference re: Chapter 11 Case
fr. 2/9/21, 03/02/21, 4/6/21, 4/27/21, 6/1/21, 7/20/21,
8/31/21, 9/28/21, 10/26/21, 12/14/21, 2/15/22, 3/15/22,
3/29/22, 4/12/22, 5/31/22, 9/6/22, 9/27/22, 10/11/22,
12/6/22, 2/7/23, 4/4/23, 6/13/23, 7/11/23, 7/18/23,
9/19/23, 11/28/23, 12/19/23, 2/6/24, 3/5/24, 4/2/24,
4/23/24, 6/4/24, 6/25/24, 7/9/24, 8/6/24, 9/10/24, 9/24/24,
11/19/24, 12/17/24, 2/11/25, 3/4/25, 4/8/25, 4/22/25, 6/17/25

Docket 1

Tentative Ruling:

Tentative Ruling for 7/8/25:

Grant debtor's motion to dismiss this case, subject to this Court's reservation of jurisdiction, and continue the status conference, all as set forth below.

Appearances are not required on 7/8/25. (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 motion to dismiss case (dkt. 452 & 453), no opposition on file

Grant the motion and dismiss this case, subject to this Court's reservation of jurisdiction (x) to hear and determine the appropriateness of the professionals' pending fee applications (dkt. 459, 462, 464) and (y) to the

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CONT...

Mrudula Kothari

Chapter 11

full extent provided by LBR 1017-2(f)

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

(2) Dates/procedures. This case was filed on 1/19/21. On 4/4/24 and 2/13/25 this Court entered orders reducing Debtor's powers as a debtor in possession and increasing the powers and oversight of the Subchapter V Trustee in this case. See dkt. 312, 313 & 399.

(a) Bar date: 3/30/21 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. 11).

(b) Procedures order: dkt. 8 (timely served, dkt. 12)

(c) Amended Plan: moot.

(d) Continued status conference: 7/15/25 at 1:00 p.m., concurrent with the hearings on the professionals' fee applications. No written status report required.

[PRIOR TENTATIVE RULINGS OMITTED]

Party Information

Debtor(s):

Mrudula Kothari

Represented By
Stella A Havkin

Trustee(s):

Susan K Seflin (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Neil Bason, Presiding
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Tuesday, July 8, 2025

Hearing Room 1545

1:00 PM

2:21-10368 Mrudula Kothari

Chapter 11

#5.10 Hrg re: Application for Payment of Final Fees and/or Expenses

Docket 461

***** VACATED *** REASON: Amended application set for hearing on
7/15/25 at 1:00 p.m. [dkt. 464]**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Mrudula Kothari

Represented By
Stella A Havkin

Trustee(s):

Susan K Seflin (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
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Tuesday, July 8, 2025

Hearing Room 1545

1:00 PM

2:25-11337 RHDM Oil, Inc.

Chapter 11

#6.00 Hrg re: Motion for order for Joint Administration
of cases

Docket 71

Tentative Ruling:

Please see the tentative ruling for the status conference (Calendar No. 7,
7/8/25 at 1:00 p.m.).

Party Information

Debtor(s):

RHDM Oil, Inc.

Represented By
Andrew S Bisom
Matthew John Salcedo

Movant(s):

RHDM Oil, Inc.

Represented By
Andrew S Bisom
Andrew S Bisom
Matthew John Salcedo
Matthew John Salcedo

Trustee(s):

Moriah Douglas Flahaut (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Neil Bason, Presiding
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Tuesday, July 8, 2025

Hearing Room 1545

1:00 PM

2:25-11337 RHDM Oil, Inc.

Chapter 11

#7.00 Cont'd status conference re: Chapter 11 case
fr. 3/18/25, 4/22/25, 6/3/25, 6/17/25

Docket 1

Tentative Ruling:

Tentative Ruling for 7/8/25:

Grant the motion for joint administration and continue the status conference, all as set forth below. Appearances are not required on 7/8/25. (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 joint administration (dkt. 71) and Notice (dkt. 72); no opposition on file

The tentative ruling is (A) to grant the motion for joint administration of the cases of RHDM Oil, Inc. (Case No. 2:25-bk-11337-NB, the "RHDM Case") and Mohammed Ehtesham Ansari (Case No. 2:25-bk-11429-NB, the "Ansari Case"); (B) to designate the RHDM Case as the lead case; (C) to **set a deadline of 7/15/25** for Debtors to file in both cases a "Notice of Joint Administration of Cases and Requirements for Filing Documents" (the "Joint Administration Notice") in substantially the same form as this Court's official form

"F1015-1.1.NOTICE.JOINT.ADMINISTRATION"; and (D) to set the same deadline for Debtors in both cases to serve the Joint Administration Notice via U.S. mail upon all creditors and parties in interest and to file a proof of service.

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Hearing Room 1545

1:00 PM

CONT...

RHDM Oil, Inc.

Chapter 11

Proposed order(s): Unless otherwise ordered, Debtors in both cases 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 2/21/25.

- (a) Bar date: 5/2/25 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. 11)
- (b) Procedures Order: dkt. 4 (timely served, dkt. 6)
- (c) Plan/Disclosure Statement: file by 7/17/25, as previously ordered (see dkt. 76). Necessary disclosures may be set forth in the SubChapter V Plan (a separate disclosure statement is not required). (DO NOT SERVE - except on the U.S. Trustee.) See Procedures Order.
- (d) Continued status conference: 8/12/25 at 1:00 p.m. No written status report is required.

[PRIOR TENTATIVE RULING(S) OMITTED]

Party Information

Debtor(s):

RHDM Oil, Inc.

Represented By

Andrew S Bisom

Matthew John Salcedo

Trustee(s):

Moriah Douglas Flahaut (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
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Tuesday, July 8, 2025

Hearing Room 1545

1:00 PM

2:25-11429 Mohammed Ehtesham Ansari

Chapter 11

#8.00 Hrg re: Motion for Joint Administration
of cases

Docket 69

Tentative Ruling:

Please see the tentative ruling for the status conference (Calendar No. 9,
7/8/25 at 1:00 p.m.).

Party Information

Debtor(s):

Mohammed Ehtesham Ansari

Represented By
Andrew S Bisom
Joseph A Weber
Fritz J Firman

Movant(s):

Mohammed Ehtesham Ansari

Represented By
Andrew S Bisom
Joseph A Weber
Fritz J Firman

Trustee(s):

Moriah Douglas Flahaut (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
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Tuesday, July 8, 2025

Hearing Room 1545

1:00 PM

2:25-11429 Mohammed Ehtesham Ansari

Chapter 11

#9.00 Status conference re: Chapter 11 case

Docket 1

Tentative Ruling:

Continue this Principal Status Conference as set forth below, and issue an order to show cause ("OSC") why this Court should not convert this case to chapter 7, dismiss this case, or appoint a chapter 11 trustee, due to Debtor's failure to appear in proper prosecution of this case as described below. Appearances are not required on 7/8/25. (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 failure to comply with the Procedures Order (dkt. 67)

On 6/9/25, this Court issued a Procedures Order (dkt. 67) imposing various requirements upon Debtor. There is no indication that Debtor has fulfilled **any** of the requirements set forth in the Procedures Order (dkt. 67). Debtor has not filed a proof of service establishing that he served the Procedures Order (dkt. 67) upon creditors, as required by ¶ 1 of that order. Debtor has not filed a case status report, as required by ¶ 3 of the Procedures Order (dkt. 67).

