

**United States Bankruptcy Court  
Central District of California  
Northern Division  
Ronald A Clifford III, Presiding  
Courtroom 201 Calendar**

**Wednesday, April 23, 2025**

**Hearing Room 201**

9:00 AM

**9:22-10735 GCLI, LLC**

**Chapter 7**

Adv#: 9:23-01065 Gemelli Group, LLC v. Namba et al

**#1.00** CONT'D Status Hearing  
RE: [1] Adversary case 9:23-ap-01065. Complaint by Gemelli Group, LLC  
against Jerry Namba, Dentons US LLP.

FR. 2-7-24, 4-10-24, 5-22-24, 7-10-24, 11-5-24, 12-11-24

Docket 1

**\*\*\* VACATED \*\*\* REASON: Continued to 6/18/25 at 9:00 a.m. per order  
entered 4/7/25**

**Tentative Ruling:**

**December 11, 2024**

**Appearances required.**

**November 5, 2024**

**Appearances required.**

The Court has reviewed that *Joint Status Report*. See Docket No. 30. The report noted that the parties may be seeking an extension of the discovery cutoff date, but that date will have passed by the time of the status conference. It also appears that the parties are uninterested in this matter being formally mediated. The Court is inclined to continue the status conference to December 11, 2024, at 9:00 a.m., the time of the pre-trial conference.

**July 10, 2024**

**Appearances required.**

The Court has reviewed that *Joint Status Report*. See Docket No. 27. The Court is inclined to set the following litigation dates:

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**CONT... GCLI, LLC**

**Chapter 7**

July 26, 2024 - Last day to join other parties and to amend pleadings

October 31, 2024 - Last day to complete discovery, including receipt of responses

November 20, 2024, at 9:00 a.m. - Deadline for dispositive motions to be heard

November 27, 2024 - Deadline to submit pre-trial stipulation and proposed order

December 11, 2024, at 9:00 a.m. - Pre-trial conference (In-person)

March 20, 2025, at 1:00 p.m. (if trial is to be in Santa Barbara) - Trial (In-person)

Plaintiff is to lodge a scheduling order with the above dates within 7 days.

**May 22, 2024**

**Appearances required.**

On December 8, 2023, Gemelli Group, LLC ("Plaintiff") filed against Jerry Namba, Chapter 7 trustee (the "Trustee"), and Dentons US LLP that *Complaint for Declaratory Relief* (the "Complaint"). See Case No. 9:23-ap-01065-RC, Docket No. 1. Through the Complaint, Plaintiff, as purchaser of certain assets from MidCap Funding XVII Trust and MidCap Funding XVIII Trust after foreclosure, seeks declaratory relief that Plaintiff is the owner of certain of those assets purchased.

Metropolitan Partners Group and its related affiliates have filed a complaint in New York against certain entities related to the principals of GCLI, LLC (the "Debtor"), as well as the Debtor, asserting numerous fraud-based causes of action, including the purchase of the assets at issue in the Complaint by Plaintiff. See Case No. 9:22-bk-10735-RC, Docket No. 46, *Exhibit 4*.

The Court has approved a settlement that allows the New York action to continue to conclusion. See *id.* at Docket No. 123, *Order Granting Trustee's Motion to Approve Settlement Agreement with Metropolitan Parties*.

If the New York action, at least in part, is "premised upon the contention that the Strict Foreclosure and then the subsequent transfer of the Select Assets were not valid

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**Chapter 7**

transfers, but instead comprise a scheme in which MidCap participated with GemCap Parties to defraud creditors," as stated by Gemelli Equities, LLC in its *Opposition to Trustee's Motion to Compromise with Metropolitan Parties* (Docket No. 112, p. 10, lines 21-23), is the Complaint not effectively, if not directly resolved through the New York action? The Trustee's *Answer of Defendant Jerry Namba to Complaint for Declaratory Relief* appears to plead affirmative defenses that principally parrot some of the allegations in the New York action complaint. *See* Case No. 9:23-ap-01065-RC, Docket No. 9. In the interest of comity and judicial and party resources, it seems to make the most sense to allow the New York action to commence, and complete prior to the parties and this Court litigating similar or the same factual and legal issues.

**February 7, 2024**

**Appearances required.**

The Court has reviewed the *Joint Status Report* of Gemelli Group, LLC and Jerry Namba. *See* Docket No. 10. Namba asserts that an "amended answer will be filed on or before 1/31/2024." *See id.* at p. 2. The Court finds no such amended answer. It is also not clear what Gemelli Group, LLC's intends to do with Dentons US LLP, as no request for default has been filed.

<b>Party Information</b>
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**Debtor(s):**

GCLI, LLC

Represented By  
William S Brody

**Defendant(s):**

Jerry Namba

Represented By  
D Edward Hays  
Bradford Barnhardt

Dentons US LLP

Represented By  
Tania M Moyron

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**CONT... GCLI, LLC**

**Chapter 7**

DOES 1-100

Pro Se

**Plaintiff(s):**

Gemelli Group, LLC

Represented By  
Nicholas S Couchot  
William S Brody  
Paul S Arrow  
Pooya E Sohi

**Trustee(s):**

Jerry Namba (TR)

Represented By  
D Edward Hays  
Laila Masud  
Bradford Barnhardt

**United States Bankruptcy Court  
Central District of California  
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9:00 AM

**9:22-10735 GCLI, LLC**

**Chapter 7**

Adv#: 9:24-01037 Namba v. Ellis et al

**#2.00** CONT'D Status Hearing  
RE: [1] Adversary case 9:24-ap-01037. Complaint by Jerry Namba against Richard Ellis, David Ellis, GemCap Solutions, LLC, Gemelli Group, LLC, Gemelli Equities, LLC. (\$350.00 Fee Charge To Estate). Complaint for: (1) Breach of Fiduciary Duty; (2) Avoidance and Recovery of Actual Fraudulent Transfers; (3) Disallowance of Claim; and (4) Subordination of Claim (Attachments: # 1 Adversary Proceeding Cover Sheet) Nature of Suit: (02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy))), (14 (Recovery of money/property - other)), (14 (Recovery of money/property - other)), (81 (Subordination of claim or interest)) (Hays, D)

FR. 11-20-24, 12-4-24, 12-11-24

Docket 1

**\*\*\* VACATED \*\*\* REASON: Continued to 6/18/25 at 9:00 a.m. per order entered 4/7/25**

**Tentative Ruling:**

**December 11, 2024**

**Appearances required.**

**December 4, 2024**

**Appearances waived.**

The Court has reviewed that *Joint Status Report* (the "Report"). See Docket No. 11. Since the Report was filed, a motion under Fed. R. Civ. P. 12(b)(6) has been filed. The Court will continue the status conference to December 11, 2024, at 9:00 a.m.

**November 20, 2024**

**Appearances waived.**

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**CONT... GCLI, LLC**

**Chapter 7**

The Court has reviewed that *Joint Status Report*. See Docket No. 11. It appears that this matter is not yet at issue. The Court will continue the status conference to December 4, 2024, at 9:00 a.m., in Courtroom 5D, 411 W. Fourth Street, Santa Ana, California.

<b>Party Information</b>
--------------------------

**Debtor(s):**

GCLI, LLC

Represented By  
William S Brody

**Defendant(s):**

Richard Ellis

Represented By  
Pooya E Sohi

David Ellis

Represented By  
Pooya E Sohi

GemCap Solutions, LLC

Represented By  
Pooya E Sohi

Gemelli Group, LLC

Represented By  
Pooya E Sohi

Gemelli Equities, LLC

Represented By  
Pooya E Sohi

**Plaintiff(s):**

Jerry Namba

Represented By  
Bradford Barnhardt  
D Edward Hays  
Laila Masud

**Trustee(s):**

Jerry Namba (TR)

Represented By  
D Edward Hays  
Laila Masud  
Bradford Barnhardt

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**Hearing Room      201**

9:00 AM

**9:23-10302    Matthew Joseph Pavin**

**Chapter 7**

Adv#: 9:25-01004      Pavin v. Faith, Chapter 7 Trustee

**#3.00**    Status HearingRE: [1] Adversary case 9:25-ap-01004. Complaint by Matthew Joseph Pavin against Jeremy W. Faith, Chapter 7 Trustee. (\$350.00 Fee Not Required). Complaint for Declaratory Relief Nature of Suit: (91 (Declaratory judgment)) (Winfield, William)

Docket      1

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Matthew Joseph Pavin

Represented By  
William E. Winfield

**Defendant(s):**

Jeremy W. Faith, Chapter 7 Trustee

Pro Se

**Plaintiff(s):**

Matthew Joseph Pavin

Represented By  
William E. Winfield

**Trustee(s):**

Jeremy W. Faith (TR)

Represented By  
Todd A. Frealy  
Carmela Pagay

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**9:24-11399 Charles Wayne Bowman**

**Chapter 7**

Adv#: 9:25-01005 Bowman v. Bowman

**#4.00** Status HearingRE: [1] Adversary case 9:25-ap-01005. Complaint by Julie Bowman against Charles Wayne Bowman. divorce/sep property settlement/decreee)) (Gautschi, Chris)

Docket 1

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Charles Wayne Bowman

Represented By  
Leslie A Tos

**Defendant(s):**

Charles Wayne Bowman

Pro Se

**Plaintiff(s):**

Julie Bowman

Represented By  
Chris Gautschi  
Richard E Rossi

**Trustee(s):**

Jeremy W. Faith (TR)

Pro Se



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**Hearing Room 201**

9:00 AM

**9:24-10174 Christopher Mauro**

**Chapter 7**

Adv#: 9:25-01003      McBeth v. Mauro

**#5.00**      Hearing re: [18] Motion to vacate default

Docket      18

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Christopher Mauro

Represented By  
Kenneth H J Henjum

**Defendant(s):**

Renee Mauro

Represented By  
Douglas A Crowder

**Movant(s):**

Renee Mauro

Represented By  
Douglas A Crowder

**Plaintiff(s):**

Sandra McBeth

Represented By  
Carissa N Horowitz  
William C Beall

**Trustee(s):**

Sandra McBeth (TR)

Represented By  
Carissa N Horowitz  
William C Beall

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**Wednesday, April 23, 2025**

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9:00 AM

**9:23-10157 Baron Brothers Nursery, Inc.**

**Chapter 7**

Adv#: 9:25-01006 Sandra K. McBeth, Chapter 7 Trustee v. Klass, Helman & Ross

**#6.00 Status Hearing**

RE: [1] Adversary case 9:25-ap-01006. Complaint by Sandra K. McBeth, Chapter 7 Trustee against Klass, Helman & Ross. (\$350.00 Fee Charge To Estate). Complaint for: (1) Avoidance, Recovery and Preservation of Actual Fraudulent Transfers [11 U.S.C. §§ 544(b), 550, and 551, Cal. Civ. Code §§ 3439.04(a)(1), 3439.07 and 3439.09]; and (2) Avoidance, Recovery and Preservation of Constructive Fraudulent Transfers [11 U.S.C. §§ 544(b), 550, and 551, Cal. Civ. Code §§ 3439.04(a)(2) or 3439.05 and 3439.07] (Attachments: # 1 Adversary Proceeding Cover Sheet) Nature of Suit: (14 (Recovery of money/property - other)) (Boyamian, Samuel)

Docket 1

**\*\*\* VACATED \*\*\* REASON: Case voluntarily dismissed by plaintiff  
3/19/25.**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
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**Debtor(s):**

Baron Brothers Nursery, Inc.

Represented By  
William E. Winfield

**Defendant(s):**

Klass, Helman & Ross

Pro Se

**Plaintiff(s):**

Sandra K. McBeth, Chapter 7

Represented By  
Samuel Mushegh Boyamian

**Trustee(s):**

Sandra McBeth (TR)

Represented By  
Samuel Mushegh Boyamian  
Jeremy Faith

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**Wednesday, April 23, 2025**

**Hearing Room      201**

9:00 AM

**9:23-10157    Baron Brothers Nursery, Inc.**

**Chapter 7**

Adv#: 9:25-01007      Sandra K. McBeth, Chapter 7 Trustee v. Bamieh De Smeth, a Professional

**#7.00**    Status HearingRE: [1] Adversary case 9:25-ap-01007. Complaint by Sandra K. McBeth, Chapter 7 Trustee against Bamieh De Smeth, a Professional Law Corporation, a California corporation. (\$350.00 Fee Charge To Estate). Complaint for: (1) Avoidance, Recovery and Preservation of Fraudulent Transfers [11 U.S.C. §§ 548(a)(1)(A), 550, and 551]; and (2) Avoidance, Recovery and Preservation of Fraudulent Transfers [11 U.S.C. §§ 548(a)(1)(B), 550, and 551] (Attachments: # 1 Adversary Proceeding Cover Sheet) Nature of Suit: (13 (Recovery of money/property - 548 fraudulent transfer)),(14 (Recovery of money/property - other)) (Boyamian, Samuel)

Docket      1

**\*\*\* VACATED \*\*\*    REASON: Another Summons issued on April 7, 2025.  
Status Conference set for June 4, 2025 at 9:00am.**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Baron Brothers Nursery, Inc.

