

**United States Bankruptcy Court
Central District of California
Los Angeles
Robert Kwan, Presiding
Courtroom 1675 Calendar**

Tuesday, March 25, 2025

Hearing Room 1675

10:30 AM
2:00-00000

Chapter 0

#0.00

**PROCEDURES FOR APPEARING FOR, OR ACCESSING,
COURT HEARINGS IN JUDGE KWAN'S CASES**

INSTRUCTIONS FOR THE GENERAL PUBLIC AND THE MEDIA: See Special Instructions Below.

INSTRUCTIONS FOR PARTIES OFFICIALLY APPEARING ON THEIR MATTERS AT HEARINGS BEFORE JUDGE KWAN AND THEIR COUNSEL: Judge Kwan conducts non-evidentiary hearings in hybrid format, that is, in person in the courtroom and remotely by video using Zoom for Government (ZoomGov) videoconferencing technology, but only in person in the courtroom for evidentiary hearings, trials and other matters specially set by Judge Kwan. Parties officially appearing on their matters at hearings before Judge Kwan and their counsel may choose to appear in person in the courtroom or remotely on ZoomGov at a hearing on their matters unless otherwise ordered by the court. Judge Kwan's courtroom is located in Courtroom 1675, 16th Floor, Roybal Federal Building, 255 East Temple Street, Los Angeles, California 90012. Parties are directed to review Judge Kwan's self-scheduling instructions for calendaring hearings, whether by in-person and/or ZoomGov.

For parties and their counsel officially appearing on their matters using ZoomGov to appear remotely at hearings, video and audio connection information for each hearing will be provided on Judge Kwan's publicly posted hearing calendar on the court's website, which may be viewed online at: <http://ecf-ciao.cacb.uscourts.gov/CiaoPosted/default.aspx>, and then selecting "Judge Kwan" from the tab on the left-hand side of the page.

Parties and their counsel officially appearing on their matters may view and/or listen to hearings before Judge Kwan using ZoomGov free of charge. Individual participants may appear at a hearing by ZoomGov video and audio using a personal computer (equipped with camera, microphone and speaker), or a handheld mobile device (such as an iPhone or Android phone). Individual participants may also participate in a hearing by ZoomGov audio only using a telephone (standard telephone charges may apply). Neither a Zoom nor a ZoomGov account are necessary to

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participate in a hearing, and no pre-registration is required. The audio portion of each hearing will be recorded electronically by the court and constitute its official record.

To implement the mandate of the Judicial Conference of the United States that the general public and the media may not access the video feed of a court hearing, only the audio feed (see Special Instructions to the General Public and the Media below), Judge Kwan or court personnel may inquire as to the status of a person accessing ZoomGov as either an official hearing participant or a member of the general public or the media, and the court may place persons attempting access to video feed of a court hearing in a Zoom waiting room for a status inquiry and otherwise restrict a member of the general public or the media to audio access only if accessing the hearing remotely.

SPECIAL INSTRUCTIONS FOR THE GENERAL PUBLIC AND THE MEDIA: The Judicial Conference of the United States has now clarified its policy on Cameras in the Courtroom and mandated that the members of the general public (or the Public) and the Media may not observe **by video** any court hearing proceedings unless they are actual parties or counsel with matters before the court in which they have an official interest. However, as an accommodation to the Public and the Media, the Judicial Conference of the United States has also clarified that many court hearing proceedings will still be accessible **by audio**, but that this audio accommodation for the Public and the Media is limited to (1) non-trial hearings; and (2) non-live witness evidentiary hearings.

To be clear, during hearings where no live testimony is being received by the court, the court may permit hearing accessibility remotely by audio, but not video, to the Public and the Media. No trials may ever be accessible remotely by audio to the Public and the Media. The court has the final control regarding remote audio accessibility and may choose to terminate remote audio accessibility at any time, regardless of the type of hearing. These remote audio services are accessible through ZoomGov, and the Public and the Media may utilize the telephone number login, but not the video login, presented by the court on its publicly posted hearing calendar, which may be viewed online at: <http://ecf-ciao.cacb.uscourts.gov/CiaoPosted/default.aspx>, and then selecting "Judge Kwan" from the tab on the left-hand side of the page.

Members of the Public and the Media may always personally attend hearings

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before the court in open court in-person in the courtroom. Judge Kwan's courtroom is located in Courtroom 1675, 16th Floor, Roybal Federal Building, 255 East Temple Street, Los Angeles, California 90012.