The tentative ruling is (x) to issue an Amended Procedures Order and to direct Debtor to serve that order upon creditors and (y) to conduct a further continued Principal Status Conference at the date and time set forth in part "(2)(d)" of this tentative ruling, below. In addition, the tentative ruling is to issue the OSC described at the start of this tentative ruling.

Proposed order(s): Unless otherwise ordered, after the hearing *this Court will prepare and issue (i) an Amended Procedures Order and*

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CONT...

Mohammed Ehtesham Ansari
(ii) the OSC.

Chapter 11

(b) Motion for joint administration (dkt. 69) and Notice (dkt. 70); no opposition on file

Grant the motion for joint administration, on the same terms and conditions as set forth in the part "(1)(a)" of the tentative ruling for the status conference in RHDM Oil, Inc.'s case (Cal. No. 7, 7/8/25 at 1:00 p.m.).

Proposed order(s): Unless otherwise ordered, Debtors in both cases 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 2/21/25, and was converted from Chapter 13 to Subchapter V of Chapter 11 on 6/5/25 (see dkt. 60).

- (a) Bar date: 8/14/25 per General Order 20-01 (70 days after the date of conversion to Subchapter V) (DO NOT SERVE any notice: one has already been sent, see dkt. 66)
- (b) Procedures Order: See part "(1)(a)," above.
- (c) Plan/Disclosure Statement: TBD
- (d) Continued status conference: 8/12/25 at 1:00 p.m. Case Status Report on Local Form F 2015-3.1.SUBV.STATUS.RPT due by 7/29/25.

Party Information

Debtor(s):

Mohammed Ehtesham Ansari

Represented By
Andrew S Bisom
Joseph A Weber
Fritz J Firman

Trustee(s):

Moriah Douglas Flahaut (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
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Tuesday, July 8, 2025

Hearing Room 1545

1:00 PM

2:24-14529 Katja Van Herle

Chapter 11

#10.00 Hrg re: First and Final Application of Restructuring Solutions, LLC for Approval of Compensation for the Period of June 14, 2024 through May 31, 2025

Docket 159

Tentative Ruling:

Please see the tentative ruling for the status conference (Calendar No. 13, 7/8/25 at 1:00 p.m.).

Party Information

Debtor(s):

Katja Van Herle

Represented By

Brian L. Davidoff

Keith Patrick Banner

Ira Steinberg

Cole F. Nicholas

Greenberg Glusker Fields Claman &

Movant(s):

Restructuring Solutions, LLC

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Neil Bason, Presiding
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Tuesday, July 8, 2025

Hearing Room 1545

1:00 PM

2:24-14529 Katja Van Herle

Chapter 11

#11.00 Hrg re: First and Final Application of Greenberg Glusker Fields Claman & Machtinger LLP for Approval of Compensation and Reimbursement of Expenses for the Period of June 7, 2024 Through June 10, 2025

Docket 160

Tentative Ruling:

Please see the tentative ruling for the status conference (Calendar No. 13, 7/8/25 at 1:00 p.m.).

Party Information

Debtor(s):

Katja Van Herle

Represented By
Brian L. Davidoff
Keith Patrick Banner
Ira Steinberg
Cole F. Nicholas
Greenberg Glusker Fields Claman &

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Tuesday, July 8, 2025

Hearing Room 1545

1:00 PM

2:24-14529 Katja Van Herle

Chapter 11

#12.00 Hrg re: Chapter 11 Debtor's Motion for Entry of an Order: (1) Approving Debtor's Repurchase of Big Bear Property; (2) Approving Post-Petition Financing; and (3) Approving Procedures for Structured Dismissal of Chapter 11 Case

Docket 162

Tentative Ruling:

Please see the tentative ruling for the status conference (Calendar No. 13, 7/8/25 at 1:00 p.m.).

Party Information

Debtor(s):

Katja Van Herle

Represented By

Brian L. Davidoff

Keith Patrick Banner

Ira Steinberg

Cole F. Nicholas

Greenberg Glusker Fields Claman &

Movant(s):

Katja Van Herle

Represented By

Brian L. Davidoff

Keith Patrick Banner

Ira Steinberg

Cole F. Nicholas

Greenberg Glusker Fields Claman &

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Tuesday, July 8, 2025

Hearing Room 1545

1:00 PM

2:24-14529 Katja Van Herle

Chapter 11

#13.00 Cont'd Status conference re: Chapter 11 case
fr. 5/20/25

Docket 1

Tentative Ruling:

Tentative Ruling for 7/8/25:

Grant Debtor's motion to approve the repurchase of the Big Bear Property, to obtain exit financing, and to approve procedures for a structured dismissal of this case; approve the final fee applications filed by the estate's professionals; and continue the status conference to address any potential requests for post-dismissal relief, all as set forth below. Appearances are not required on 7/8/25. (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 motion (i) to approve repurchase of Big Bear Property, (ii) to obtain exit financing, and (iii) to approve procedures for a structured dismissal (dkt. 162, the "Structured Dismissal Motion"), Notice of Structured Dismissal Motion (dkt. 163), Rule 4001 Statement (dkt. 164), No opposition on file

The tentative ruling is (A) to approve the transaction under which Debtor will repurchase the Big Bear Property for a purchase price of \$1,600,000.00; (B) to approve the transaction under which Residential First Capital will extend \$3,000,000.00 in post-petition financing to Debtor in exchange for a pledge of security interests in various properties owned by Debtor and her non-filing spouse; and (C) to approve the procedures proposed by Debtor for a structured dismissal of this case.

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1:00 PM

CONT...

Katja Van Herle

Chapter 11

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) First and final fee application of Debtor's financial advisor Restructuring Solutions, LLC (dkt. 159), Notice of hearing (dkt. 161), Debtor's supporting declaration (dkt. 165), No opposition on file

Allow \$121,301.50 in fees and \$0.00 in expenses (no expenses have been requested), on a final basis, for a total award of \$121,301.50, and authorize and direct payment of the full amounts allowed.

Proposed order(s): Unless otherwise ordered, Applicant 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)).