Represented By  
William E. Winfield

**Defendant(s):**

Bamieh De Smeth, a Professional

Pro Se

**Plaintiff(s):**

Sandra K. McBeth, Chapter 7

Represented By  
Samuel Mushegh Boyamian

**Trustee(s):**

Sandra McBeth (TR)

Represented By  
Samuel Mushegh Boyamian  
Jeremy Faith

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**9:23-10157 Baron Brothers Nursery, Inc.**

**Chapter 7**

Adv#: 9:25-01008 Sandra K. McBeth, Chapter 7 Trustee v. Fauver, Large, Archbald, & Spray,

**#8.00 Status Hearing**

RE: [1] Adversary case 9:25-ap-01008. Complaint by Sandra K. McBeth, Chapter 7 Trustee against Fauver, Large, Archbald, & Spray, LLP, f/k/a Buynak, Fauver, Archbald, & Spray, LLP, a California limited liability partnership. (\$350.00 Fee Charge To Estate). Complaint For: (1) Avoidance, Recovery and Preservation of Actual Fraudulent Transfers [11 U.S.C. §§ 544(b), 550, and 551, Cal. Civ. Code §§ 3439.04(a)(1), 3439.07 and 3439.09]; (2) Avoidance, Recovery and Preservation of Constructive Fraudulent Transfers [11 U.S.C. §§ 544(b), 550, and 551, Cal. Civ. Code §§ 3439.04(a)(2) or 3439.05 and 3439.07] (Attachments: # 1 Adversary Proceeding Cover Sheet) Nature of Suit: (14 (Recovery of money/property - other)) (Boyamian, Samuel)

Docket 1

**\*\*\* VACATED \*\*\* REASON: Case voluntarily dismissed by plaintiff  
3/19/25.**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
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**Debtor(s):**

Baron Brothers Nursery, Inc.

Represented By  
William E. Winfield

**Defendant(s):**

Fauver, Large, Archbald, & Spray,

Pro Se

**Plaintiff(s):**

Sandra K. McBeth, Chapter 7

Represented By  
Samuel Mushegh Boyamian

**Trustee(s):**

Sandra McBeth (TR)

Represented By  
Samuel Mushegh Boyamian

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**CONT...**

**Baron Brothers Nursery, Inc.**

Jeremy Faith

**Chapter 7**

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9:00 AM

**9:23-10157    Baron Brothers Nursery, Inc.**

**Chapter 7**

Adv#: 9:25-01009      Sandra K. McBeth, Chapter 7 Trustee v. JPMorgan Chase Bank, National

**#9.00      Status Hearing**

RE: [1] Adversary case 9:25-ap-01009. Complaint by Sandra K. McBeth, Chapter 7 Trustee against JPMorgan Chase Bank, National Association. (\$350.00 Fee Charge To Estate). Complaint for: (1) Avoidance, Recovery and Preservation of Actual Fraudulent Transfers [11 U.S.C. §§ 544(b), 550, and 551, Cal. Civ. Code §§ 3439.04(a)(1), 3439.07 and 3439.09]; (2) Avoidance, Recovery and Preservation of Constructive Fraudulent Transfers [11 U.S.C. §§ 544(b), 550, and 551, Cal. Civ. Code §§ 3439.04(a)(2) or 3439.05 and 3439.07]; (3) Avoidance, Recovery and Preservation of Fraudulent Transfers [11 U.S.C. §§ 548(a)(1)(A), 550, and 551]; and (4) Avoidance, Recovery and Preservation of Fraudulent Transfers [11 U.S.C. §§ 548(a)(1)(B), 550, and 551] (Attachments: # 1 Adversary Proceeding Cover Sheet) Nature of Suit: (13 (Recovery of money/property - 548 fraudulent transfer)), (14 (Recovery of money/property - other)) (Boyamian, Samuel)

Docket      1

**\*\*\* VACATED \*\*\*      REASON: Continued by Order on Stipulation to  
6/18/25 at 9:00am.**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
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**Debtor(s):**

Baron Brothers Nursery, Inc.

Represented By  
William E. Winfield

**Defendant(s):**

JPMorgan Chase Bank, National

Pro Se

**Plaintiff(s):**

Sandra K. McBeth, Chapter 7

Represented By  
Samuel Mushegh Boyamian

**United States Bankruptcy Court  
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**CONT... Baron Brothers Nursery, Inc.**

**Chapter 7**

**Trustee(s):**

Sandra McBeth (TR)

Represented By  
Samuel Mushegh Boyamian  
Jeremy Faith

**United States Bankruptcy Court  
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9:00 AM

**9:23-10157 Baron Brothers Nursery, Inc.**

**Chapter 7**

Adv#: 9:25-01010 Sandra K. McBeth, Chapter 7 Trustee v. Law Offices of Gregory Larson

**#10.00 Status Hearing**

RE: [1] Adversary case 9:25-ap-01010. Complaint by Sandra K. McBeth, Chapter 7 Trustee against Law Offices of Gregory Larson a/k/a Gregory L. Larson, a Professional Corporation, a California corporation. (\$350.00 Fee Charge To Estate). Complaint For: (1) Avoidance, Recovery and Preservation of Actual Fraudulent Transfers [11 U.S.C. §§ 544(b), 550, and 551, Cal. Civ. Code §§ 3439.04(a)(1), 3439.07 and 3439.09]; (2) Avoidance, Recovery and Preservation of Constructive Fraudulent Transfers [11 U.S.C. §§ 544(b), 550, and 551, Cal. Civ. Code §§ 3439.04(a)(2) or 3439.05 and 3439.07] (Attachments: # 1 Adversary Proceeding Cover Sheet) Nature of Suit: (14 (Recovery of money/property - other)) (Boyamian, Samuel)

Docket 1

**\*\*\* VACATED \*\*\* REASON: Another summons issued on April 7, 2025.  
Status Conference set for June 4, 2025 at 9:00am.**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Baron Brothers Nursery, Inc.

Represented By  
William E. Winfield

**Defendant(s):**

Law Offices of Gregory Larson a/k/a

Pro Se

**Plaintiff(s):**

Sandra K. McBeth, Chapter 7

Represented By  
Samuel Mushegh Boyamian

**Trustee(s):**

Sandra McBeth (TR)

Represented By  
Samuel Mushegh Boyamian



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**CONT...**

**Baron Brothers Nursery, Inc.**

Jeremy Faith

**Chapter 7**

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**Wednesday, April 23, 2025**

**Hearing Room 201**

9:00 AM

**9:23-10157 Baron Brothers Nursery, Inc.**

**Chapter 7**

Adv#: 9:25-01011 Sandra K. McBeth, Chapter 7 Trustee v. OceanAir Federal Credit Union

**#11.00** Status HearingRE: [1] Adversary case 9:25-ap-01011. Complaint by Sandra K. McBeth, Chapter 7 Trustee against OceanAir Federal Credit Union f/k/a CBC Federal Credit Union. (\$350.00 Fee Charge To Estate). Complaint for: (1) Avoidance, Recovery and Preservation of Actual Fraudulent Transfers [11 U.S.C. §§ 544(b), 550, and 551, Cal. Civ. Code §§ 3439.04(a)(1), 3439.07 and 3439.09]; and (2) Avoidance, Recovery and Preservation of Constructive Fraudulent Transfers [11 U.S.C. §§ 544(b), 550, and 551, Cal. Civ. Code §§ 3439.04(a)(2) or 3439.05 and 3439.07] (Attachments: # 1 Adversary Proceeding Cover Sheet) Nature of Suit: (14 (Recovery of money/property - other)) (Boyamian, Samuel)

Docket 1

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Baron Brothers Nursery, Inc.

Represented By  
William E. Winfield

**Defendant(s):**

OceanAir Federal Credit Union f/k/a

Pro Se

**Plaintiff(s):**

Sandra K. McBeth, Chapter 7

Represented By  
Samuel Mushegh Boyamian

**Trustee(s):**

Sandra McBeth (TR)

Represented By  
Samuel Mushegh Boyamian  
Jeremy Faith

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9:00 AM

**9:23-10157    Baron Brothers Nursery, Inc.**

**Chapter 7**

Adv#: 9:25-01012      Sandra K. McBeth, Chapter 7 Trustee v. Law Offices of Stephanie L.

**#12.00    Status Hearing**

RE: [1] Adversary case 9:25-ap-01012. Complaint by Sandra K. McBeth, Chapter 7 Trustee against Law Offices of Stephanie L. Mahdavi a Professional Law Corporation, a California corporation. (\$350.00 Fee Charge To Estate). Complaint for: (1) Avoidance, Recovery and Preservation of Fraudulent Transfers [11 U.S.C. §§ 548(a)(1)(A), 550, and 551]; and (2) Avoidance, Recovery and Preservation of Fraudulent Transfers [11 U.S.C. §§ 548(a)(1)(B), 550, and 551] (Attachments: # 1 Adversary Proceeding Cover Sheet) Nature of Suit: (13 (Recovery of money/property - 548 fraudulent transfer)), (14 (Recovery of money/property - other)) (Boyamian, Samuel)

Docket      1

**\*\*\* VACATED \*\*\*    REASON: Another summons issued on April 7, 2025.**

**Status Conference set for 6/4/25 at 9:00am.**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Baron Brothers Nursery, Inc.

Represented By  
William E. Winfield

**Defendant(s):**

Law Offices of Stephanie L.

Pro Se

**Plaintiff(s):**

Sandra K. McBeth, Chapter 7

Represented By  
Samuel Mushegh Boyamian

**Trustee(s):**

Sandra McBeth (TR)

Represented By  
Samuel Mushegh Boyamian  
Jeremy Faith

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9:00 AM

**9:23-10157 Baron Brothers Nursery, Inc.**

**Chapter 7**

Adv#: 9:25-01013 Sandra K. McBeth, Chapter 7 Trustee v. Select Mortgage, Inc., a California

**#13.00** Status HearingRE: [1] Adversary case 9:25-ap-01013. Complaint by Sandra K. McBeth, Chapter 7 Trustee against Select Mortgage, Inc., a California corporation. (\$350.00 Fee Charge To Estate). Complaint for: (1) Avoidance, Recovery and Preservation of Actual Fraudulent Transfers [11 U.S.C. §§ 544(b), 550, and 551, Cal. Civ. Code §§ 3439.04(a) (1), 3439.07 and 3439.09]; (2) Avoidance, Recovery and Preservation of Constructive Fraudulent Transfers [11 U.S.C. §§ 544(b), 550, and 551, Cal. Civ. Code §§ 3439.04(a) (2) or 3439.05 and 3439.07] (Attachments: # 1 Adversary Proceeding Cover Sheet) Nature of Suit: (14 (Recovery of money/property - other)) (Boyamian, Samuel)

Docket 1

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Baron Brothers Nursery, Inc.

Represented By  
William E. Winfield

**Defendant(s):**

Select Mortgage, Inc., a California

Pro Se

**Plaintiff(s):**

Sandra K. McBeth, Chapter 7

Represented By  
Samuel Mushegh Boyamian

**Trustee(s):**

Sandra McBeth (TR)

Represented By  
Samuel Mushegh Boyamian  
Jeremy Faith

**United States Bankruptcy Court  
Central District of California  
Northern Division  
Ronald A Clifford III, Presiding  
Courtroom 201 Calendar**

**Wednesday, April 23, 2025**

**Hearing Room      201**

9:00 AM

**9:23-10174    Jonathan Alan Stein**

**Chapter 7**

Adv#: 9:23-01066      Stein v. Gabrielino-Tongva Tribe et al

**#14.00      CONT'D Hearing RE: [56] Motion for Sanctions under FRBP Rule 9011**

fr. 3-20-24, 5-22-24, 6-18-24, 7-18-24, 8-20-24, 9-24-24, 10-22-24,  
11-19-24, 1-28-25, 2-26-25,

Docket      56

**Tentative Ruling:**

**October 22, 2024**

**Appearances waived.**

This matter is continued to November 19, 2024, at 1:00 p.m.