On hearing days, Judge Kwan's courtroom will remain open during hearings for in-person public and media attendance, so that the courtroom observers will have video and audio access to ZoomGov participants. The court will have video monitors on and viewable within the courtroom for viewing. The parties, including counsel, their clients, and self-represented individual parties, may virtually join the hearing and appear remotely or virtually on ZoomGov.

Members of the general public and the media, however, may only view the hearings in person from the courtroom, which will remain open, or by audio access, as noted above. To implement the mandate of the Judicial Conference of the United States that the general public and the media may not access the video feed of a court hearing, only the audio feed, Judge Kwan or court personnel may inquire as to the status of a person accessing ZoomGov as either an official hearing participant or a member of the general public or the media, and the court may place persons attempting access to video feed of a court hearing in a Zoom waiting room for a status inquiry and otherwise restrict a member of the general public or the media to audio access only if accessing the hearing remotely. Individual members of the public and the media may access a hearing by ZoomGov audio only using a telephone (standard telephone charges may apply). Neither a Zoom nor a ZoomGov account are necessary to access the live audio feed of a hearing, and no pre-registration is required.

RESTRICTIONS ON LIVE TESTIMONY AT HEARINGS: No live testimony, however, will be permitted at a hearing by ZoomGov unless specifically authorized by the court either prior to, or during, a hearing. If a party intends to call a witness to testify by remote transmission, the party calling the witness should state such intention in the joint pretrial stipulation filed before the final pretrial conference or file a written application for permission to call a witness by remote means at least 21 days before the evidentiary hearing or as soon as practicable if the evidentiary hearing is set on less than 21 days notice.

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ZoomGov logon information for all matters on today's hearing calendar:

Video/audio web address: <https://cacb.zoomgov.com/j/1612298130>

ZoomGov meeting number: 161 229 8130

Password: 682515

Telephone conference lines: 1 (669) 254 5252 or 1 (646) 828 7666

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

Zoomgov hearing etiquette: (a) wait until the judge calls on you, so everyone is not talking at once; (b) when you first speak, state your name and, if you are an attorney, whom you represent (do not make your argument until asked to do so); (c) when you make your argument, please pause from time to time so that, for example, the judge can ask a question or anyone else can make an objection; (d) if the judge does not see that you want to speak, or forgets to call on you, please say so when other parties have finished speaking (do not send a "chat" message, which the judge might not see); and (e) please let the judge know if he mispronounces your name or uses the wrong pronoun.

Docket 0

Tentative Ruling:

- NONE LISTED -

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10:30 AM

2:17-15033 Shapphire Resources, LLC

Chapter 11

#1.00 Status conference re: Post confirmation of plan

fr. 7/14/22, 8/30/22, 9/20/22, 11/8/22, 1/24/23, 4/25/23,
6/27/23, 9/19/23, 1/30/24, 3/26/24, 5/28/24, 7/16/24, 7/23/24
9/24/24, 11/12/24, 1/21/25

Docket 1

Tentative Ruling:

Debtor is to report on status of its reorganization and when it will be filing a motion for final decree. Appearances are required on 3/25/25, but counsel and self-represented parties must appear either in person in the courtroom or remotely through Zoom for Government in accordance with the court's remote appearance instructions.

Party Information

Debtor(s):

Shapphire Resources, LLC

Represented By
Raymond H. Aver

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2:17-24737 Advance Specialty Care, LLC

Chapter 11

#2.00 Status conference re: Post confirmation of plan

fr. 2/22/22, 3/8/22, 10/11/22, 2/21/23, 6/20/23, 10/17/23, 12/12/23
2/27/24, 4/30/24, 5/28/24, 7/16/24, 7/23/24, 9/24/24, 11/12/24, 1/21/25

Docket 1

Tentative Ruling:

Debtor is to report on status of its reorganization and when it will be filing a motion for final decree. Appearances are required on 3/25/25, but counsel and self-represented parties must appear either in person in the courtroom or remotely through Zoom for Government in accordance with the court's remote appearance instructions.

Party Information

Debtor(s):

Advance Specialty Care, LLC

Represented By
Raymond H. Aver

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2:18-13759 Charles Peters

Chapter 11

#3.00 Status conference re: Post confirmation of plan

fr. 2/15/22, 5/24/22, 8/9/22, 1/10/23. 6/27/23, 9/19/23
2/27/24, 8/27/24, 2/25

Docket 1

Tentative Ruling:

Updated tentative ruling as of 3/18/25. Off calendar. Continued to 8/26/25 at 10:30 a.m. by order filed on 2/27/25. No appearances required on 3/25/25.