(c) First and final fee application of Debtor's general bankruptcy counsel Greenberg Glusker Fields Claman & Machtinger LLP (dkt. 160), Notice of hearing (dkt. 161), Debtor's supporting declaration (dkt. 165), No opposition on file

Allow \$447,505.00 in fees and \$13,513.41 in expenses, on a final basis, for a total award of \$461,018.41, and authorize and direct payment of the full amounts allowed.

Proposed order(s): Unless otherwise ordered, Applicant 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 6/7/24.

(a) Bar date: 2/7/25 (dkt. 135; timely served, dkt. 139).

(b) Procedures Order: dkt. 149 (timely served, dkt. 154).

(c) Plan/Disclosure Statement: N/A

(d) Continued status conference: 9/23/25 at 1:00 p.m. No written status report is required.

Tentative Ruling for 5/20/25:

Continue this Status Conference as set forth below, in view of Debtor's Status

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CONT... Katja Van Herle

Chapter 11

report (dkt. 155). 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.")

(1) Current issues

This Court has no issues to raise *sua sponte*.

(2) Dates/procedures. This case was filed on 6/7/24.

(a) Bar date: 2/7/25 (dkt. 135; timely served, dkt. 139).

(b) Procedures Order: dkt. 149 (timely served, dkt. 154).

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

(d) Continued status conference: 7/8/25 at 1:00 p.m. No written status report is 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.

Party Information

Debtor(s):

Katja Van Herle

Represented By

Brian L. Davidoff

Keith Patrick Banner

Ira Steinberg

Cole F. Nicholas

Greenberg Glusker Fields Claman &

**United States Bankruptcy Court
Central District of California
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Tuesday, July 8, 2025

Hearing Room 1545

1:00 PM

2:25-14830 Benny and Marys Irvine, LLC

Chapter 11

#14.00 Cont'd hrg re: Emergency motion for Order Pursuant to 11 U.S.C. § 366: (A) Prohibiting Utility Providers from Altering, Refusing, or Discontinuing Service; (B) Deeming Utilities Adequately Assured of Future Performance; and (C) Establishing Procedures for Resolving Requests for Additional Adequate Assurance of Payment
fr. 6/17/25

Docket 8

Tentative Ruling:

Tentative Ruling for 7/8/25:

Please see the tentative ruling for the status conference (Calendar No. 16, 7/8/25 at 1:00 p.m.).

[PRIOR TENTATIVE RULING(S) OMITTED]

Party Information

Debtor(s):

Benny and Marys Irvine, LLC

Represented By
Christopher A, Minier
David M Goodrich

Movant(s):

Benny and Marys Irvine, LLC

Represented By
Christopher A, Minier
Christopher A, Minier
David M Goodrich
David M Goodrich

Trustee(s):

Mark M Sharf (TR)

Pro Se

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

1:00 PM

2:25-14830 Benny and Marys Irvine, LLC

Chapter 11

#15.00 Cont'd hrg re: Emergency motion for Order Authorizing Interim
Use of Cash Collateral Pursuant to 11 U.S.C. §§ 363(c)
and 1205(a)
fr. 6/17/25

Docket 6

Tentative Ruling:

Tentative Ruling for 7/8/25:

Please see the tentative ruling for the status conference (Calendar No. 16,
7/8/25 at 1:00 p.m.).

[PRIOR TENTATIVE RULING(S) OMITTED]

Party Information

Debtor(s):

Benny and Marys Irvine, LLC

Represented By
Christopher A, Minier
David M Goodrich

Movant(s):

Benny and Marys Irvine, LLC

Represented By
Christopher A, Minier
Christopher A, Minier
David M Goodrich
David M Goodrich

Trustee(s):

Mark M Sharf (TR)

Pro Se

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

1:00 PM

2:25-14830 Benny and Marys Irvine, LLC

Chapter 11

#16.00 Con't Status conference re: Chapter 11 case
fr. 6/17/25, 6/24/25

Docket 1

Tentative Ruling:

Tentative Ruling for 7/8/25:

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) Utility Motion (dkt. 8), Interim Utility Order (dkt. 33), Notice of continued hearings (dkt. 34), Supplemental Reinhardt Decl. (dkt. 43), No opposition on file

Grant the Utility Motion (dkt. 8) on a final basis, on the same terms and conditions as set forth in the Interim Utility Order (dkt. 33).

(b) Cash Collateral Motion (dkt. 6), Interim Cash Collateral Order (dkt. 32), Notice of continued hearings (dkt. 34), No opposition on file

Grant the Cash Collateral Motion (dkt. 9) on a final basis, on the same terms and conditions as set forth in the Interim Cash Collateral Order (dkt. 32).

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

(c) Missing budget motion

Debtor has not filed a budget motion, which is required by the

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1:00 PM

CONT... Benny and Marys Irvine, LLC

Chapter 11

"Procedures of Judge Bason," available at www.cacb.uscourts.gov. Subject to Debtor confirming at the hearing that the budget attached to the Cash Collateral Motion (dkt. 6, Ex. 1) covers all of Debtor's cash flow, the tentative ruling is to excuse the requirement to file a budget motion. If the cash collateral budget does not cover **all** of Debtor's cash flow, the tentative ruling is to **set a deadline of 7/15/25** for Debtor to file and serve via U.S. mail a budget motion, with notice of an opposition deadline of 8/5/25, a reply deadline of 8/12/25, and a hearing at the same date and time as the continued status conference (see part "(2)(d)" of this tentative ruling, below).

(d) Non-appointment of committee of creditors

The tentative ruling is that there is no "cause" at this time for this Court to order the appointment of a committee of creditors under 11 U.S.C. 1181(b), and that appointing a creditors' committee would likely prove detrimental to the estate, creditors, and parties in interest by unnecessarily increasing administrative expenses.

(e) Joint administration with other related cases, and Plan/Disclosure Statement issues

The Procedures Order (dkt. 3) issued on 6/10/25 advised creditors and parties in interest that this case "is related to the chapter 11 case of Dog Robber, Inc. (Case No. 2:25-bk-14827-NB, 'Dog Robber')." Procedures Order (dkt. 3) at ¶ 6 (p. 3:1–3). It further advised parties that at this Principal Status Conference, this Court anticipated "addressing whether this case and the case of Dog Robber should be jointly administered." Procedures Order (dkt. 3) at ¶ 6 (p. 3:5–7).

On 6/12/25 – subsequent to issuance of the Procedures Order in this case (Case No. 2:25-bk-14830, Benny and Marys Irvine, LLC ("Benny and Marys")) – a different related entity, Mimosas A Cali Life LLC, filed a voluntary petition under Subchapter V of Chapter 11 (Case No. 2:25-bk-14956-NB, "Mimosas"). The Procedures Order issued in the Mimosas case similarly advised creditors and parties in interest that the cases of Dog Robber, Mimosas, Benny and Marys were all related, and that at this Principal Status Conference, this Court would consider whether all three cases should be jointly administered. (The Principal Status Conferences in all three cases have been scheduled to take place concurrently.)