**September 24, 2024**

**Appearances waived.**

This matter is continued to October 22, 2024, at 1:00 p.m.

**August 20, 2024**

**Appearances waived.**

This matter is continued to September 24, 2024, at 1:00 p.m.

**July 18, 2024**

**Appearances required.**

**June 18, 2024**

**Appearances waived.**

**United States Bankruptcy Court  
Central District of California  
Northern Division  
Ronald A Clifford III, Presiding  
Courtroom 201 Calendar**

**Wednesday, April 23, 2025**

**Hearing Room 201**

9:00 AM

**CONT... Jonathan Alan Stein**

**Chapter 7**

This matter is specially set for July 18, 2024, at 1:00 p.m.

**May 22, 2024**

**Appearances waived.**

This matter is continued to June 18, 2024 at 1:00 p.m.

**March 20, 2024**

**Appearances required.**

<b>Party Information</b>
--------------------------

**Debtor(s):**

Jonathan Alan Stein

Represented By  
Jonathan Stein

**Defendant(s):**

Gabrielino-Tongva Tribe

Represented By  
Nikko Salvatore Stevens  
Armen Manasserian

Paul Young

Represented By  
Nikko Salvatore Stevens  
Armen Manasserian

Armen Manasserian

Represented By  
Nikko Salvatore Stevens  
Armen Manasserian

Sandonne Nicolle Goad

Represented By  
Nikko Salvatore Stevens  
Armen Manasserian

Chora Young & Manasserian LLP

Represented By  
Nikko Salvatore Stevens  
Armen Manasserian

**United States Bankruptcy Court  
Central District of California  
Northern Division  
Ronald A Clifford III, Presiding  
Courtroom 201 Calendar**

**Wednesday, April 23, 2025**

**Hearing Room 201**

9:00 AM

**CONT... Jonathan Alan Stein**  
DOES 1-10

Pro Se

**Chapter 7**

**Movant(s):**

Gabrielino-Tongva Tribe

Represented By  
Nikko Salvatore Stevens  
Armen Manasserian

Paul Young

Represented By  
Nikko Salvatore Stevens  
Armen Manasserian

Armen Manasserian

Represented By  
Nikko Salvatore Stevens  
Armen Manasserian

Sandonne Nicolle Goad

Represented By  
Nikko Salvatore Stevens  
Armen Manasserian

Chora Young & Manasserian LLP

Represented By  
Nikko Salvatore Stevens  
Armen Manasserian

**Plaintiff(s):**

Jonathan Alan Stein

Represented By  
Jonathan Stein

**Trustee(s):**

Jerry Namba (TR)

Represented By  
Laila Masud  
Sarah Rose Hasselberger  
D Edward Hays  
Sarah Cate Hays

**United States Bankruptcy Court  
Central District of California  
Northern Division  
Ronald A Clifford III, Presiding  
Courtroom 201 Calendar**

**Wednesday, April 23, 2025**

**Hearing Room      201**

9:00 AM

**9:23-10174    Jonathan Alan Stein**

**Chapter 7**

**#15.00**    CONT'D Hearing RE: [155] Motion to Avoid Lien judicial liens with Gabrielino-Tongva Tribe Judgment Creditor    vol 1 Table Decla and Exhibits 1 to 19 # 2 Volume(s) vol 2 Table Decla and Exhibits 20 to 27 # 3 Proposed Order # 4 Affidavit Proof of service) (Stein, Jonathan)

fr. 1-23-24, 3-5-24, 5-7-24, 5-22-24, 6-18-24, 7-9-24, 7-18-24, 8-20-24, 9-24-24, 10-22-24, 11-19-24, 1-28-25, 2-26-25,

Docket      155

**Tentative Ruling:**

**October 22, 2024**

**Appearances waived.**

This matter is continued to November 19, 2024, at 1:00 p.m.

**September 24, 2024**

**Appearances waived.**

This matter is continued to October 22, 2024, at 1:00 p.m.

**August 20, 2024**

**Appearances waived.**

This matter is continued to September 24, 2024, at 1:00 p.m.

**July 18, 2024**

**Appearances required.**

**July 9, 2024**



**United States Bankruptcy Court  
Central District of California  
Northern Division  
Ronald A Clifford III, Presiding  
Courtroom 201 Calendar**

**Wednesday, April 23, 2025**

**Hearing Room 201**

9:00 AM

**CONT... Jonathan Alan Stein**

**Chapter 7**

**Appearances waived.**

This matter is specially set to be heard on July 18, 2024, at 1:00 p.m.

**May 22, 2024**

**Appearances waived.**

This matter is continued to June 18, 2024 at 1:00 p.m.

**May 7, 2024**

**Appearances waived.**

This matter is continued to May 22, 2024, at 10:00 a.m.

**March 5, 2024**

**Appearances required.**

<b>Party Information</b>
--------------------------

**Debtor(s):**

Jonathan Alan Stein

Represented By  
Jonathan Stein

**Movant(s):**

Jonathan Alan Stein

Represented By  
Jonathan Stein  
Jonathan Stein

**Trustee(s):**

Jerry Namba (TR)

Represented By  
Laila Masud  
Sarah Rose Hasselberger  
D Edward Hays

**United States Bankruptcy Court  
Central District of California  
Northern Division  
Ronald A Clifford III, Presiding  
Courtroom 201 Calendar**

**Wednesday, April 23, 2025**

**Hearing Room      201**

9:00 AM

**CONT...**

**Jonathan Alan Stein**

Sarah Cate Hays

**Chapter 7**

**United States Bankruptcy Court  
Central District of California  
Northern Division  
Ronald A Clifford III, Presiding  
Courtroom 201 Calendar**

**Wednesday, April 23, 2025**

**Hearing Room      201**

9:00 AM

**9:23-10174    Jonathan Alan Stein**

**Chapter 7**

**#16.00    CONT'D Hearing RE: [194] Motion to abandon 1% remainderman interests in  
Golden Chose In Actions**

fr. 5-22-24, 6-18-24, 7-18-24, 8-20-24, 9-24-24, 10-22-24, 11-19-24  
1-28-25, 2-26-25,

Docket      194

**Tentative Ruling:**

**October 22, 2024**

**Appearances waived.**

This matter is continued to November 19, 2024, at 1:00 p.m.

**September 24, 2024**

**Appearances waived.**

This matter is continued to October 22, 2024, at 1:00 p.m.

**August 20, 2024**

**Appearances waived.**

This matter is continued to September 24, 2024, at 1:00 p.m.

**July 18, 2024**

**Appearances required.**

**June 18, 2024**

**Appearances waived.**

**United States Bankruptcy Court  
Central District of California  
Northern Division  
Ronald A Clifford III, Presiding  
Courtroom 201 Calendar**

**Wednesday, April 23, 2025**

**Hearing Room 201**

9:00 AM

**CONT... Jonathan Alan Stein**

**Chapter 7**

This matter is specially set for July 18, 2024, at 1:00 p.m.

**May 21, 2024**

**Appearances waived. This matter is continued to June 18, 2024, at 1:00 p.m. by stipulation**

<b>Party Information</b>
--------------------------

**Debtor(s):**

Jonathan Alan Stein

Represented By  
Jonathan Stein

**Movant(s):**

Jonathan Alan Stein

Represented By  
Jonathan Stein  
Jonathan Stein

**Trustee(s):**

Jerry Namba (TR)

Represented By  
Laila Masud  
Sarah Rose Hasselberger  
D Edward Hays  
Sarah Cate Hays

**United States Bankruptcy Court  
Central District of California  
Northern Division  
Ronald A Clifford III, Presiding  
Courtroom 201 Calendar**

**Wednesday, April 23, 2025**

**Hearing Room 201**

9:00 AM

**9:23-10174 Jonathan Alan Stein**

**Chapter 7**

**#17.00** CONT'D Hearing RE: [293] Motion to compel trustee to abandon interest in property of estate MTC Abandonment #3 SBSC Action

fr. 01-14-25, 1-28-25, 2-26-25,

Docket 293

**Tentative Ruling:**

**January 14, 2025**

**Appearances waived.**

The record is closed. The Court will consider all timely filed pleadings. This matter is continued for ruling to January 28, 2025, at 1:00 p.m.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Jonathan Alan Stein

Represented By  
Jonathan Stein

**Trustee(s):**

Jerry Namba (TR)

Represented By  
Laila Masud  
Sarah Rose Hasselberger  
D Edward Hays  
Sarah Cate Hays

**United States Bankruptcy Court  
Central District of California  
Northern Division  
Ronald A Clifford III, Presiding  
Courtroom 201 Calendar**

**Wednesday, April 23, 2025**

**Hearing Room 201**

9:00 AM

**9:23-10174 Jonathan Alan Stein**

**Chapter 7**

**#18.00** CONT'D Hearing RE: [368] Rule 9024 Motion for relief from order denying debtor's Section 554(b) motion to compel abandonment #2 - Iowa intervenor complaint

fr. 1-28-25, 2-26-25,

Docket 368

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Jonathan Alan Stein

Represented By  
Jonathan Stein

**Movant(s):**

Jonathan Alan Stein

Represented By  
Jonathan Stein  
Jonathan Stein

**Trustee(s):**

Jerry Namba (TR)

Represented By  
Laila Masud  
Sarah Rose Hasselberger  
D Edward Hays  
Sarah Cate Hays

**United States Bankruptcy Court  
Central District of California  
Northern Division  
Ronald A Clifford III, Presiding  
Courtroom 201 Calendar**

**Wednesday, April 23, 2025**

**Hearing Room 201**

10:00 AM

**9:24-10319 Makat Investments, LLC**

**Chapter 12**

Adv#: 9:24-01040      McBeth, Chapter 7 Trustee for the Estate of 595s7t v. Makat Investments,

**#19.00**      Order to Show Cause why the Court should not issue terminating sanctions and/or monetary sanctions against defendant and defendants counsel, jointly and severally

Docket      15

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Makat Investments, LLC

Represented By  
Reed H Olmstead

**Defendant(s):**

Makat Investments, LLC

Represented By  
Reed H Olmstead

**Plaintiff(s):**

Sandra K. McBeth, Chapter 7

Represented By  
Michael G D'Alba

**Trustee(s):**

Elizabeth (ND) F Rojas (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Northern Division  
Ronald A Clifford III, Presiding  
Courtroom 201 Calendar**

**Wednesday, April 23, 2025**

**Hearing Room 201**

10:00 AM

**9:24-10319 Makat Investments, LLC**

**Chapter 12**

Adv#: 9:24-01040      McBeth, Chapter 7 Trustee for the Estate of 595s7t v. Makat Investments,

**#20.00** CONT'D Status Hearing re: [1] Adversary case 9:24-ap-01040. Complaint by Sandra K. McBeth, Chapter 7 Trustee for the Estate of 595s7th LLC against Makat Investments, LLC. (\$350.00 Fee Charge To Estate). Nature of Suit: (14 (Recovery of money/property - other)),(11 (Recovery of money/property - 542 turnover of property)),(02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy)))

fr. 1-29-25, 3-26-25,

Docket 1

**Tentative Ruling:**

**March 26, 2025**

**Appearances required. The Defendant shall appear, through counsel or otherwise, in-person.**

The Court has reviewed that *Unilateral Status Report* (the "Report"). See Docket No. 11. Despite efforts to meet with, and obtain Makat Investments, LLC's (the "Defendant") input for the Report, the Defendant has gone radio silent. See *id.* at p. 4. Those *Adversary Proceeding Status Conference Procedures* and this Court's Local Rule 7016-1(a)(2) require all parties to an adversary proceeding to participate in the formulation of the joint status reports prior to each status conference. See Docket No. 2. The failure to do so "may result in the imposition of monetary sanctions and/or the status conference being continued." See *id.* at p. 1. In fact, this Court's Local Rule 7016-1(f)(4) provides that if a status conference statement is not filed, "[a]n award of non-monetary sanctions against the party at fault including entry of judgment of dismissal or the entry of an order striking the answer and entering a default" may be ordered by the Court.