Party Information

Debtor(s):

Charles Peters

Represented By
Frank Edel Blanco
Michael R Totaro

**United States Bankruptcy Court
Central District of California
Los Angeles
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Tuesday, March 25, 2025

Hearing Room 1675

10:30 AM

2:20-18801 Hollywood for Children, Inc., a New York non-profi

Chapter 11

#4.00 Status Conference re: Confirmation of Amended
Plan and Final Approval of Disclosure Statement
fr. 11/26/24

Docket 180

Tentative Ruling:

The court has reviewed debtor's post-confirmation status report. The court suggests a further status conference be set for 7/29/25 at 10:30 a.m. Otherwise, no tentative ruling on the merits. Appearances are required on 3/25/25, but counsel and self-represented parties must appear either in person in the courtroom or remotely through Zoom for Government in accordance with the court's remote appearance instructions.

Party Information

Debtor(s):

Hollywood for Children, Inc., a New

Represented By

Daniel A Lev

Christie, Manson & Woods

Trustee(s):

Moriah Douglas Flahaut (TR)

Pro Se

**United States Bankruptcy Court
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10:30 AM

2:13-14135 Art and Architecture Books of the 21st Century and 400 S.

Chapter 11

#5.00 Status conference re: Post confirmation of plan

fr. 1/6/22, 7/13/22, 7/14/22, 11/15/22, 3/14/23, 5/23/23,
7/18/23,9/26/23,1/30/24, 2/27/24, 8/27/24, 2/25/25

Docket 1

Tentative Ruling:

No tentative ruling as of 3/18/25. Appearances are required on 3/25/25, but counsel and self-represented parties must appear either in person in the courtroom or remotely through Zoom for Government in accordance with the court's remote appearance instructions.

Party Information

Debtor(s):

Art and Architecture Books of the

Represented By
Thomas M Geher
David W. Meadows
Jerome S Cohen
Carolyn A Dye
Alan I Nahmias

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2:13-14135 Art and Architecture Books of the 21st Century and 400 S.

Chapter 11

**#6.00 Motion to Dismiss for Failure to Consummate
the Confirmed Plan**

fr. 2/25/25

Docket 2769

Tentative Ruling:

Updated tentative ruling as of 3/21/25. The court has reviewed the plan agent's supplemental declaration, and will hear from any appearing party on the motion. Appearances are required on 3/25/25, but counsel and parties may appear by Zoom for Government in accordance with the court's remote appearance procedures.

Prior tentative ruling. The court considers a motion to dismiss a Chapter 11 bankruptcy case under Section 1112(b) of the Bankruptcy Code, 11 U.S.C., pursuant to a two-step analysis:

Section 1112(b)(1) provides in relevant part that "...the court shall convert a case under this chapter to a case under chapter 7 or dismiss a case under this chapter, whichever is in the best interests of creditors and the estate, for cause" 11 U.S.C. § 1112(b)(1). If cause is established, the decision whether to convert or dismiss the case falls within the sound discretion of the court. And, if a bankruptcy court determines that there is cause to convert or dismiss, it must also: (1) decide whether dismissal, conversion, or the appointment of a trustee or examiner is in the best interests of creditors and the estate; and (2) identify whether there are unusual circumstances that establish that dismissal or conversion is not in the best interests of creditors and the estate.

In re Sullivan, 522 B.R. 604, 612 (9th Cir. BAP 2014).

The plan agent has moved to dismiss the case pursuant to 11 U.S.C. § 1112(b)(4) on grounds of inability to effectuate substantial consummation of a

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CONT... Art and Architecture Books of the 21st Century and 400 S. Chapter 11

confirmed plan, arguing that he has sold the saleable assets of the reorganized debtor and is unable to make the remaining distributions to creditors under the confirmed plan and that with respect to the uncollected judgment against Douglas Christmas, he will organize a trust to collect the judgment to later make any further distributions to creditors. The plan agent's motion to dismiss was served on creditors and interested parties, and there is no opposition filed in response to the motion.