No parties have objected to the joint administration of Dog Robber,

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1:00 PM

CONT... Benny and Marys Irvine, LLC

Chapter 11

Benny and Marys, and Mimosas. The tentative ruling is (A) to *sua sponte* issue an order providing for the joint administration of all three cases; (B) to designate Dog Robber as the lead case; (C) to **set a deadline of 7/15/25** for Debtors in all three cases to file a "Notice of Joint Administration of Cases and Requirements for Filing Documents" (the "Joint Administration Notice") in substantially the same form as this Court's official form "F1015-1.1.NOTICE.JOINT.ADMINISTRATION"; and (D) to set the same deadline for Debtors in all three cases to serve the Joint Administration Notice via U.S. mail upon all creditors and parties in interest and to file a proof of service.

In view of such joint administration, the tentative ruling is to continue this Principal Status conference to the date and time set forth below, and direct Debtor's principal to be present at that continued Principal Status Conference (via video or in person).

This Court notes that another potentially related entity, Toast Downey LLC, may soon file a chapter 11 petition. See Status Report (Dog Robber dkt. 36) ¶ 2 (p. 2). If and when Toast Downey LLC seeks bankruptcy protection, this Court will determine whether it is appropriate for that case to be jointly administered with the other cases discussed above.

The tentative ruling is to authorize Dog Robber (whose case is not a Subchapter V case) to file a combined Plan and Disclosure Statement, pursuant to this Court's discretion under the Bankruptcy Code and Rules as noted in the "Procedures of Judge Bason" (available at www.cacb.uscourts.gov), and not to require a separate Disclosure Statement for the remaining (Subchapter V) Debtors.

Proposed order(s): Unless otherwise ordered, Debtors in all three cases 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 6/6/25.

- (a) Bar date: 8/15/25 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. 47).
- (b) Procedures Order: dkt. 3 (timely served, dkt. 5).
- (c) Plan/Disclosure Statement: file by 9/4/25 (90 days after the petition

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CONT...

Benny and Marys Irvine, LLC

Chapter 11

date pursuant to 11 U.S.C. 1189(b)) (DO NOT SERVE - except on the U.S. Trustee). See Procedures Order. Necessary disclosures may be contained within the Plan; a separate Disclosure Statement is not required.

(d) Continued status conference: 8/19/25 at 1:00 p.m. *Brief* status report due 8/5/25.

[PRIOR TENTATIVE RULING(S) OMITTED]

Party Information

Debtor(s):

Benny and Marys Irvine, LLC

Represented By
Christopher A, Minier

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2:24-12614 Boisson Inc.

Chapter 11

#17.00 Cont'd hrg re: Motion To Extend The Time To Object To
Proof Of Claim 55 Filed By The California Department
Of Resources Recycling And Recovery
fr. 4/8/25, 5/20/25

Docket 248

Tentative Ruling:

Tentative Ruling for 7/8/25:

Please see the tentative ruling for the status conference (Calendar No. 19,
7/8/25 at 1:00 p.m.).

[PRIOR TENTATIVE RULING(S) OMITTED]

Party Information

Debtor(s):

Boisson Inc.

Represented By
Ron Bender
Todd M Arnold

Movant(s):

Boisson Inc.

Represented By
Ron Bender
Todd M Arnold

Trustee(s):

Caroline Renee Djang (TR)

Pro Se

Gregory Kent Jones (TR)

Pro Se

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1:00 PM

2:24-12614 Boisson Inc.

Chapter 11

#18.00 Cont'd hrg re: Motion for Order to Allow / Deem Timely Filing
of Proof of Claim by California Department of Resources
Recycling and Recovery
fr. 2/25/25, 4/8/25, 5/20/25

Docket 237

Tentative Ruling:

Tentative Ruling for 7/8/25:

Please see the tentative ruling for the status conference (Calendar No. 19,
7/8/25 at 1:00 p.m.).

[PRIOR TENTATIVE RULING(S) OMITTED]

Party Information

Debtor(s):

Boisson Inc.

Represented By
Ron Bender
Todd M Arnold

Movant(s):

CA Department of Resources

Represented By
Annadel A Almendras
Barbara Spiegel

Trustee(s):

Caroline Renee Djang (TR)

Pro Se

Gregory Kent Jones (TR)

Pro Se

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2:24-12614 Boisson Inc.

Chapter 11

#19.00 Cont'd Status Conference re: Post Confirmation
fr. 4/9/24, 4/30/24, 5/7/24, 5/14/24, 5/21/24, 6/25/24,
7/9/24, 7/16/24, 10/8/24, 12/17/24, 1/7/25, 2/25/25,
4/8/25, 5/20/25

Docket 1

Tentative Ruling:

Tentative Ruling for 7/8/25:
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 of California Department of Resources Recycling and Recovery ("CalRecycle") to deem proof of claim 55 ("Claim 55") as timely and allow claim in unspecified amount (dkt. 237, "Motion to Allow Claim") & Notice of errata (dkt. 244), Debtor's opposition (dkt. 243), CalRecycle's reply (dkt. 245), Order continuing hearing (dkt. 249), status reports of Debtor (dkt. 256) and CalRecycle (dkt. 257), Order granting motion in part (dkt. 264)

There is no tentative ruling. The parties are directed to appear to address the status of this motion.

(b) Debtor's motion to extend the time to object to proof of claim 55 (dkt. 248), CalRecycle's conditional non-opposition (dkt. 254), Debtor's reply (dkt. 255), Order granting motion in part (dkt. 263)

There is no tentative ruling. The parties are directed to appear to address the status of this motion.

(2) Dates/deadlines

This subchapter V case was filed on 4/4/24, and this Court confirmed a

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CONT... Boisson Inc.

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plan on 8/29/24 (dkt. 185). The tentative ruling is to continue this status conference to 9/9/25 at 1:00 p.m. No written status report is required.

[PRIOR TENTATIVE RULING(S) OMITTED]

Party Information

Debtor(s):

Boisson Inc.

Represented By
Ron Bender
Todd M Arnold

Trustee(s):

Caroline Renee Djang (TR)

Pro Se

Gregory Kent Jones (TR)

Pro Se

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2:25-10237 KB3 2275 Century LLC

Chapter 11

#20.00 Cont'd Status conference re: Chapter 11 case
fr. 2/11/25, 2/25/25, 4/8/25, 5/20/25, 6/3/25

Docket 1

Tentative Ruling:

Tentative Ruling for 7/8/25:

Continue as set forth below, with a caution to Debtor that disregarding this Court's deadlines may result in adverse consequences. Appearances are not required on 7/8/25. (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) Corrections to Monthly Operating Reports ("MORs")

At the 6/3/25 hearing, this Court set a deadline of 6/20/25 for Debtor to file corrected MORs for all months. Those MORs were not filed until 7/3/25.