By all accounts, the Defendant has lost interest in advancing the case. Beyond the Defendant's, and counsel to the Defendant's, failure to respond to requests to meet and confer regarding the Report, the Defendant has failed to provide initial disclosures as required by Fed. R. Civ. P. 16(a)(1), made applicable to adversary proceedings by



**United States Bankruptcy Court  
Central District of California  
Northern Division  
Ronald A Clifford III, Presiding  
Courtroom 201 Calendar**

**Wednesday, April 23, 2025**

**Hearing Room 201**

10:00 AM

**CONT... Makat Investments, LLC**

**Chapter 12**

Fed. R. Bankr. P. 7026. *See* Docket No. 9, *Plaintiff's Notice of Motion and Motion to Compel Initial Disclosures and Payment of Expenses* (the "Motion"). The Defendant has not complied with this Court's Local Rule 7016-1(c). Sandra McBeth (the "Plaintiff"), the Chapter 7 Trustee for the bankruptcy estate of 595s7th LLC, and the plaintiff in the instant adversary proceeding, has now been placed in the position of having to incur the fees, expenses, and delays in filing the Motion in order to compel the Defendant to do what the Rules of Civil Procedure applicable to this adversary proceeding require, absent any prompting of the Plaintiff. The Defendant has not responded to the Motion. The Court is inclined to resolve the Motion in two stages. First, the Court will grant the Motion, requiring the Defendant to provide full disclosures as required under Fed. R. Civ. P. 26(a)(1) on or before April 4, 2025. Second, the Court will issue an order to show cause as to why the Court should not issue terminating sanctions, striking the answer and entering judgment for the Plaintiff, for the Defendant's failure to provide its input for the Report and to timely provide initial disclosures, and to issue monetary sanctions in the amount of \$1,500 against the Defendant and the Defendant's counsel, jointly and severally. The Court will hold a hearing on the show cause order on April 23, 2025, at 10:00 a.m. The Motion requests fees and costs related to the drafting and arguing of the Motion, which the Court is inclined to grant as a part of the sanctions the Court intends on levying, but the Court requires evidence of those fees and expenses, and so the Court will require that the Plaintiff submit evidence in support of their expenses and fees incurred in bringing the Motion to be filed on or before April 2, 2025.

**January 29, 2025**

**Appearances required.**

As the parties are aware, "[a] joint status report preparing using Local Form F 7016-1.STATUS.REPORT must be filed fourteen (14) days before each status conference." *See* Docket No. 2, *Adversary Proceeding Status Conference Procedures*. The Court finds no status report, and so is unable to prepare for a meaningful status conference in this matter.

<b>Party Information</b>
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**United States Bankruptcy Court  
Central District of California  
Northern Division  
Ronald A Clifford III, Presiding  
Courtroom 201 Calendar**

**Wednesday, April 23, 2025**

**Hearing Room 201**

10:00 AM

**CONT... Makat Investments, LLC**

**Chapter 12**

**Debtor(s):**

Makat Investments, LLC

Represented By  
Reed H Olmstead

**Defendant(s):**

Makat Investments, LLC

Represented By  
Reed H Olmstead

**Plaintiff(s):**

Sandra K. McBeth, Chapter 7

Represented By  
Michael G D'Alba

**Trustee(s):**

Elizabeth (ND) F Rojas (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Northern Division  
Ronald A Clifford III, Presiding  
Courtroom 201 Calendar**

**Wednesday, April 23, 2025**

**Hearing Room      201**

10:00 AM

**9:24-10319    Makat Investments, LLC**

**Chapter 12**

Adv#: 9:24-01041      McBeth, Chapter 7 Trustee for the Estate of Live O v. Makat Investments,

**#21.00**    Order to Show Cause why the Court should not issue terminating sanctions and/or monetary sanctions against defendant and defendants counsel, jointly and severally

Docket      17

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Makat Investments, LLC

Represented By  
Reed H Olmstead

**Defendant(s):**

Makat Investments, LLC

Represented By  
Reed H Olmstead

**Plaintiff(s):**

Sandra K McBeth, Chapter 7 Trustee

Represented By  
Michael G D'Alba

**Trustee(s):**

Elizabeth (ND) F Rojas (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Northern Division  
Ronald A Clifford III, Presiding  
Courtroom 201 Calendar**

**Wednesday, April 23, 2025**

**Hearing Room 201**

10:00 AM

**9:24-10319 Makat Investments, LLC**

**Chapter 12**

Adv#: 9:24-01041      McBeth, Chapter 7 Trustee for the Estate of Live O v. Makat Investments,

**#22.00** CONT'D Status Hearing re: [1] Adversary case 9:24-ap-01041. Complaint by Sandra McBeth against Makat Investments, LLC. (\$350.00 Fee Charge To Estate). - Complaint to: (1) Avoid Transfer; (2) Recover Avoided Transfer; (3) Obtain Turnover; and (4) Obtain Accounting [11 U.S.C. §§ 108, 542, 544, and 550] - Nature of Suit: (14 (Recovery of money/property - other)), (11 (Recovery of money/property - 542 turnover of property)), (02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy)))

fr. 1-29-25, 3-26-25,

Docket 1

**Tentative Ruling:**

**March 26, 2025**

**Appearances required. The Defendant shall appear, through counsel or otherwise, in-person.**

The Court has reviewed that *Unilateral Status Report* (the "Report"). See Docket No. 13. Despite efforts to meet with, and obtain Makat Investments, LLC's (the "Defendant") input for the Report, the Defendant has gone radio silent. See *id.* at p. 4. Those *Adversary Proceeding Status Conference Procedures* and this Court's Local Rule 7016-1(a)(2) require all parties to an adversary proceeding to participate in the formulation of the joint status reports prior to each status conference. See Docket No. 3. The failure to do so "may result in the imposition of monetary sanctions and/or the status conference being continued." See *id.* at p. 1. In fact, this Court's Local Rule 7016-1(f)(4) provides that if a status conference statement is not filed, "[a]n award of non-monetary sanctions against the party at fault including entry of judgment of dismissal or the entry of an order striking the answer and entering a default" may be ordered by the Court.

By all accounts, the Defendant has lost interest in advancing the case. Beyond the Defendant's, and counsel to the Defendant's, failure to respond to requests to meet and confer regarding the Report, the Defendant has failed to provide initial disclosures

**United States Bankruptcy Court  
Central District of California  
Northern Division  
Ronald A Clifford III, Presiding  
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**Wednesday, April 23, 2025**

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10:00 AM

**CONT... Makat Investments, LLC**

**Chapter 12**

as required by Fed. R. Civ. P. 16(a)(1), made applicable to adversary proceedings by Fed. R. Bankr. P. 7026. *See* Docket No. 11, *Plaintiff's Notice of Motion and Motion to Compel Initial Disclosures and Payment of Expenses* (the "Motion"). The Defendant has not complied with this Court's Local Rule 7016-1(c). Sandra McBeth (the "Plaintiff"), the Chapter 7 Trustee for the bankruptcy estate of Live Oak Rentals LLC, and the plaintiff in the instant adversary proceeding, has now been placed in the position of having to incur the fees, expenses, and delays in filing the Motion in order to compel the Defendant to do what the Rules of Civil Procedure applicable to this adversary proceeding require, absent any prompting of the Plaintiff. The Defendant has not responded to the Motion. The Court is inclined to resolve the Motion in two stages. First, the Court will grant the Motion, requiring the Defendant to provide full disclosures as required under Fed. R. Civ. P. 26(a)(1) on or before April 4, 2025. Second, the Court will issue an order to show cause as to why the Court should not issue terminating sanctions, striking the answer and entering judgment for the Plaintiff, for the Defendant's failure to provide its input for the Report and to timely provide initial disclosures, and to issue monetary sanctions in the amount of \$1,500 against the Defendant and the Defendant's counsel, jointly and severally. The Court will hold a hearing on the show cause order on April 23, 2025, at 10:00 a.m. The Motion requests fees and costs related to the drafting and arguing of the Motion, which the Court is inclined to grant as a part of the sanctions the Court intends on levying, but the Court requires evidence of those fees and expenses, and so the Court will require that the Plaintiff submit evidence in support of their expenses and fees incurred in bringing the Motion to be filed on or before April 2, 2025.

**January 29, 2025**

**Appearances required.**

As the parties are aware, "[a] joint status report preparing using Local Form F 7016-1.STATUS.REPORT must be filed fourteen (14) days before each status conference." *See* Docket No. 3, *Adversary Proceeding Status Conference Procedures*. The Court finds no status report, and so is unable to prepare for a meaningful status conference in this matter.

<b>Party Information</b>
--------------------------

**United States Bankruptcy Court  
Central District of California  
Northern Division  
Ronald A Clifford III, Presiding  
Courtroom 201 Calendar**

**Wednesday, April 23, 2025**

**Hearing Room 201**

10:00 AM

**CONT... Makat Investments, LLC**

**Chapter 12**

**Debtor(s):**

Makat Investments, LLC

Represented By  
Reed H Olmstead

**Defendant(s):**

Makat Investments, LLC

Represented By  
Reed H Olmstead

**Plaintiff(s):**

Sandra K McBeth, Chapter 7 Trustee

Represented By  
Michael G D'Alba

**Trustee(s):**

Elizabeth (ND) F Rojas (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Northern Division  
Ronald A Clifford III, Presiding  
Courtroom 201 Calendar**

**Wednesday, April 23, 2025**

**Hearing Room**

**201**

10:00 AM

**9:24-10319 Makat Investments, LLC**

**Chapter 12**

Adv#: 9:24-01042      McBeth, Chapter 7 Trustee for the Estate of Cornel v. Makat Investments,

**#23.00**      Order to Show Cause why the Court should not issue terminating sanctions and/or monetary sanctions against defendant and defendants counsel, jointly and severally

Docket      15

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Makat Investments, LLC

Represented By  
Reed H Olmstead

**Defendant(s):**

Makat Investments, LLC

Represented By  
Reed H Olmstead

**Plaintiff(s):**

Sandra K. McBeth, Chapter 7

Represented By  
Michael G D'Alba

**Trustee(s):**

Elizabeth (ND) F Rojas (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Northern Division  
Ronald A Clifford III, Presiding  
Courtroom 201 Calendar**

**Wednesday, April 23, 2025**

**Hearing Room 201**

10:00 AM

**9:24-10319 Makat Investments, LLC**

**Chapter 12**

Adv#: 9:24-01042      McBeth, Chapter 7 Trustee for the Estate of Cornel v. Makat Investments,

**#24.00** CONT'D Status Hearing re: [1] Adversary case 9:24-ap-01042. Complaint by Sandra K. McBeth, Chapter 7 Trustee for the Estate of Cornelius Farms, LLC against Makat Investments, LLC. (\$350.00 Fee Charge To Estate). Nature of Suit: (14 (Recovery of money/property - other)),(11 (Recovery of money/property - 542 turnover of property)),(02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy)))

fr. 1-29-25, 3-27-25,

Docket 1

**Tentative Ruling:**

**March 26, 2025**

**Appearances required. The Defendant shall appear, through counsel or otherwise, in-person.**

The Court has reviewed that *Unilateral Status Report* (the "Report"). See Docket No. 11. Despite efforts to meet with, and obtain Makat Investments, LLC's (the "Defendant") input for the Report, the Defendant has gone radio silent. See *id.* at p. 4. Those *Adversary Proceeding Status Conference Procedures* and this Court's Local Rule 7016-1(a)(2) require all parties to an adversary proceeding to participate in the formulation of the joint status reports prior to each status conference. See Docket No. 2. The failure to do so "may result in the imposition of monetary sanctions and/or the status conference being continued." See *id.* at p. 1. In fact, this Court's Local Rule 7016-1(f)(4) provides that if a status conference statement is not filed, "[a]n award of non-monetary sanctions against the party at fault including entry of judgment of dismissal or the entry of an order striking the answer and entering a default" may be ordered by the Court.