Technically speaking, "substantial consummation" is a defined term under 11 U.S.C. § 1101(2), meaning "(A) transfer of all or substantially all of the property proposed by the plan to be transferred; (B) assumption by the debtor or by the successor to the debtor under the plan of the business or of the management of all or substantially all of the property dealt with by the plan; and (C) commencement of distribution under the plan." As set forth in the plan agent's periodic status reports in this case, it appears that the plan has been substantially consummated as the assets of the preconfirmation bankruptcy estate were transferred to the reorganized debtor under his supervision, the reorganized debtor under his supervision assumed the business of the preconfirmation debtor and distributions were commenced under the plan. Thus, it appears that inability to substantially consummate the plan is not shown here as cause, but if the plan agent disagrees, he can file supplemental declarations to show that the events for substantial consummation under 11 U.S.C. § 1101(2).

However, the cause under 11 U.S.C. § 1112(b)(4) is not limited to the enumerated conditions listed in that subsection as the statute states that the list includes such enumerated conditions. Here, cause may be shown that despite eight years of postconfirmation administration, the reorganized debtor has no further assets to administer under the confirmed plan to pay creditors, except the uncollected judgment against Douglas Christmas, and it is futile and uneconomical to continue plan administration without further assets, but that it would be more economical to administer the asset of the uncollected Christmas judgment in a separate trust to be created by the plan agent, who can make future distributions to creditors if the trust is able to collect on the Christmas judgment. Thus, the court could make a finding of cause under 11 U.S.C. §1112(b)(4) for a reason not specifically enumerated under that

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subsection, which perhaps surprisingly, inability to finally consummate a confirmed plan is not such an enumerated reason.

Appearances are required on 2/25/25, but counsel and self-represented parties must appear either in person in the courtroom or remotely through Zoom for Government in accordance with the court's remote appearance instructions.

Party Information

Debtor(s):

Art and Architecture Books of the

Represented By
Thomas M Geher
David W. Meadows
Jerome S Cohen
Carolyn A Dye
Alan I Nahmias

Movant(s):

Sam S. Leslie

Represented By
Carolyn A Dye
Asa S Hami
Victor A Sahn

**United States Bankruptcy Court
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Los Angeles
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2:18-10290 People Who Care Youth Center, Inc.

Chapter 11

Adv#: 2:18-01139 People Who Care Youth Center, Inc. v. Ammec, Inc. et al

#7.00 Status Conference

Docket 0

Tentative Ruling:

Appearances are required on 3/25/25 to discuss readiness for trial on 3/27/25 and 3/28/25, but counsel and self-represented parties are encouraged to appear remotely on Zoom for Government to minimize expenses, but may appear in the courtroom in person.

Party Information

Debtor(s):

People Who Care Youth Center, Inc.	Represented By John-Patrick M Fritz David B Golubchik
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Defendant(s):

Ammec, Inc.	Pro Se
Greta Curtis	Pro Se
AMMEC, Inc	Pro Se

Plaintiff(s):

People Who Care Youth Center, Inc.	Represented By John-Patrick M Fritz David B Golubchik
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2:18-11525 Shahriar Joseph Zargar

Chapter 7

Adv#: 2:24-01021 Dye v. Antebi

- #8.00** Motion to:
(1) To compel defendant to provide further responses to interrogatories, and
(2) For the imposition of monetary sanctions against defendant and his counsel
in the amount of \$6050.00

Docket 46

***** VACATED *** REASON: Cont'd to 3/28/25 at 1 p.m. per ord ent.
3/18/25**

Tentative Ruling:

Off calendar. Continued to 3/28/25 at 1:00 p.m. by prior order entered on
3/18/25. No appearances are required on 3/25/25.

Party Information

Debtor(s):

Shahriar Joseph Zargar

Represented By
Raymond H. Aver

Defendant(s):

Alon Antebi

Represented By
Charles Shamash
Joseph E Caceres

Joint Debtor(s):

Shabnam Mesachi

Represented By
Raymond H. Aver

Movant(s):

Carolyn A Dye

Represented By
Rosendo Gonzalez

Carolyn A Dye (TR)

Represented By
Rosendo Gonzalez

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CONT... Shahriar Joseph Zargar

Chapter 7

Plaintiff(s):

Carolyn A Dye

Represented By
Rosendo Gonzalez

Trustee(s):

Carolyn A Dye (TR)

Represented By
Robert Gentino

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Central District of California
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2:18-11525 Shahriar Joseph Zargar

Chapter 7

Adv#: 2:24-01021 Dye v. Antebi

- #9.00** Motion to:
- (1) To compel defendant to provide further responses to request for production of documents , and
 - (2) For the imposition of monetary sanctions against defendant and his counsel in the amount of \$6050.00

Docket 49

***** VACATED *** REASON: Cont'd to 3/28/25 at 1 p.m. per ord ent.
3/18/25**

Tentative Ruling:

Off calendar. Continued to 3/28/25 at 1:00 p.m. by prior order entered on 3/18/25. No appearances are required on 3/25/25.