Debtor is reminded that it has an obligation to prepare MORs timely, as well as "carefully, completely, and accurately," *Cusano v. Klein*, 264 F.3d 936, 946 (9th Cir. 2001). Failure to adhere to deadlines set by this Court, or to file timely and proper MORs, may result in adverse consequences including, for example, conversion or dismissal of this case.

(2) Dates/procedures. This case was filed on 1/13/25.

(a) Bar date: 4/10/25 (Bar Date Order (dkt. 22) timely served, dkt. 24)

(b) Procedures Order: dkt. 4 (timely served, dkt. 7)

(c) Plan/Disclosure Statement: file by 7/11/25 (DO NOT SERVE -

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CONT...

KB3 2275 Century LLC

Chapter 11

except on the U.S. Trustee). See Procedures Order.

- (d) Continued status conference: 8/5/25 at 1:00 p.m., concurrent with the continued status conference in the adversary proceeding challenging the validity, extent, and priority of the lien asserted against Debtor's property (Adv. No. 2:25-ap-01065-NB). No written status report required.

Tentative Ruling for 6/3/25:
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) Special litigation counsel's attempts to challenge the validity of Creditors' security interest (Adv. No. 2:25-ap-01065-NB)

Cresencio Garcia and Maria D. Garcia, Daniel L. Barraza and Veronia R. Barraza, and Jorge Tobias Leal, in his capacity as trustee of the Family Trust dated 12/14/2004 ("Creditors") assert a second-position security interest against Debtor's primary real property asset, which is located at 2275 Century Hill, Los Angeles, CA 90067 (the "Property"). R/S Motion (dkt. 47) pp. 7 & 11–12; Cash Collateral Opp. (dkt. 48) PDF pp. 5–63. On 4/9/25, upon Creditors' motion, this Court terminated the automatic stay with respect to the Property, to enable Creditors to pursue their state-law remedies against the Property (including foreclosure). R/S Order (dkt. 63). On 5/8/25, this Court authorized Debtor to employ special litigation counsel to challenge the validity of Creditors' security interest. Dkt. 72.

For the reasons set forth in the tentative ruling for Cal. No. 1 (6/3/25 at 1:00 p.m.), it appears that this Adversary Proceeding duplicates State Court proceedings, and this Court questions whether this Adversary Proceeding should be dismissed or otherwise terminated, or stayed.

- (b) Monthly Operating Report ("MOR") for April, 2025 (dkt. 74)
Debtor's latest MOR appears to include some basic errors and

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CONT... KB3 2275 Century LLC

Chapter 11

omissions. This Court has not reviewed Debtor's earlier MORs, but expects that they probably include similar errors and omissions.

First, Debtor appears to have filled out the wrong portion of the form. Debtor is not an individual. But Debtor has filed a MOR that includes Part 8, entitled "Individual Chapter 11 Debtors (Only)." In addition, that portion of the MOR includes income "from self-employment." See MOR (dkt. 74) p. 9, Part 8.b.

Second, the MOR lacks meaningful disclosures. The MOR lists gross income from "all other sources" of \$22,463. There does not appear to be any breakdown or disclosure of those "sources."

The tentative ruling is to direct Debtor's counsel to have an in-person meeting with Debtor's principal, at counsel's office, at a time that is convenient for the Office of the United States Trustee to participate by telephone or video, to go over, in detail, how to fill out MORs. The tentative ruling is to set a **deadline of 6/20/25** for Debtor to file corrected MORs for all months.

(2) Dates/procedures. This case was filed on 1/13/25.

- (a) Bar date: 4/10/25 (Bar Date Order (dkt. 22) timely served, dkt. 24)
- (b) Procedures Order: dkt. 4 (timely served, dkt. 7)
- (c) Plan/Disclosure Statement: file by 7/11/25 (DO NOT SERVE - except on the U.S. Trustee). See Procedures Order.
- (d) Continued status conference: 7/8/25 at 1:00 p.m. *Brief* written status report due by 6/24/25.

Tentative Ruling for 5/20/25:

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) Future of this case

Cresencio Garcia and Maria D. Garcia, Daniel L. Barraza and Veronia

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CONT... KB3 2275 Century LLC

Chapter 11

R. Barraza, and Jorge Tobias Leal, in his capacity as trustee of the Family Trust dated 12/14/2004 ("Creditors") assert a second-position security interest against Debtor's primary real property asset, which is located at 2275 Century Hill, Los Angeles, CA 90067 (the "Property"). R/S Motion (dkt. 47) pp. 7 & 11–12; Cash Collateral Opp. (dkt. 48) PDF pp. 5–63. On 4/9/25, upon Creditors' motion, this Court terminated the automatic stay with respect to the Property, to enable Creditors to pursue their state-law remedies against the Property (including foreclosure). R/S Order (dkt. 63).

On 5/8/25, this Court authorized Debtor to employ special litigation counsel to challenge the validity of Creditors' security interest. Dkt. 72.

Debtor is directed to address (A) the status of Creditors' attempts to foreclose upon the Property, (B) the status of special litigation counsel's attempts to challenge the validity of Creditors' security interest, and (C) whether there are compelling reasons for this case to remain in chapter 11.

(2) Dates/procedures. This case was filed on 1/13/25.

- (a) Bar date: 4/10/25 (Bar Date Order (dkt. 22) timely served, dkt. 24)
- (b) Procedures Order: dkt. 4 (timely served, dkt. 7)
- (c) Plan/Disclosure Statement: file by 7/11/25 (DO NOT SERVE - except on the U.S. Trustee). See Procedures Order.
- (d) Continued status conference: 7/8/25 at 1:00 p.m. *Brief* written status report due by 6/24/25.

Tentative Ruling for 4/8/25:

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) R/S Motion (dkt. 47), Debtor's Opposition (dkt. 54), Reply (dkt. 57)
Grant as set forth in the tentative ruling for Cal. No. 15 (4/8/25 at 1:00 p.m.).

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KB3 2275 Century LLC

Chapter 11

(b) Amended Cash Collateral Motion (dkt. 27), Notice of continued hearing (dkt. 32), Interim Cash Collateral Order (dkt. 39), Opposition (dkt. 48), No reply on file

Grant in part and deny in part as set forth in the tentative ruling for Cal. No. 17 (4/8/25 at 1:00 p.m.).

(c) Budget Motion (dkt. 25), Notice (dkt. 44), No opposition on file
Grant.

Proposed order(s): Unless otherwise ordered, and except as to the R/S Motion, 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)).

(d) Future of this case

Provided this Court maintains its tentative ruling to grant relief from the automatic stay with respect to Debtor's primary real property asset, Debtor is directed to address the future of this case. Are there compelling reasons for this case to remain in chapter 11 if the property is lost to foreclosure?