By all accounts, the Defendant has lost interest in advancing the case. Beyond the Defendant's, and counsel to the Defendant's, failure to respond to requests to meet and confer regarding the Report, the Defendant has failed to provide initial disclosures as required by Fed. R. Civ. P. 16(a)(1), made applicable to adversary proceedings by



**United States Bankruptcy Court  
Central District of California  
Northern Division  
Ronald A Clifford III, Presiding  
Courtroom 201 Calendar**

**Wednesday, April 23, 2025**

**Hearing Room      201**

10:00 AM

**CONT...      Makat Investments, LLC**

**Chapter 12**

Fed. R. Bankr. P. 7026. *See* Docket No. 9, *Plaintiff's Notice of Motion and Motion to Compel Initial Disclosures and Payment of Expenses* (the "Motion"). The Defendant has not complied with this Court's Local Rule 7016-1(c). Sandra McBeth (the "Plaintiff"), the Chapter 7 Trustee for the bankruptcy estate of Cornelius Farms LLC, and the plaintiff in the instant adversary proceeding, has now been placed in the position of having to incur the fees, expenses, and delays in filing the Motion in order to compel the Defendant to do what the Rules of Civil Procedure applicable to this adversary proceeding require, absent any prompting of the Plaintiff. The Defendant has not responded to the Motion. The Court is inclined to resolve the Motion in two stages. First, the Court will grant the Motion, requiring the Defendant to provide full disclosures as required under Fed. R. Civ. P. 26(a)(1) on or before April 4, 2025. Second, the Court will issue an order to show cause as to why the Court should not issue terminating sanctions, striking the answer and entering judgment for the Plaintiff, for the Defendant's failure to provide its input for the Report and to timely provide initial disclosures, and to issue monetary sanctions in the amount of \$1,500 against the Defendant and the Defendant's counsel, jointly and severally. The Court will hold a hearing on the show cause order on April 23, 2025, at 10:00 a.m. The Motion requests fees and costs related to the drafting and arguing of the Motion, which the Court is inclined to grant as a part of the sanctions the Court intends on levying, but the Court requires evidence of those fees and expenses, and so the Court will require that the Plaintiff submit evidence in support of their expenses and fees incurred in bringing the Motion to be filed on or before April 2, 2025.

**January 29, 2025**

**Appearances required.**

As the parties are aware, "[a] joint status report preparing using Local Form F 7016-1.STATUS.REPORT must be filed fourteen (14) days before each status conference." *See* Docket No. 2, *Adversary Proceeding Status Conference Procedures*. The Court finds no status report, and so is unable to prepare for a meaningful status conference in this matter.

<b>Party Information</b>
--------------------------

**United States Bankruptcy Court  
Central District of California  
Northern Division  
Ronald A Clifford III, Presiding  
Courtroom 201 Calendar**

**Wednesday, April 23, 2025**

**Hearing Room 201**

10:00 AM

**CONT... Makat Investments, LLC**

**Chapter 12**

**Debtor(s):**

Makat Investments, LLC

Represented By  
Reed H Olmstead

**Defendant(s):**

Makat Investments, LLC

Represented By  
Reed H Olmstead

**Plaintiff(s):**

Sandra K. McBeth, Chapter 7

Represented By  
Michael G D'Alba

**Trustee(s):**

Elizabeth (ND) F Rojas (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Northern Division  
Ronald A Clifford III, Presiding  
Courtroom 201 Calendar**

**Wednesday, April 23, 2025**

**Hearing Room      201**

10:00 AM

**9:24-10319    Makat Investments, LLC**

**Chapter 12**

Adv#: 9:24-01044      Sandra K. McBeth, Chapter 7 Trustee For The Estate v. Makat Investments,

**#25.00**      Order to Show Cause why the Court should not issue terminating sanctions and/or monetary sanctions against defendant and defendants counsel, jointly and severally

Docket      15

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Makat Investments, LLC

Represented By  
Reed H Olmstead

**Defendant(s):**

Makat Investments, LLC

Represented By  
Reed H Olmstead

**Plaintiff(s):**

Sandra K. McBeth, Chapter 7

Represented By  
Michael G D'Alba

**Trustee(s):**

Elizabeth (ND) F Rojas (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Northern Division  
Ronald A Clifford III, Presiding  
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**Wednesday, April 23, 2025**

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10:00 AM

**9:24-10319   Makat Investments, LLC**

**Chapter 12**

Adv#: 9:24-01044      Sandra K. McBeth, Chapter 7 Trustee For The Estate v. Makat Investments,

**#26.00**      CONT'D Status Hearing re: [1] Adversary case 9:24-ap-01044. Complaint by Sandra K. McBeth, Chapter 7 Trustee For The Estate Of Live Oak Rentals, LLC against Makat Investments, LLC. (\$350.00 Fee Charge To Estate). Nature of Suit: (14 (Recovery of money/property - other)),(11 (Recovery of money/property - 542 turnover of property)),(02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy)))

fr. 1-29-25, 3-26-25,

Docket      1

**Tentative Ruling:**

**March 26, 2025**

**Appearances required. The Defendant shall appear, through counsel or otherwise, in-person.**

The Court has reviewed that *Unilateral Status Report* (the "Report"). *See* Docket No. 11. Despite efforts to meet with, and obtain Makat Investments, LLC's (the "Defendant") input for the Report, the Defendant has gone radio silent. *See id.* at p. 4. Those *Adversary Proceeding Status Conference Procedures* and this Court's Local Rule 7016-1(a)(2) require all parties to an adversary proceeding to participate in the formulation of the joint status reports prior to each status conference. *See* Docket No. 2. The failure to do so "may result in the imposition of monetary sanctions and/or the status conference being continued." *See id.* at p. 1. In fact, this Court's Local Rule 7016-1(f)(4) provides that if a status conference statement is not filed, "[a]n award of non-monetary sanctions against the party at fault including entry of judgment of dismissal or the entry of an order striking the answer and entering a default" may be ordered by the Court.

By all accounts, the Defendant has lost interest in advancing the case. Beyond the Defendant's, and counsel to the Defendant's, failure to respond to requests to meet and confer regarding the Report, the Defendant has failed to provide initial disclosures as required by Fed. R. Civ. P. 16(a)(1), made applicable to adversary proceedings by

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**CONT... Makat Investments, LLC**

**Chapter 12**

Fed. R. Bankr. P. 7026. *See* Docket No. 9, *Plaintiff's Notice of Motion and Motion to Compel Initial Disclosures and Payment of Expenses* (the "Motion"). The Defendant has not complied with this Court's Local Rule 7016-1(c). Sandra McBeth (the "Plaintiff"), the Chapter 7 Trustee for the bankruptcy estate of Live Oak Rentals LLC, and the plaintiff in the instant adversary proceeding, has now been placed in the position of having to incur the fees, expenses, and delays in filing the Motion in order to compel the Defendant to do what the Rules of Civil Procedure applicable to this adversary proceeding require, absent any prompting of the Plaintiff. The Defendant has not responded to the Motion. The Court is inclined to resolve the Motion in two stages. First, the Court will grant the Motion, requiring the Defendant to provide full disclosures as required under Fed. R. Civ. P. 26(a)(1) on or before April 4, 2025. Second, the Court will issue an order to show cause as to why the Court should not issue terminating sanctions, striking the answer and entering judgment for the Plaintiff, for the Defendant's failure to provide its input for the Report and to timely provide initial disclosures, and to issue monetary sanctions in the amount of \$1,500 against the Defendant and the Defendant's counsel, jointly and severally. The Court will hold a hearing on the show cause order on April 23, 2025, at 10:00 a.m. The Motion requests fees and costs related to the drafting and arguing of the Motion, which the Court is inclined to grant as a part of the sanctions the Court intends on levying, but the Court requires evidence of those fees and expenses, and so the Court will require that the Plaintiff submit evidence in support of their expenses and fees incurred in bringing the Motion to be filed on or before April 2, 2025.

**January 29, 2025**

**Appearances required.**

As the parties are aware, "[a] joint status report preparing using Local Form F 7016-1.STATUS.REPORT must be filed fourteen (14) days before each status conference." *See* Docket No. 2, *Adversary Proceeding Status Conference Procedures* (the "Procedures Order"). The Court finds no status report, and so is unable to prepare for a meaningful status conference in this matter.

<b>Party Information</b>
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**United States Bankruptcy Court  
Central District of California  
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10:00 AM

**CONT... Makat Investments, LLC**

**Chapter 12**

**Debtor(s):**

Makat Investments, LLC

Represented By  
Reed H Olmstead

**Defendant(s):**

Makat Investments, LLC

Represented By  
Reed H Olmstead

**Plaintiff(s):**

Sandra K. McBeth, Chapter 7

Represented By  
Michael G D'Alba

**Trustee(s):**

Elizabeth (ND) F Rojas (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
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**Wednesday, April 23, 2025**

**Hearing Room 201**

10:00 AM

**9:24-10319 Makat Investments, LLC**

**Chapter 12**

Adv#: 9:24-01045 Sandra K. McBeth, Chapter 7 Trustee For The Estate v. Makat Investments,

**#27.00** Order to Show Cause why the Court should not issue terminating sanctions and/or monetary sanctions against defendant and defendants counsel, jointly and severally

Docket 15

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Makat Investments, LLC

Represented By  
Reed H Olmstead

**Defendant(s):**

Makat Investments, LLC

Represented By  
Reed H Olmstead

**Plaintiff(s):**

Sandra K. McBeth, Chapter 7

Represented By  
Michael G D'Alba

**Trustee(s):**

Elizabeth (ND) F Rojas (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Northern Division  
Ronald A Clifford III, Presiding  
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**Wednesday, April 23, 2025**

**Hearing Room 201**

10:00 AM

**9:24-10319 Makat Investments, LLC**

**Chapter 12**

Adv#: 9:24-01045 Sandra K. McBeth, Chapter 7 Trustee For The Estate v. Makat Investments,

**#28.00** CONT'D Status Hearing re: [1] Adversary case 9:24-ap-01045. Complaint by Sandra K. McBeth, Chapter 7 Trustee For The Estate Of Live Oak Rentals, LLC against Makat Investments, LLC. (\$350.00 Fee Charge To Estate). Nature of Suit: (14 (Recovery of money/property - other)),(11 (Recovery of money/property - 542 turnover of property)),(02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy)))

fr. 1-29-25, 3-26-25

Docket 1

**Tentative Ruling:**

**March 26, 2025**

**Appearances required. The Defendant shall appear, through counsel or otherwise, in-person.**

The Court has reviewed that *Unilateral Status Report* (the "Report"). See Docket No. 11. Despite efforts to meet with, and obtain Makat Investments, LLC's (the "Defendant") input for the Report, the Defendant has gone radio silent. See *id.* at p. 4. Those *Adversary Proceeding Status Conference Procedures* and this Court's Local Rule 7016-1(a)(2) require all parties to an adversary proceeding to participate in the formulation of the joint status reports prior to each status conference. See Docket No. 2. The failure to do so "may result in the imposition of monetary sanctions and/or the status conference being continued." See *id.* at p. 1. In fact, this Court's Local Rule 7016-1(f)(4) provides that if a status conference statement is not filed, "[a]n award of non-monetary sanctions against the party at fault including entry of judgment of dismissal or the entry of an order striking the answer and entering a default" may be ordered by the Court.

By all accounts, the Defendant has lost interest in advancing the case. Beyond the Defendant's, and counsel to the Defendant's, failure to respond to requests to meet and confer regarding the Report, the Defendant has failed to provide initial disclosures as required by Fed. R. Civ. P. 16(a)(1), made applicable to adversary proceedings by



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

**CONT...      Makat Investments, LLC**

**Chapter 12**

Fed. R. Bankr. P. 7026. *See* Docket No. 9, *Plaintiff's Notice of Motion and Motion to Compel Initial Disclosures and Payment of Expenses* (the "Motion"). The Defendant has not complied with this Court's Local Rule 7016-1(c). Sandra McBeth (the "Plaintiff"), the Chapter 7 Trustee for the bankruptcy estate of Live Oak Rentals LLC, and the plaintiff in the instant adversary proceeding, has now been placed in the position of having to incur the fees, expenses, and delays in filing the Motion in order to compel the Defendant to do what the Rules of Civil Procedure applicable to this adversary proceeding require, absent any prompting of the Plaintiff. The Defendant has not responded to the Motion. The Court is inclined to resolve the Motion in two stages. First, the Court will grant the Motion, requiring the Defendant to provide full disclosures as required under Fed. R. Civ. P. 26(a)(1) on or before April 4, 2025. Second, the Court will issue an order to show cause as to why the Court should not issue terminating sanctions, striking the answer and entering judgment for the Plaintiff, for the Defendant's failure to provide its input for the Report and to timely provide initial disclosures, and to issue monetary sanctions in the amount of \$1,500 against the Defendant and the Defendant's counsel, jointly and severally. The Court will hold a hearing on the show cause order on April 23, 2025, at 10:00 a.m. The Motion requests fees and costs related to the drafting and arguing of the Motion, which the Court is inclined to grant as a part of the sanctions the Court intends on levying, but the Court requires evidence of those fees and expenses, and so the Court will require that the Plaintiff submit evidence in support of their expenses and fees incurred in bringing the Motion to be filed on or before April 2, 2025.

