

**United States Bankruptcy Court
Central District of California
Riverside
Scott Clarkson, Presiding
Courtroom 126 Calendar**

Tuesday, November 7, 2023

Hearing Room 126

10:00 AM

6:17-16112

Chapter 7

Adv#: 6:23-01040 Ferrari Financial Services, Inc. v. Sierra et al

#1.00

CONT. STATUS CONFERENCE re: Complaint by Ferrari Financial Services, Inc. against Luis Alfonso Sierra, Irma Sierra

Alias Summons Issued 6/29/23

From: 7/11/23; 9/12/23, 10/17/23

EH__

Docket 1

Tentative Ruling:

Tentative for 11/7/23:

This matter is CONTINUED to December 12, 2023, at 10:00 a.m.

Appearances for the 11/7/ hearing are excused.

Tentative for 10/17/23:

This matter is CONTINUED to November 7, 2023, at 10:00 a.m. to coincide with the hearing on the motion for default judgment.

Appearances for the 10/17 hearing are excused.

Tentative for 9/12/23:

The Court has reviewed the unilateral status report filed September 5, 2023 [Dk. 20] in which Plaintiff states that Defendants' defaults were entered on August 7, 2023, and Plaintiff will be filing a motion for default judgment. Accordingly, the Court will CONTINUE this matter to October 17, 2023, at

**United States Bankruptcy Court
Central District of California
Riverside
Scott Clarkson, Presiding
Courtroom 126 Calendar**

Tuesday, November 7, 2023

Hearing Room 126

10:00 AM

CONT...

Chapter 7

10:00 a.m. Plaintiff is to file its motion for default judgment by no later than September 30, 2023. If this matter is not otherwise disposed of by the continued status conference hearing, a status report is due 14 days in advance.

Appearances for the 9/12 hearing are excused.

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| Party Information |
|--------------------------|

Defendant(s):

Luis Alfonso Sierra

Pro Se

Irma Sierra

Pro Se

Plaintiff(s):

Ferrari Financial Services, Inc.

Represented By
Reilly D Wilkinson

**United States Bankruptcy Court
Central District of California
Riverside
Scott Clarkson, Presiding
Courtroom 126 Calendar**

Tuesday, November 7, 2023

Hearing Room 126

10:00 AM

6:17-16112

Chapter 7

Adv#: 6:23-01040 Ferrari Financial Services, Inc. v. Sierra et al

#2.00

Hrg. on Plaintiff's Motion filed 10/10/23 for Default Judgment

EH__

Docket 25

Tentative Ruling:

Tentative for 11/7/23:

This matter is CONTINUED to December 12, 2023, at 10:00 a.m. to allow Plaintiff to file a supplemental Memorandum of Point and Authorities, supported by admissible evidence, if warranted, by no later than November 28, 2023.

Default judgment is not to be granted as a matter of right merely because a party fails to answer or defend such suit. Although the general rule is that on default, facts alleged in the complaint are taken as true, except with respect to damages, entry of default does not automatically entitle the plaintiff to a default judgment. *In re Villegas*, 132 B.R. 742, 746 (B.A.P. 9th Cir. 1991). Moreover, the Bankruptcy Court has wide discretion to require that Plaintiff submit sufficient proof of facts to make out a prima facie case before granting its motion for default judgment. *In re Beltran*, 182 B.R. 820, 823 (B.A.P. 9th Cir. 1995).

Here, the Court requires additional information from Plaintiff. Plaintiff shall submit a Memorandum of Points and Authorities, supported by admissible evidence, if warranted, addressing each claim asserted and demonstrating how each element of each claim is satisfied (and which includes references to the applicable paragraphs of the complaint and corroborating exhibits and evidence).

Appearances for the 11/7 hearing are excused.

Party Information

**United States Bankruptcy Court
Central District of California
Riverside
Scott Clarkson, Presiding
Courtroom 126 Calendar**

Tuesday, November 7, 2023

Hearing Room 126

10:00 AM

CONT...