(2) Dates/procedures. This case was filed on 1/13/25.

(a) Bar date: 4/10/25 (dkt. 22) (timely served, dkt. 24)

(b) Procedures Order: dkt. 4 (timely served, dkt. 7)

(c) Plan/Disclosure Statement: file by 7/11/25 (DO NOT SERVE - except on the U.S. Trustee). See Procedures Order.

(d) Continued status conference: If this case is not dismissed, the tentative ruling is to continue this status conference to 5/20/25 at 1:00 p.m. No written status report required.

[PRIOR TENTATIVE RULING(S) OMITTED]

Party Information

Debtor(s):

KB3 2275 Century LLC

Represented By
Onyinye N Anyama
Sedoo Manu

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2:25-10593 Eugenio Alfredo Gonzalez

Chapter 11

#21.00 Cont'd Status Conference re: Chapter 11 Case
fr. 2/25/25, 3/4/25, 3/18/25, 5/6/25, 6/3/25

Docket 1

Tentative Ruling:

Tentative Ruling for 7/8/25:

Continue the status conference as set forth below. Appearances are not required on 7/8/25. (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 documents and records on file in Debtor's bankruptcy case-in-chief and has no issues to raise *sua sponte*.

(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: file by 11/25/25 (DO NOT SERVE - except on the U.S. Trustee). See Procedures Order.
- (d) Continued status conference: 7/15/25 at 2:00 p.m., concurrent with other matters. No written status report required.

[PRIOR TENTATIVE RULING(S) OMITTED]

Party Information

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CONT... Eugenio Alfredo Gonzalez

Chapter 11

Debtor(s):

Eugenio Alfredo Gonzalez

Represented By
Leslie A Cohen

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2:25-14827 Dog Robber Inc.

Chapter 11

#22.00 Cont'd hrg re: Motion in Individual Ch 11 Case for Order
Authorizing Debtor to Provide Adequate Assurance
of Payment to Utility Service Providers (11 U.S.C. Sec. 366)
fr. 6/12/25, 6/17/25

Docket 7

Tentative Ruling:

Please see the tentative ruling for the status conference (Calendar No. 24,
7/8/25 at 1:00 p.m.).

Party Information

Debtor(s):

Dog Robber Inc.

Represented By
Richard L. Sturdevant
Andy C Warshaw

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
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Andy C Warshaw
Andy C Warshaw

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CONT...

Dog Robber Inc.

Andy C Warshaw

Chapter 11

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2:25-14827 Dog Robber Inc.

Chapter 11

#23.00 Cont'd hrg re: Debtor in Possession's Motion for Authority to
Use Cash Collateral
fr. 6/12/25, 6/17/25

Docket 9

Tentative Ruling:

Please see the tentative ruling for the status conference (Calendar No. 24,
7/8/25 at 1:00 p.m.).

Party Information

Debtor(s):

Dog Robber Inc.

Represented By

Richard L. Sturdevant

Andy C Warshaw

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

Andy C Warshaw

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CONT... Dog Robber Inc.

Chapter 11

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2:25-14827 Dog Robber Inc.

Chapter 11

#24.00 Cont'd Status Conference re: Chapter 11 Case
fr. 6/12/25, 6/17/25

Docket 1

Tentative Ruling:

Tentative Ruling for 7/8/25:

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) Cash Collateral Motion (dkt. 9); First and Second Interim Cash Collateral Orders (dkt. 24 & 37); Notice of continued hearing (dkt. 33); Second Supplemental Reinhardt Decl. (dkt. 34); No opposition on file

The proof of service attached to the Second Supplemental Reinhardt Decl. (dkt. 34) filed in support of the Cash Collateral Motion (dkt. 9) omits the list of creditors and parties in interest who received service of that declaration via U.S. mail. Subject to (A) confirmation at the hearing that the Second Supplemental Reinhardt Decl. was in fact served upon the appropriate creditors and parties in interest (presumably, at a minimum, creditors with a potential interest in cash collateral) and (B) the filing of an amended proof of service, the tentative ruling is to grant the Cash Collateral Motion (dkt. 9) on a final basis, on the same terms and conditions as set forth in the Second Interim Cash Collateral Order (dkt. 37).

(b) Utility motion (dkt. 7); Order Shortening Time (dkt. 12, "OST"); First and Second Interim Utility Orders (dkt. 22 & 39); Second Supplemental Reinhardt Decl. (dkt. 24), Notice of continued hearing (dkt. 33)

As described in part "(1)(a)" of this tentative ruling, above, the proof of service attached to the Second Supplemental Reinhardt Decl. (dkt. 34) is

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CONT...

Dog Robber Inc.

Chapter 11

incomplete. Subject to confirmation that the declaration was properly served on appropriate persons (presumably, at a minimum, the utility providers) and the filing of an amended proof of service (see part "(1)(a)," above), the tentative ruling is to grant the Utility Motion (dkt. 7) on a final basis, on the same terms and conditions as set forth in the Second Interim Utility Order (dkt. 39).

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

(c) Missing budget motion

Debtor has not filed a budget motion, which is required by the "Procedures of Judge Bason," available at www.cacb.uscourts.gov. Subject to Debtor confirming at the hearing that the budget attached to the Cash Collateral Motion (dkt. 9, Ex. 1) covers **all** of Debtor's cash flow, the tentative ruling is to excuse the requirement to file a budget motion. If the cash collateral budget does not cover all of Debtor's cash flow, the tentative ruling is to **set a deadline of 7/15/25** for Debtor to file and serve via U.S. mail a budget motion, with notice of an opposition deadline of 8/5/25, a reply deadline of 8/12/25, and a hearing at the same date and time as the continued status conference (see part "(2)(d)" of this tentative ruling, below).

(d) Joint administration with other related cases, and Plan/Disclosure Statement issues

The tentative ruling is to *sua sponte* issue an order providing for the joint administration of this case, Benny and Marys, and Mimosas, on the terms set forth in part "(1)(e)" of the tentative ruling for the status conference in Benny and Marys (Cal. No. 16, 7/8/25 at 1:00 p.m.).

The tentative ruling is to authorize Dog Robber (whose case is not a Subchapter V case) to file a combined Plan and Disclosure Statement, pursuant to this Court's discretion under the Bankruptcy Code and Rules as noted in the "Procedures of Judge Bason" (available at www.cacb.uscourts.gov), and not to require a separate Disclosure Statement for the remaining (Subchapter V) Debtors.

Proposed order(s): Unless otherwise ordered, Debtors in all three

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CONT...

Dog Robber Inc.

Chapter 11

cases 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 6/6/25.

(a) Bar date: 9/15/25 (DO NOT SERVE notice yet - court will prepare an order after the status conference).

(b) Procedures Order: dkt. 4 (timely served, dkt. 6).