Party Information

Debtor(s):

Shahriar Joseph Zargar

Represented By
Raymond H. Aver

Defendant(s):

Alon Antebi

Represented By
Charles Shamash
Joseph E Caceres

Joint Debtor(s):

Shabnam Mesachi

Represented By
Raymond H. Aver

Movant(s):

Carolyn A Dye

Represented By
Rosendo Gonzalez

Carolyn A Dye (TR)

Represented By
Rosendo Gonzalez

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CONT... Shahriar Joseph Zargar

Chapter 7

Plaintiff(s):

Carolyn A Dye

Represented By
Rosendo Gonzalez

Trustee(s):

Carolyn A Dye (TR)

Represented By
Robert Gentino

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10:30 AM

2:18-11525 Shahriar Joseph Zargar

Chapter 7

Adv#: 2:24-01021 Dye v. Antebi

- #10.00** Status Conference re Complaint
(1) To avoid fraudulent transfer pursuant to 11 U.S.C. 544 & 548;
(2) To recover avoided transfers pursuant to 11 U.S.C. 550
(3) Automatic preservation of avoided transfer pursuant to 11 U.S.C. 551

fr.3/26/24, 4/30/24,8/27/24, 11/5/24,12/3/24

Docket 1

***** VACATED *** REASON: Cont'd to 5/20/25 at 10:30 a.m. per ord ent 2/5/25**

Tentative Ruling:

Off calendar. Continued by stipulation and order to 5/20/25 at 10:30 a.m. No appearances are required on 3/25/25.

Party Information

Debtor(s):

Shahriar Joseph Zargar

Represented By
Raymond H. Aver

Defendant(s):

Alon Antebi

Represented By
Charles Shamash
Joseph E Caceres

Joint Debtor(s):

Shabnam Mesachi

Represented By
Raymond H. Aver

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CONT... Shahriar Joseph Zargar

Chapter 7

Plaintiff(s):

Carolyn A Dye

Represented By
Rosendo Gonzalez

Trustee(s):

Carolyn A Dye (TR)

Represented By
Robert Gentino

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2:18-11525 Shahriar Joseph Zargar

Chapter 7

Adv#: 2:24-01021 Dye v. Antebi

#11.00 Motion for Summary Judgment or, in the Alternative,
for Summary Adjudication: Statute of Limitations Affirmative
Defense To "First Amended Complaint:
(1) to Avoid Fraudulent Transfer Pursuant to 11 U.S.C. §§ 544 and 548;
(2) to Recover Avoided Transfers Pursuant to 11 U.S.C. § 550; and,
(3) Automatic Preservation of Avoided Transfer Pursuant to 11 U.S.C. § 551"

fr. 12/3/24

Docket 29

*** VACATED *** REASON: Cont'd to 5/20/25 at 10:30 a.m. per ord ent
2/5/25

Tentative Ruling:

Off calendar. Continued by stipulation and order to 5/20/25 at 10:30 a.m. No
appearances are required on 3/25/25.

Party Information

Debtor(s):

Shahriar Joseph Zargar

Represented By
Raymond H. Aver

Defendant(s):

Alon Antebi

Represented By
Charles Shamash
Joseph E Caceres

Joint Debtor(s):

Shabnam Mesachi

Represented By
Raymond H. Aver

Movant(s):

Alon Antebi

Represented By
Charles Shamash

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CONT... Shahriar Joseph Zargar

Chapter 7

Joseph E Caceres

Plaintiff(s):

Carolyn A Dye

Represented By
Rosendo Gonzalez

Trustee(s):

Carolyn A Dye (TR)

Represented By
Robert Gentino

**United States Bankruptcy Court
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11:00 AM

2:18-13759 Charles Peters

Chapter 11

#1.00 Order to Show Cause why counsel for debtor should not be sanctioned for failure to appear at the February 25, 2025 Status Conference and Continuing Status Conference

Docket 519

***** VACATED *** REASON: Per Order ent 2/27/25**

Tentative Ruling:

Off calendar. Order to show cause discharged, and hearing vacated, by order entered on 2/27/25. No appearances are necessary.

Party Information

Debtor(s):

Charles Peters

Represented By
Frank Edel Blanco
Michael R Totaro