**January 29, 2025**

**Appearances required.**

As the parties are aware, "[a] joint status report preparing using Local Form F 7016-1.STATUS.REPORT must be filed fourteen (14) days before each status conference." *See* Docket No. 2, *Adversary Proceeding Status Conference Procedures* (the "Procedures Order"). The Court finds no status report, and so is unable to prepare for a meaningful status conference in this matter.

<b>Party Information</b>
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**United States Bankruptcy Court  
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**Wednesday, April 23, 2025**

**Hearing Room 201**

10:00 AM

**CONT... Makat Investments, LLC**

**Chapter 12**

**Debtor(s):**

Makat Investments, LLC

Represented By  
Reed H Olmstead

**Defendant(s):**

Makat Investments, LLC

Represented By  
Reed H Olmstead

**Plaintiff(s):**

Sandra K. McBeth, Chapter 7

Represented By  
Michael G D'Alba

**Trustee(s):**

Elizabeth (ND) F Rojas (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Northern Division  
Ronald A Clifford III, Presiding  
Courtroom 201 Calendar**

**Wednesday, April 23, 2025**

**Hearing Room 201**

1:00 PM

**9:22-10501 R.P. Ruiz Corporation**

**Chapter 11**

**#29.00** CONT'D Hearing re: Post confirmation status conference

fr. 11-21-23, 3-19-24, 6-18-24, 7-24-24, 11-20-24

Docket 1

**Tentative Ruling:**

**November 20, 2024**

**Appearances required.**

The Court will hear from the Office of the U.S. Trustee, but absent any issues, is inclined to continue the post-confirmation status conference to April 23, 2025, at 1:00 p.m.

**July 24, 2024**

**Appearances waived.**

The Court has reviewed that *Third Post-Confirmation Status Report*. See Docket No. 362. The post-confirmation status conference is continued to November 20, 2024, at 1:00 p.m.

**June 18, 2024**

**Appearances required.**

On for hearing is the post-confirmation status conference. The Court ordered that an updated status report be filed 14 days prior to the continued status conference. See Docket No. 359. The Court finds no such report. The Court will continue the status conference to July 24, 2024, at 1:00 p.m., requiring, again, a status report to be filed no less than 14 days prior to the status conference. At the instant status conference, the Court will confer with the Office of the U.S. Trustee on any post-confirmation issues that should be addressed.

**United States Bankruptcy Court  
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**Wednesday, April 23, 2025**

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1:00 PM

**CONT... R.P. Ruiz Corporation**

**Chapter 11**

**March 19, 2024**

**Appearances required.**

The Court has reviewed that *Second Post-Confirmation Status Report*. See Docket No. 355. The Court is inclined to continue the post-confirmation status conference to June 18, 2024, at 2:00 p.m., but will hear from the Office of the United States Trustee.

**November 21, 2023**

**Appearances required.**

The Court has reviewed that *First Post-Confirmation Status Report*. See Docket No. 345. The Court is inclined to continue the status conference to March 19, 2024, at 2:00 p.m., but will hear from the Office of the United States Trustee.

**July 25, 2023**

**Appearances required.**

**April 18, 2023**

**Appearances waived.**

The Court will continue the status conference to June 14, 2023, at 2:00 p.m.

**November 30, 2022**

**No appearance required.**

The Court has reviewed the *Status Report*. See Docket No. 102. The Court continues the status conference to April 18, 2023, at 2:00 p.m.

**August 24, 2022**

**United States Bankruptcy Court  
Central District of California  
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Courtroom 201 Calendar**

**Wednesday, April 23, 2025**

**Hearing Room      201**

1:00 PM

**CONT...      R.P. Ruiz Corporation  
Appearance required.**

**Chapter 11**

The Court has reviewed the *Status Report*. See Docket No. 54. The Court is inclined to continue the status conference to November 15, 2022, at 2:00 p.m.

<b>Party Information</b>
--------------------------

**Debtor(s):**

R.P. Ruiz Corporation

Represented By  
Steven R Fox

**United States Bankruptcy Court  
Central District of California  
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**Wednesday, April 23, 2025**

**Hearing Room      201**

1:00 PM

**9:24-10044    FRINJ Coffee, Incorporated.**

**Chapter 11**

**#30.00    Hearing re: Post confirmation status conference**

Docket      265

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

FRINJ Coffee, Incorporated.

Represented By  
Michael Jay Berger

**Trustee(s):**

Mark M Sharf (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Northern Division  
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**Wednesday, April 23, 2025**

**Hearing Room      201**

1:00 PM

**9:25-10274    Sean Gary Antoine and Maria Elisabetha Antoine**

**Chapter 11**

**#31.00    Chapter 11 Subchapter V Voluntary Petition Individual  
Status Conference**

Docket      1

**\*\*\* VACATED \*\*\*    REASON: Case dismissed 3/21/2025.**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Sean Gary Antoine	Pro Se
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**Joint Debtor(s):**

Maria Elisabetha Antoine	Pro Se
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**Movant(s):**

Sean Gary Antoine	Pro Se
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Maria Elisabetha Antoine	Pro Se
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**United States Bankruptcy Court  
Central District of California  
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**Wednesday, April 23, 2025**

**Hearing Room 201**

1:00 PM

**9:24-10682 MB in Liquidation**

**Chapter 11**

**#32.00** CONT'D Hearing re: [245] Debtor and Debtor-In-Possession MB IN Liquidation's motion to dismiss Chapter 11 case

fr. 3-12-25,

Docket 245

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

MB in Liquidation

Represented By  
Craig G Margulies  
Jeremy Faith  
Samuel Mushegh Boyamian

**Movant(s):**

MB in Liquidation

Represented By  
Craig G Margulies  
Craig G Margulies  
Jeremy Faith  
Jeremy Faith  
Samuel Mushegh Boyamian  
Samuel Mushegh Boyamian

**Trustee(s):**

Mark M Sharf (TR)

Pro Se



**United States Bankruptcy Court  
Central District of California  
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**Wednesday, April 23, 2025**

**Hearing Room 201**

1:00 PM

**9:24-10682 MB in Liquidation**

**Chapter 11**

**#33.00** CONT'D Hearing re: [248] Motion for order approving settlement agreement and mutual release between the debtor, on the one hand, and Michael Edell, on the other hand

fr. 3-12-25,

Docket 248

**Tentative Ruling:**

**March 11, 2025**

**Appearances required.**

*Background*

Before the Court is that *Motion for Order Approving Settlement Agreement and Mutual Release Between the Debtor, on the on Hand, and Michael Edell, on the Other Hand* (the "Motion") in which the MB in Liquidation (the "Debtor") seeks the Court's approval of a settlement between Michael Edell ("Edell"), the CEO of the Debtor, and the Debtor. See Docket No. 248, Exhibit 4, *Settlement Agreement and Mutual Release*, pp. 48-54 (the "Agreement").

On January 27, 2025, the Court issued that *Order: 1. Approving the Sale of Substantially All Assets of the Estate Free and Clear of Liens, Claims, Interests and Encumbrances Pursuant to 11 U.S.C. § 363(b)(1) and (f)(2); 2. Approving Bidding Procedures; 3. Approving Staking Horse Bidder, Successful Bidder, and Back-Up Bidder as Good Faith Purchasers Pursuant to 11 U.S.C. § 363(m); 4. Waiving the 14-Day Stay; and 5. Order Authorizing Change of Case Caption; and 6. Authorizing Assumption and Assignment of Certain of Debtors Executory Contracts and Unexpired Leases Pursuant to 11 U.S.C. § 365* (the "Sale Order") in which the Court approved the sale of substantially all the Debtor's assets, however, the Court required the Debtor to maintain possession of its potential avoidance actions against insiders. See Docket No. 230.

The Debtor asserts that after investigating insider avoidance claims, the "only

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**CONT...**

**MB in Liquidation**

**Chapter 11**

potential claim with any possible merit, that is also still subject to asserted defenses, is one against its insider Michael Edell, for \$175,000 [], which the Debtor and [] Edell have discussed and negotiated a settlement for \$75,000." *See* Docket 250, p. 3 lines 22-26.

Edell received a total of \$440,723.04 from the Debtor within a year prior to the petition date. *See* Docket No. 248, p. 3 lines 9-10. Of that \$440,723.04, Edell received \$40,000 as monthly interest payments on an outstanding loan and \$225,000 for wages/compensation that was consistent with the insider compensation that was approved by the Court. *See id.* at lines 9-19.

However, the Debtor asserts that "[t]he remaining amount of \$175,000 consists of two payments from the Debtor on account of additional loans that [Edell] had made to the Debtor. [Edell had a practice for seventeen years of providing the Debtor with loans, yet i]n the fourth quarter of 2023, [Edell] increased his loan to the Debtor by \$150,000. However, the lender, Bright Plastics, LLC [], objected on the basis that prior approval had to be obtained from BP in order for the Debtor to receive new loans. In January of 2024, Debtor made the first payment to [Edell] in the amount of \$100,000 in January 2024 (the "First Transfer") and, in March of 2024, made the second payment in the amount of \$75,000 (the remaining \$50,000, plus an additional \$25,000 towards other outstanding loans) (the "Second Transfer" and, together with the First Transfer, the "Transfers")." *See id.* at p. 3 line 20 to p. 4 lines 3. ‘

Edell contends that the Transfers are not subject to avoidance because the Transfers consist of returned funds and the Transfers were made in the ordinary course of the Debtor’s business, as the underlying loans between Edell and the Debtor provide that the Debtor may prepay any of the debt without penalty. *See id.* at p. 4 lines 9-16.

In sum, the Agreement provides that Edell will pay the Debtor \$75,000 and mutual releases will be exchanged by Edell and the Debtor. *See id.* at Exhibit 4. Further, Patricia Spencer, an officer of the Debtor and its President, signed the Agreement. *See id.*

*Notice*

Pursuant to Fed. R. Bankr. P. 2002(a)(3) "the clerk, or some other person as the court may direct, shall give the debtor, the trustee, all creditors and indenture trustees at

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Northern Division  
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**CONT... MB in Liquidation**

**Chapter 11**

least 21 days' notice by mail of: [] the hearing on approval of the compromise of settlement of a controversy other than approval of an agreement pursuant to Rule 4001(d), unless the court for cause shown directs that notice not be sent."

On February 1, 2025, the Debtor filed that *Notice of Motion for Order Approving Settlement Agreement and Mutual Release Between the Debtor, on the One Hand, and Michael Edell, on the Other Hand* (the "Notice"). See Docket No. 249. All creditors, the Debtor, and the Office of the U.S. Trustee were served with Notice. See *id.* at *Proof of Service of Document*, pp. 3-7. Notice of the 9019 Motion was proper.

This Court's Local Rule 9013-1(f)(1) provides that "each interested party opposing or responding to the motion must file and serve the response [] on the moving party and the United States trustee not later than 14 days before the date designated for hearing." Pursuant to this Court's Local Rule 9013-1(h), "if a party does not timely file and serve documents, the court may deem this to be consent to the granting or denial of the motion, as the case may be." This Court takes the default of all non-responding parties that were served with the Notice.

*Analysis*

Pursuant to Fed. R. Bankr. P. 9019(a), "[o]n motion by the trustee and after notice and a hearing, the court may approve a compromise or settlement." Fed. R. Bankr. P. 9019(a).

The bankruptcy court has great latitude in approving settlement agreements. See *In re A & C Properties*, 784 F.2d 1377, 1380-81 (9th Cir. 1986). A proposed settlement may only be approved if it is "fair and equitable." See *In re Woodson*, 839 F.2d 610, 620 (9th Cir. 1988); see also *In re Guy F. Atkinson Co. of California*, 242 B.R. 497, 502 (9th Cir. BAP 1999) ("At its base, the approval of a settlement turns on the question of whether the compromise is in the best interest of the estate."). Under this standard, the court must consider: (a) the probability of success in the litigation; (b) the difficulties, if any, to be encountered in the matter of collection; (c) the complexity of the litigation involved, and the expense, inconvenience, and delay necessarily attending it; and (d) the paramount interest of the creditors and a proper deference to their reasonable views in the premises. See *In re Woodson*, 839 F.2d at 620. A court generally gives deference to a trustee's business judgment in deciding whether to settle a matter. See *In re Mickey Thompson Entertainment Group, Inc.*, 292 B.R. 415,

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**CONT... MB in Liquidation**

**Chapter 11**

420 (9th Cir. BAP 2003). "Each factor need not be treated in a vacuum; rather, the factors should be considered as a whole to determine whether the settlement compares favorably with the expected rewards of litigation." *In re W. Funding Inc.*, 550 B.R. 841, 851 (9th Cir. BAP 2016).