(c) Plan/Disclosure Statement: 12/15/25 (DO NOT SERVE - except on the U.S. Trustee). See Procedures Order.

(d) Continued status conference: 8/19/25 at 1:00 p.m. *Brief* status report due 8/5/25.

[PRIOR TENTATIVE RULING(S) OMITTED]

Party Information

Debtor(s):

Dog Robber Inc.

Represented By

Richard L. Sturdevant

Andy C Warshaw

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2:25-14956 Mimosas A CALI LIFE LLC

Chapter 11

#25.00 Cont'd hrg re: Emergency motion Debtor's Emergency Motion for Order
Authorizing Interim Use of Cash Collateral Pursuant to 11 U.S.C. §§ 363(c)
and 1205(a)
fr. 6/20/25

Docket 10

Tentative Ruling:

Tentative Ruling for 7/8/25:

Please see the tentative ruling for the status conference (Calendar No. 28,
7/8/25 at 1:00 p.m.).

[PRIOR TENTATIVE RULING(S) OMITTED]

Party Information

Debtor(s):

MIMOSAS A CALI LIFE LLC

Represented By
David M Goodrich

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

Tuesday, July 8, 2025

Hearing Room 1545

1:00 PM

2:25-14956 Mimosas A CALI LIFE LLC

Chapter 11

#26.00 Cont'd hrg re: Debtor's Emergency Motion for Order Pursuant to 11 U.S.C. § 366: (A) Prohibiting Utility Providers from Altering, Refusing, or Discontinuing Service; (b) Deeming Utilities Adequately Assured of Future Performance; and (C) Establishing Procedures for Resolving Requests for Additional Adequate Assurance of Payment
fr. 6/20/25

Docket 12

Tentative Ruling:

Please see the tentative ruling for the status conference (Calendar No. 28, 7/8/25 at 1:00 p.m.).

[PRIOR TENTATIVE RULING(S) OMITTED]

Party Information

Debtor(s):

MIMOSAS A CALI LIFE LLC

Represented By
David M Goodrich

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

Tuesday, July 8, 2025

Hearing Room 1545

1:00 PM

2:25-14956 Mimosas A CALI LIFE LLC

Chapter 11

#27.00 Cont'd hrg re: Debtor's Emergency Motion for Order Authorizing Continued Use of Pre-Existing Cash Management Systems Pursuant to 11 U.S.C. §§ 105, 345, and 363
fr. 6/20/25

Docket 13

Tentative Ruling:

Please see the tentative ruling for the status conference (Calendar No. 28, 7/8/25 at 1:00 p.m.).

[PRIOR TENTATIVE RULING(S) OMITTED]

Party Information

Debtor(s):

MIMOSAS A CALI LIFE LLC

Represented By
David M Goodrich

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

Tuesday, July 8, 2025

Hearing Room 1545

1:00 PM

2:25-14956 Mimosas A CALI LIFE LLC

Chapter 11

#28.00 Cont'd status conference re: Chapter 11 case
fr. 6/20/25

Docket 1

Tentative Ruling:

Tentative Ruling for 7/8/25:

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) Cash Collateral Motion (dkt. 10); Interim Cash Collateral Order (dkt. 29); Notice of continued hearings (dkt. 32); No opposition on file

Grant the Cash Collateral Motion (dkt. 10) on a final basis, on the same terms and conditions as set forth in the Interim Cash Collateral Order (dkt. 29), provided that the budget will need to be amended slightly to account for the "retainer" payments that are to be made to the Subchapter V Trustee (see part "(1)(e)" of this Tentative Ruling, below). The tentative ruling is to direct Debtor to file and serve a declaration with that amended budget prior to lodging a proposed order granting the Cash Collateral Motion.

(b) Cash Management Motion (dkt. 13); Interim Cash Management Order (dkt. 31); Notice of continued hearings (dkt. 32); No opposition on file

Grant the Cash Management Motion (dkt. 13) on a final basis, on the same terms and conditions as set forth in the Interim Cash Management Order (dkt. 32).

(c) Utility Motion (dkt. 12); Interim Utility Order (dkt. 30) and Proof of Service (dkt. 33); Notice of continued hearings (dkt. 32); No opposition on file

Grant the Utility Motion (dkt. 12) on a final basis, on the same terms

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and conditions as set forth in the Interim Utility Order (dkt. 30).

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

(d) Joint administration with other related cases; and Plan/Disclosure Statement issues

The tentative ruling is to *sua sponte* issue an order providing for the joint administration of this case, Benny and Marys, and Dog Robber, on the terms set forth in part "(1)(e)" of the tentative ruling for the status conference in Benny and Marys (Cal. No. 16, 7/8/25 at 1:00 p.m.).

The tentative ruling is to authorize Dog Robber (whose case is not a Subchapter V case) to file a combined Plan and Disclosure Statement, pursuant to this Court's discretion under the Bankruptcy Code and Rules as noted in the "Procedures of Judge Bason" (available at www.cacb.uscourts.gov), and not to require a separate Disclosure Statement for the remaining (Subchapter V) Debtors.

Proposed order(s): Unless otherwise ordered, Debtors in all three cases 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)).

(e) Subchapter V Trustee's Request for Retainer (dkt. 45)

The tentative ruling is to grant Subchapter V Trustee's request for a retainer, and to direct Debtor to pay Subchapter V Trustee \$2,000.00 for the first month and \$750.00 for each subsequent month that this case remains pending, with payment to be made on the first day of each month (except for the first payment of \$2,000.00, which should be made no later than **7/10/25**), and with such funds to be held by Subchapter V Trustee in a segregated account, to be paid only upon entry of a further order allowing such fees. The tentative ruling is that such payments are appropriate under 11 U.S.C. 105(a), 327, 328, 363(e), 506(c), and 552(b) for several reasons: (i) to assure equality of treatment as between Debtor's professionals who were retained prepetition and Subchapter V Trustee, (ii) as a form of adequate protection of Subchapter V Trustee's interest, as an administrative claimant, in the assets

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of the estate, (iii) to assure that secured creditors, who like Debtor and all other creditors, are receiving the benefit of Subchapter V Trustee's services, do not receive all of that benefit with none of the risks, and (iv) based on the equities of the case.

Proposed order(s): Unless otherwise ordered, SubChapter V 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)).

(f) Non-appointment of committee of creditors

The tentative ruling is that there is no "cause" at this time for this Court to order the appointment of a committee of creditors under 11 U.S.C. 1181(b), and that appointing a creditors' committee would likely prove detrimental to the estate, creditors, and parties in interest by unnecessarily increasing administrative expenses.