"The law favors compromise, 'and as long as the bankruptcy court amply considered the various factors that determined the reasonableness of the compromise, the court's decision should be affirmed.'" *In re Open Medicine Institute, Inc.*, 639 B.R. 169, 181 (9th Cir. BAP 2022)(citing *In re A & C Props.*, 784 F.2d at 1383)). "Moreover, '[w]hen assessing a compromise, courts need not rule upon disputed facts and questions of law, but rather only canvass the issues. A mini trial is not required.'" *Id.* (citing *In re Schmitt*, 215 B.R. 417, 423 (9th Cir. BAP 1997)).

"The bankruptcy court's decision to approve a compromise is reviewed for abuse of discretion.'" *Id.* at 180 (citing *In re Mickey Thompson Ent. Grp.*, 292 B.R. 415, 420 (9th Cir. BAP 2003)).

It is difficult for the Court to run an *A & C Props.* analysis on these facts. The Debtor asserts that its claim against Edell "is meritorious," but that Edell may be able to defend against any avoidance claim by asserting that the Transfers were a return of funds. Additionally, the Debtor asserts that Edell may be able to defend against the Transfers using the ordinary-course-of-business defense.

This appears to be Edell settling with himself. There are no declarations of a member of the Debtor other than Edell filed in support of the Agreement and Motion. Spencer signed the Agreement, but she herself received \$230,536 in payments from the Debtor within the year preceding the petition date. *See* Docket No. 1, *Statement of Financial Affairs for Non-Individuals Filing for Bankruptcy*, p. 44.

All told, more than \$688,000 was paid to insiders within the year preceding the petition date.

<b>Party Information</b>
--------------------------

**Debtor(s):**

MB in Liquidation

Represented By  
Craig G Margulies  
Jeremy Faith

**United States Bankruptcy Court  
Central District of California  
Northern Division  
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**CONT...      MB in Liquidation**

**Chapter 11**

Samuel Mushegh Boyamian

**Movant(s):**

MB in Liquidation

Represented By

Craig G Margulies

Craig G Margulies

Jeremy Faith

Jeremy Faith

Samuel Mushegh Boyamian

Samuel Mushegh Boyamian

**Trustee(s):**

Mark M Sharf (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Northern Division  
Ronald A Clifford III, Presiding  
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**Wednesday, April 23, 2025**

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1:00 PM

**9:24-10682    MB in Liquidation**

**Chapter 11**

**#34.00**    CONT'D Hearing re: [247] Application for payment of final fees and/or expenses  
(11 U.S.C. § 330) for Brent Meyer, CPA & Associates, Inc., Accountant

Fees: \$17,696.20; Expenses: \$0.00

fr. 3-12-25,

Docket          247

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

MB in Liquidation

Represented By  
Craig G Margulies  
Jeremy Faith  
Samuel Mushegh Boyamian

**Trustee(s):**

Mark M Sharf (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Northern Division  
Ronald A Clifford III, Presiding  
Courtroom 201 Calendar**

**Wednesday, April 23, 2025**

**Hearing Room 201**

1:00 PM

**9:24-10682 MB in Liquidation**

**Chapter 11**

**#35.00** CONT'D Hearing on Confirmation of Chapter 11 Plan

fr. 1-15-25, 3-12-25,

Docket 120

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
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**Debtor(s):**

MB in Liquidation

Represented By  
Craig G Margulies  
Jeremy Faith  
Samuel Mushegh Boyamian

**Trustee(s):**

Mark M Sharf (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Northern Division  
Ronald A Clifford III, Presiding  
Courtroom 201 Calendar**

**Wednesday, April 23, 2025**

**Hearing Room      201**

1:00 PM

**9:24-10682    MB in Liquidation**

**Chapter 11**

**#36.00    CONT'D Chapter 11 Status Conference (Subchapter V Case)**

fr. 8-7-24, 10-23-24, 01-15-25, 3-12-25,

Docket      1

**Tentative Ruling:**

**March 12, 2025**

**Appearances required.**

The Court has reviewed *Debtor and Debtor-in-Possession MB In Liquidation's Status Report in Advance of Chapter 11 Subchapter V Status Conference*. See Docket No. 250.

**January 15, 2025**

**Appearances required.**

The Court will hear from the Office of the U.S. Trustee (the "OUST") regarding the Debtor's compliance with the OUST's *Guidelines and Requirements for Chapter 11 Debtors in Possession*.

**August 7, 2024**

**Appearances required.**

The Court has reviewed that *Subchapter V Status Report*. See Docket No. 69.

The Court will hear from the Office of the United States Trustee regarding the Debtor's compliance with those *Guidelines and Requirements for Chapter 11 Debtors in Possession* (the "Guidelines"). The Court will also hear from the SubChapter V Trustee.



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**CONT... MB in Liquidation**

**Chapter 11**

The Debtor's deadline to file a plan of reorganization is September 16, 2024. *See* 11 U.S.C. § 1189(b). The Court will set a confirmation hearing for October 23, 2024, at 1:00 p.m. The Debtor is to serve notice of the confirmation hearing, ballots, and the plan on required parties-in-interest on or before September 23, 2024. Any opposition to confirmation of the plan proposed by the Debtor must be filed on or before October 9, 2024. A ballot tally and memorandum in support of confirmation of the to-be filed Plan is to be filed by the Debtor on or before October 16, 2024.

Assuming full compliance with the Guidelines, the Court will continue the status conference to October 23, 2024, at 1:00 p.m.

The Debtor is to upload a scheduling order within 7 days.

<b>Party Information</b>
--------------------------

**Debtor(s):**

MB in Liquidation

Represented By

Craig G Margulies

Jeremy Faith

Samuel Mushegh Boyamian

**Trustee(s):**

Mark M Sharf (TR)

Pro Se

**United States Bankruptcy Court  
Central District of California  
Northern Division  
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**Wednesday, April 23, 2025**

**Hearing Room 201**

1:00 PM

**9:24-10909 Ramiro S Silva**

**Chapter 11**

**#37.00** Hearing re: Debtor Ramiro S. Silva's disclosure statement  
describing debtor's chapter 11 plan of reorganization

Docket 108

**\*\*\* VACATED \*\*\* REASON: Order continuing hearing to July 9, 2025 at  
1:00 p.m. entered April 10, 2025 - Docket No. 146**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
--------------------------

**Debtor(s):**

Ramiro S Silva

Represented By  
Jeremy Faith  
Samuel Mushegh Boyamian

**United States Bankruptcy Court  
Central District of California  
Northern Division  
Ronald A Clifford III, Presiding  
Courtroom 201 Calendar**

**Wednesday, April 23, 2025**

**Hearing Room      201**

1:00 PM

**9:24-10909      Ramiro S Silva**

**Chapter 11**

**#38.00**      Hearing re: [115] Motion for entry of an order (1) approving the disclosure statement or, in the alternative, conditionally approving disclosure statement; (2) approving plan solicitation, notice, and voting procedures; (3) establishing plan confirmation procedures; and (4) providing related relief

Docket      115

**\*\*\* VACATED \*\*\*      REASON: Order continuing hearing to July 9, 2025 at  
1:00 p.m. entered April 10, 2025 - Docket No. 146**

**Tentative Ruling:**

- NONE LISTED -

<b>Party Information</b>
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**Debtor(s):**

Ramiro S Silva

Represented By  
Jeremy Faith  
Samuel Mushegh Boyamian

**United States Bankruptcy Court  
Central District of California  
Northern Division  
Ronald A Clifford III, Presiding  
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**Wednesday, April 23, 2025**

**Hearing Room 201**

1:00 PM

**9:24-10909 Ramiro S Silva**

**Chapter 11**

**#39.00 CONT'D Chapter 11 Status Conference**

FR. 10-9-24, 11-20-24

Docket 1

**Tentative Ruling:**

**November 20, 2024**

**Appearances required.**

The Court has reviewed *Debtor Ramiro S. Silva's Chapter 11 Status Report*. See Docket No. 63. The Court will hear from the Office of the United States Trustee regarding the Debtor's compliance with those *Guidelines and Requirements for Chapter 11 Debtors in Possession*. Assuming full compliance, the Court will set the following dates:

December 23, 2024 – Last day for the Debtor to file and serve a disclosure statement, plan of reorganization, and notice of hearing on approval of the disclosure statement

February 12, 2025, at 1:00 p.m. – Disclosure statement hearing

February 12, 2025, at 1:00 p.m. – Continued status conference

The Debtor is to upload a scheduling order with the above referenced dates within 7 days.

**October 9, 2024**

**Appearances required.**

The Court has reviewed that *Chapter 11 Status Conference Report* (the "Report"). See Docket No. 38. The Court has no understanding of the Debtor's exit strategy. To the Court's understanding, there is an avocado orchard that is not producing fruit in

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**CONT...**

**Ramiro S Silva**

**Chapter 11**

amounts that the Debtor expected, causing them to default on the orchard's underlying purchase money loan. Several issues have plagued the orchard's production, including a well water issue and other significant upgrade needs for the orchard. It is unclear if these issues have been corrected, or can be corrected. That purchase money loan is now due. There are no income and expense projections attached to the Report as required by that *Order Setting Initial Status Conference* (the "Order"). See Docket No. 5, p. 5, lines 1-10. If the Debtor intends on a liquidation, that is not disclosed as is required by the Order. See *id.* at lines 17-19.

By all accounts, the instant case was simply filed to forestall collection efforts by a lender of the Debtor. There is no evidence that the Debtor has any ability to reorganize. The point of the Order, at least in part, is to illustrate such ability. The Court is inclined to dismiss this case.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Ramiro S Silva

Represented By

Jeremy Faith

Samuel Mushegh Boyamian

**United States Bankruptcy Court  
Central District of California  
Northern Division  
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**Wednesday, April 23, 2025**

**Hearing Room 201**

1:00 PM

**9:24-10578    Underground Solutions LLC**

**Chapter 11**

**#40.00**    CONT'D Hearing re: [142] Confirmation of debtor's first  
amended chapter 11 plan

fr. 3-26-25,

Docket        142

**Tentative Ruling:**

**March 26, 2025**

**Appearances required.**

Before the Court is *Debtor's First Amended Chapter 11 Plan* (the "Plan") filed by Underground Solutions, LLC (the "Debtor"). *See* Docket No. 142. Specifically, here, the Debtor seeks confirmation of the Plan pursuant to 11 U.S.C. § 1129. *See* Docket No. 155, *Memorandum in Support of Debtor-in-Possession's First Amended Plan of Reorganization* (the "Motion").

The hearing on the confirmation of the Plan was set through that *Order Approving First Amended Disclosure Statement as Containing Adequate Information and Authorizing Debtor to Solicit Ballots* (the "Order"). *See* Docket No. 143. Among other things, the Order required the Debtor to file "evidence and a summary of the balloting [regarding the Plan] not later than March 14, 2025." *See id.* at p. 2, lines 19-20. The Court has not located a ballot tally, or any other admissible evidence of the ballots received by the Debtor. The Motion provides that "Classes 4A, 5 and 6 voted. Classes 5 and 6 voted to accept the Plan." *See* Docket No. 155, p. 1, lines 22-23. The Motion also provides that "[e]xcept for class 4(a), one of the two John Deere classes, *all* classes voted to accept the Plan." *See* Docket No. 155, p. 11, lines 5-6 and 14-15 (emphasis added). The Motion then provides that "[t]wo classes voted to accept the Plan. One class voted to reject. No other classes voted." *See id.* at lines 26-27. Finally, the Motion provides that "Classes 1, 2, 3 and 4(B) did not vote." *See id.* at p. 15, line 3. Without a ballot tally and copies of the ballots submitted, it is unclear to the Court whether "all classes voted to accept the Plan" with the exception of John Deere, or whether just Classes 5 and 6 voted to accept the Plan. It is also

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**CONT... Underground Solutions LLC**

**Chapter 11**

unclear how the Debtor determined that each class that voted accepted or rejected the Plan.

The Court is unable to find a list of the unsecured claims that comprise Class 6. The Plan identifies "Exhibit 'F'" as being a list of creditors. *See* Docket No. 142, p. 7, lines 23-26. Exhibit F to the Disclosure Statement is a budget to actual accounting. *See* Docket No. 140, pp. 70-82, *Debtor's First Amended Disclosure Statement Describing Original Chapter 11 Plan*. The Plan contains no exhibits. By the Court's math, there exist \$514,040.25 in allowed general unsecured non-priority claims, to the Motion's \$451,193, which would result in a two-percentage point difference in the payout to general unsecured non-priority claimants, but the Court has no schedule of claims to confirm the Debtor's tally.

Regarding the Plan's injunction, the Court will want to understand from the Debtor why any actions against shareholders or equity holders, on any claims a party has regarding the Debtor, is not to continue or commence. For instance, if a party has a guarantee against an insider for obligations owed to it by the Debtor, why would that action be barred by confirmation of the Plan?

The Plan provides that any distributions to creditors that remain unnegotiated for a period of six (6) months "shall revert in the reorganized Debtor." *See* Docket No. 142, p. 14, lines 21-28. It seems to the Court that those monies should be paid *pro rata* to creditors.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Underground Solutions LLC

Represented By  
Steven R Fox

**United States Bankruptcy Court  
Central District of California  
Northern Division  
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**Wednesday, April 23, 2025**

**Hearing Room 201**

1:00 PM

**9:24-10578    Underground Solutions LLC**

**Chapter 11**

**#41.00    CONT'D Chapter 11 Status Conference**

fr. 7-24-24, 9-25-24, 01-15-25, 3-26-25,

Docket      1

**Tentative Ruling:**

**March 26, 2025**

**Appearances required.**

**January 15, 2025**

**Appearances required.**

**September 25, 2024**

**Appearances required.**

The Court has reviewed that *Status Report for Status Conference*. See Docket No. 83. The Court will inquire with the Office of the U.S. Trustee regarding the Debtor's compliance with the *Guidelines and Requirements of Chapter 11 Debtors-In-Possession*. Assuming the Debtor is in full compliance, the Court will set the deadline for the debtor to file and serve a disclosure statement and plan of November 1, 2024. The Court will set a disclosure statement hearing for December 4, 2024, at 1:00 p.m. The Court will continue the status conference to December 4, 2024, at 1:00 p.m. The Debtor is to upload a scheduling order within 7 days.

**July 24, 2024**

**Appearances waived.**

The Court has reviewed that *Initial Status Report for Initial Status Conference*. See Docket No. 42. The Court will continue the status conference to September 25, 2024, at 1:00 p.m.



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**CONT... Underground Solutions LLC**

**Chapter 11**

<b>Party Information</b>
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**Debtor(s):**

Underground Solutions LLC

Represented By  
Steven R Fox

**United States Bankruptcy Court  
Central District of California  
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**Wednesday, April 23, 2025**

**Hearing Room 201**

1:00 PM

**9:24-10693 Shaffiq Salim Rahim and Naseem Sayani**

**Chapter 11**

**#42.00** CONT'D Hearing RE: [35] Stipulation By Shaffiq Salim Rahim, Naseem Sayani and Newtek Small Business Finance, LLC Regarding Treatment of Claim of Newtek Small Business Finance, LLC [Claim No 15]

fr. 9-24-24, 10-23-24, 01-15-25, 3-26-25,

Docket 35

**Tentative Ruling:**

**March 26, 2025**

**Appearances required.**

**January 15, 2025**

**Appearances required.**

**October 23, 2024**

**Appearances required.**

**September 24, 2024**

**Appearances required.**

On June 20, 2024, Shaffiq Salim Rahim and Naseem Sayani (collectively, hereinafter, the "Debtors") filed a voluntary petition for relief pursuant to Chapter 11 of Title 11 of the United States Code. *See* Docket No. 1, *Voluntary Petition for Individuals Filing for Bankruptcy*. The Debtors scheduled Newtek Small Business Finance ("Newtek") as having a secured claim in the amount of \$465,492.25. *See* Docket No. 18, *Schedule D: Creditors Who Have Claims Secured by Property*, p. 3. On July 26, 2024, Newtek filed Claim No. 15 as a secured claim in the amount of \$531,464.97

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**CONT... Shaffiq Salim Rahim and Naseem Sayani**

**Chapter 11**

(the "Claim"). *See* Claim No. 15.

On August 22, 2024, the Debtors filed that *Stipulation Regarding Treatment of Claim of Newtek Small Business Finance, LLC* (the "Stipulation"). *See* Docket No. 35. The Stipulation, at bottom, resolves the treatment of the Claim for purposes of the Debtors' future filed plan of reorganization. Relating to the pre-confirmation treatment of the Claim, the Stipulation provides in part that "[p]ayments of interest only (i.e., \$2,657.32/month) will be due and payable by the Debtors to Newtek under the 3<sup>rd</sup> DOT beginning on September 15, 2024..." *See id.* at p. 3, lines 13-15. On September 13, 2024, the Court entered that *Order Setting Stipulation Regarding Treatment of Claim of Newtek Small Business Finance, LLC for Hearing*. *See* Docket No. 41.

A confirmation hearing on any plan filed by the Debtors will take place on October 23, 2024. *See* Docket No. 31, *Scheduling Order After Status Conference*.

"A chapter 11 debtor generally may not make any payments or other distributions on account of prepetition claims except through a confirmed plan of reorganization or court-authorized liquidation." *In re Pioneer Health Services, Inc.*, 570 B.R. 228, 232 (Bankr. S.D. Miss. 2017).

Here, the Debtors request that the Court approve of payments concerning a pre-petition claim, post-petition, and in advance of confirmation of any plan of reorganization. The Court will inquire with the Debtors as to the authority the Court has to approve of such payments.

<b>Party Information</b>
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**Debtor(s):**

Shaffiq Salim Rahim

Represented By  
Summer M Shaw

**Joint Debtor(s):**

Naseem Sayani

Represented By  
Summer M Shaw

**Movant(s):**

Shaffiq Salim Rahim

Represented By  
Summer M Shaw

**United States Bankruptcy Court  
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**CONT... Shaffiq Salim Rahim and Naseem Sayani**

**Chapter 11**

Naseem Sayani

Represented By  
Summer M Shaw

**Trustee(s):**

John-Patrick McGinnis Fritz (TR)

Pro Se

**United States Bankruptcy Court  
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Northern Division  
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**Hearing Room 201**

1:00 PM

**9:24-10693 Shaffiq Salim Rahim and Naseem Sayani**

**Chapter 11**

**#43.00 CONT'D Chapter 11 Plan Confirmation Hearing**

fr. 10-23-24, 01-15-25, 3-26-25,

Docket 45

**Tentative Ruling:**

**March 26, 2025**

**Appearances required.**

Before the Court is *SubChapter V Debtors' Plan of Reorganization* (the "Plan"), upon which Shaffiq Salim Rahim and Naseem F Sayani (the "Debtors") seek confirmation of. *See* Docket No. 45. The Court will hear from parties-in-interest.

From the Debtors the Court will want to understand whether the Plan's discharge provision seeks to discharge obligations that are subject to 11 U.S.C. § 523(a)(8). The Court will further want to appreciate how the allowance of the Orion claim affects payouts to unsecured creditors given (1) the increase in the pool of claims, and (2) the proposed guaranteed payment to Orion. As to that *Stipulation Regarding Treatment of Late Claim of Orion First Financial, LLC* (the "Stipulation"), if the Court precisely comprehends the facts, Orion's lien was recorded within the ninety (90) days of the Debtors' bankruptcy filing. *See id.* at p. 4, lines 21-22. It is not clear that Orion's claim constitutes a secured claim against the property of the Debtors' estate. If Orion is in fact in possession of a lien against property of the Debtors' estate, the Court will want to understand why this lien is not avoidable under 11 U.S.C. § 547. The Court will also want to understand why it would deem \$100,000 of Orion's claim non-dischargeable in the Debtors' bankruptcy case, and why Orion should receive improved treatment over similarly situated claims through the increase of, and further payments after sixty (60) months has passed.

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**CONT...      Shaffiq Salim Rahim and Naseem Sayani  
January 15, 2025**

**Chapter 11**

**Appearances required.**

The Court has reviewed the *Subchapter V Debtors' Third Status Report*. See Docket No. 75. It appears that the Debtors have at least two (2) issues to resolve before their plan of reorganization will be confirmation ready. The Court is comfortable that all parties-in-interest are working diligently and effectively towards confirmation. The Court will hear from the Debtors about the length of continuance they require for the confirmation hearing.

**October 23, 2024**

**Appearances required.**

<b>Party Information</b>
--------------------------

**Debtor(s):**

Shaffiq Salim Rahim

Represented By  
Summer M Shaw

**Joint Debtor(s):**

Naseem Sayani

Represented By  
Summer M Shaw

**Trustee(s):**

John-Patrick McGinnis Fritz (TR)

Pro Se

**United States Bankruptcy Court  
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1:00 PM

**9:24-10693 Shaffiq Salim Rahim and Naseem Sayani**

**Chapter 11**

**#44.00** CONT'D Chapter 11 Status Conference (Subchapter V)

fr. 8-7-24, 10-23-24, 01-15-25, 3-26-25,

Docket 1

**Tentative Ruling:**

**March 26, 2025**

**Appearances required.**

The Court has reviewed *SubChapter V Debtors' Third Status Report*. See Docket No. 83.

**January 15, 2025**

**Appearances required.**

**October 23, 2024**

**Appearances required.**

**August 7, 2024**

**Appearances required.**

The Court has reviewed that *SubChapter V Status Report*. See Docket No. 24. The last day for the Debtors to file a plan of reorganization is September 18, 2024. See 11 U.S.C. § 1189(b). The Court will set a plan confirmation hearing for October 23, 2024, at 1:00 p.m. The deadline for the Debtors to file and serve a notice of the confirmation hearing, ballots, and the to-be filed plan of reorganization will be September 23, 2024. The last day for parties-in-interest to file any opposition to confirmation of the to-be filed plan of reorganization will be October 9, 2024. The

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**CONT...      Shaffiq Salim Rahim and Naseem Sayani**

**Chapter 11**

last day for the Debtors to file a ballot tally and memorandum in support of confirmation of the to-be filed plan of reorganization will be October 16, 2024.

The Court will hear from the Office of the U.S. Trustee regarding the Debtors' compliance with those *Guidelines and Requirements for Chapter 11 Debtors in Possession* (the "Guidelines"). The Court will also hear from the SubV Trustee.

Assuming full compliance with the Guidelines, the Court will continue the status conference to October 23, 2024, at 1:00 p.m.

The Debtors are to upload a scheduling order.

<b>Party Information</b>
--------------------------

**Debtor(s):**

Shaffiq Salim Rahim

Represented By  
Summer M Shaw

**Joint Debtor(s):**

Naseem Sayani

Represented By  
Summer M Shaw

**Trustee(s):**

John-Patrick McGinnis Fritz (TR)

Pro Se



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**9:24-10497    Hammer International Foundation, Inc.**

**Chapter 11**

**#45.00**    CONT'D Hearing RE: [148] Application for Compensation -[First And Final Application Of Levene, Neale, Bender, Yoo & Golubchik L.L.P. For Approval Of Fees And Reimbursement Of Expenses; Declaration Of David B. Golubchik, Esq. In Support Thereof (POS attached)]- for Levene, Neale, Bender, Yoo & Golubchik, L.L.P., Special Counsel, Period: 5/6/2024 to 10/14/2024, Fee: \$108,526.00, Expenses: \$4,943.36.

(Subchapter\_V, SmBus)

fr. 11-5-24, 1-30-25,

Docket      148

**\*\*\* VACATED \*\*\*    REASON: Order resolving application entered 4-4-25**

**Tentative Ruling:**

**November 5, 2024**

**Appearances required.**

<b>Party Information</b>
--------------------------

**Debtor(s):**

Hammer International Foundation,

Represented By  
David B Golubchik  
Carmela Pagay  
Robert Carrasco

**Trustee(s):**

Gregory Kent Jones (TR)

Represented By  
Zev Shechtman  
Ryan Coy

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**9:24-10191 AC Fabrication, Inc.**

**Chapter 11**

**#46.00 CONT'D Post Confirmation Status Conference**

fr. 4-9-25,

Docket 107

**Tentative Ruling:**

**April 9, 2025**

**Appearances required.**

The Court has reviewed *Reorganized Debtor's Postconfirmation Status Report*. See Docket No. 121. The Court is concerned that the Debtor is delinquent \$73,094.58 in payments due under its plan of reorganization. This is before a final application for approval of fees and expenses is filed by the Debtor's insolvency counsel.

<b>Party Information</b>
--------------------------

**Debtor(s):**

AC Fabrication, Inc.

Represented By

Matthew D. Resnik

Roksana D. Moradi-Brovia

**Trustee(s):**

John-Patrick McGinnis Fritz (TR)

Pro Se