(g) Missing budget motion

Debtor has not filed a budget motion, which is required by the "Procedures of Judge Bason," available at www.cacb.uscourts.gov. Subject to Debtor confirming at the hearing that the budget attached to the Cash Collateral Motion (dkt. 10, Ex. 1) covers **all** of Debtor's cash flow, the tentative ruling is to excuse the requirement to file a budget motion. If the cash collateral budget does not cover all of Debtor's cash flow, the tentative ruling is to **set a deadline of 7/15/25** for Debtor to file and serve via U.S. mail a budget motion, with notice of an opposition deadline of 8/5/25, a reply deadline of 8/12/25, and a hearing at the same date and time as the continued status conference (see part "(2)(d)" of this tentative ruling, below).

(2) Dates/procedures. This case was filed on 6/12/25.

(a) Bar date: 8/21/25 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. 48).

(b) Procedures Order: dkt. 6 (timely served, dkt. 8).

(c) Plan/Disclosure Statement: file by 9/10/25 (90 days after the petition date pursuant to 11 U.S.C. 1189(b)) (DO NOT SERVE - except on the U.S. Trustee). See Procedures Order. Necessary disclosures may be contained within the Plan; a

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separate Disclosure Statement is not required.

(d) Continued status conference: 8/19/25 at 1:00 p.m. *Brief* status
report due 8/5/25.

[PRIOR TENTATIVE RULING(S) OMITTED]

Party Information

Debtor(s):

MIMOSAS A CALI LIFE LLC

Represented By
David M Goodrich

**United States Bankruptcy Court
Central District of California
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Courtroom 1545 Calendar**

Tuesday, July 8, 2025

Hearing Room 1545

2:00 PM

2:23-11397 Michael R Totaro

Chapter 11

#1.00 Cont'd hrg re: Motion to (1) Determine the Value of Collateral and the Extent of the Allowed Secured Claim as to the First Note and Deed of Trust on Real Property Located at 17175 Avenida De Santa Ynez, Pacific Palisades, CA 90272; and (2) to Avoid the Junior Liens on the Real Property fr. 04/22/25, 6/3/25

Docket 275

Tentative Ruling:

Please see the tentative ruling for the Status Conference (calendar no. 2 on 7/8/25 at 2:00 p.m.).

Party Information

Debtor(s):

Michael R Totaro

Pro Se

Movant(s):

Michael R Totaro

Pro Se

**United States Bankruptcy Court
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Tuesday, July 8, 2025

Hearing Room 1545

2:00 PM

2:23-11397 Michael R Totaro

Chapter 11

#2.00 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

Docket 1

Tentative Ruling:

Tentative Ruling for 7/8/25:

Deny the valuation motion and continue the status conference as set forth below. Appearances are not required on 7/8/25. (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) Valuation motion (dkt. 310); Opposition of Valley Strong Credit Union ("Valley Strong") (dkt. 310); Opposition of LNL Investments, LLC ("LNL") (dkt. 311-15); Debtor's belated reply/request for evidentiary hearing (dkt. 320)

The tentative ruling is to disregard Debtor's reply/request for evidentiary hearing (dkt. 320) because it is untimely. Alternatively, the tentative ruling is that it does not change this Court's analysis.

The tentative ruling is to sustain LNL's evidentiary objection and deny the valuation motion, without prejudice, as to the two respondents who have

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CONT...

Michael R Totaro

Chapter 11

filed opposition papers, for the reasons stated in those opposition papers. As to the third (most junior) respondent, who has not filed any opposition, the tentative ruling is to deny the motion pursuant to this Court's discretion because (i) there is insufficient economic incentive to warrant a fourth lienholder's expenditure of attorney fees to file an independent opposition and appear on this matter and (ii) the same objections made by the other respondents apply with equal force to the most junior lienholder.

Proposed order(s): Unless otherwise ordered, respondent LNL 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) Continued Hearing on Orders to Show Cause issued in Mr. Maghloubi's Chapter 11 Case (dkt. 60, 78–79, 81–83, 89, 97–98, 101, 120, 141, 144, 150–51, 154, 156, 176, 178–83, 186–87, 207–08, 217–18, 224, 227, & 233)

[N/A: not on for hearing today]

(c) Removed state court action (Adv. No. 2:24-ap-01271-NB)

This proceeding has been stayed pending further order of this Court. See Stay Order (adv. dkt. 5). A continued status conference will take on 10/7/25 at 2:00 p.m. as set forth in the Stay Order (adv. dkt. 5).

(2) Dates/procedures. This case was filed on 3/8/23.

(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: TBD

(d) Continued status conference: 8/5/25 at 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

**United States Bankruptcy Court
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2:00 PM

2:25-12672 National Development Fund, LLC

Chapter 11

#3.00 Cont'd hrg re: Debtors Application to Employ Margulies Faith, LLP as General Bankruptcy Counsel Effective as of March 31, 2025, Pursuant To 11 U.S.C. §§ 327(a) and 330 fr. 6/24/25

Docket 20

Tentative Ruling:

Please see the tentative ruling for the status conference (Calendar No. 4, 7/8/25 at 2:00 p.m.).

Party Information

Debtor(s):

National Development Fund, LLC

Represented By
Jeremy Faith
Jonathan Serrano

Movant(s):

National Development Fund, LLC

Represented By
Jeremy Faith
Jonathan Serrano

**United States Bankruptcy Court
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2:25-12672 National Development Fund, LLC

Chapter 11

#4.00 Cont'd Status conference re: Chapter 11 case
fr. 5/6/25, 5/20/25, 6/24/25

Docket 1

Tentative Ruling:

Tentative Ruling for 7/8/25:

Grant the employment application and conclude this status conference, as set forth below. Appearances are not required on 7/8/25. (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) Application to employ Margulies Faith LLP as bankruptcy counsel (dkt. 20-22 & 29, "Employment Application"), Order setting application for hearing (dkt. 38), Supplemental declarations (dkt. 44-46)

Grant the Employment Application based on this Court's review of the supplemental declarations, subject to Applicant refiling the Statement of Disinterestedness filed as dkt. 44 to correct the hourly rate to be charged by Mr. Serano from \$4,600/hr to \$460/hr (assuming that is a typo) prior to lodging a proposed order.

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) Status of this case

The tentative ruling is to dismiss this case and conclude this status conference (*i.e.*, no continuance), in view of this Court's order (dkt. 37)

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CONT... National Development Fund, LLC

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granting relief from the automatic stay with respect to the real property and improvements that appear to be Debtor's sole substantial asset, and the lack of anything on the docket since the last status conference that would indicate any purpose in continuing this status conference. This Court will prepare the dismissal order.

(2) Dates/procedures. This case was filed on 3/31/25.

- (a) Bar date: none
- (b) Procedures Order: dkt. 5 (timely served, dkt. 9)
- (c) Plan/Disclosure Statement: N/A
- (d) Continued status conference: N/A

[PRIOR TENTATIVE RULING(S) OMITTED]

Party Information

Debtor(s):

National Development Fund, LLC

Represented By
Jeremy Faith
Jonathan Serrano