Chapter 7

Defendant(s):

Luis Alfonso Sierra

Pro Se

Irma Sierra

Pro Se

Movant(s):

Ferrari Financial Services, Inc.

Represented By
Reilly D Wilkinson

Plaintiff(s):

Ferrari Financial Services, Inc.

Represented By
Reilly D Wilkinson

**United States Bankruptcy Court
Central District of California
Riverside
Scott Clarkson, Presiding
Courtroom 126 Calendar**

Tuesday, November 7, 2023

Hearing Room 126

10:00 AM

6:20-11955 Jakob Jeremy Fite

Chapter 7

Adv#: 6:20-01113 Sarno et al v. Fite et al

#3.00

CONT STATUS CONFERENCE re: Complaint by John Sarno, Leslee Sarno against Jakob Jeremy Fite, Melissa Legaspi Fite - §523(a)(6)

From: 2/2/21, 11/2/21, 7/12/22, 1/10/23, 5/16/23

EH_____

Docket 1

Tentative Ruling:

Tentative for 11/7/23:

This matter is CONTINUED to February 24, 2024, at 10:00 a.m. A status report, detailing the status of the action pending in State Court, is due 14 days in advance.

Appearances for the 11/7 hearing are excused.

Tentative for 5/16/23:

This matter is CONTINUED to November 7, 2023, at 10:00 a.m. A status report, detailing the status of the action pending in State Court, is due 14 days in advance.

Appearances for the 5/16 hearing are excused.

Tentative for 1/10/23:

This matter is CONTINUED to May 16, 2023, at 10:00 a.m. A status report, detailing the status of the action pending in State Court, is due 14 days in advance.

**United States Bankruptcy Court
Central District of California
Riverside
Scott Clarkson, Presiding
Courtroom 126 Calendar**

Tuesday, November 7, 2023

Hearing Room 126

10:00 AM

CONT... Jakob Jeremy Fite

Chapter 7

Appearances for the 1/10 hearing are excused.

Tentative for 7/12/22:

This matter is CONTINUED to January 10, 2023, at 10:00 a.m. A status report, detailing the status of the action pending in State Court, is due 14 days in advance.

Appearances for the 7/12 hearing are excused.

Tentative for 11/2/21:

This matter is CONTINUED to July 12, 2022, at 10:00 a.m. A status report, detailing the status of the action pending in State Court, is due 14 days in advance.

Appearances for the 11/2 hearing are excused.

Tentative for 2/2/21:

This matter is CONTINUED to November 2, 2021, at 1:30 p.m. A status report, detailing the status of the action pending in State Court, is due 14 days in advance.

Appearances for the 2/2 hearing are excused.

Party Information

Debtor(s):

Jakob Jeremy Fite

Represented By
Glenn Park

Defendant(s):

Jakob Jeremy Fite

Pro Se

**United States Bankruptcy Court
Central District of California
Riverside
Scott Clarkson, Presiding
Courtroom 126 Calendar**

Tuesday, November 7, 2023

Hearing Room 126

10:00 AM

CONT... Jakob Jeremy Fite

Chapter 7

Melissa Legaspi Fite

Pro Se

Joint Debtor(s):

Melissa Legaspi Fite

Represented By
Glenn Park

Plaintiff(s):

John Sarno

Represented By
Chad A Vierra

Leslee Sarno

Represented By
Chad A Vierra

Trustee(s):

Arturo Cisneros (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Riverside
Scott Clarkson, Presiding
Courtroom 126 Calendar**

Tuesday, November 7, 2023

Hearing Room 126

10:00 AM

6:22-11311 Karla Johanna Navas

Chapter 7

#4.00

Hrg. on Trustee's Final Report and Applications for Compensation

EH__

Docket 155

Tentative Ruling:

Tentative for 11/7/23:

This matter is CONTINUED to January 9, 2024, at 10:00 a.m. for the purposes of allowing Trustee to file an amended final report.

Appearances for the 11/7 hearing are excused.

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| Party Information |
|--------------------------|

Debtor(s):

Karla Johanna Navas

Represented By
Yoon O Ham

Trustee(s):

Charles W Daff (TR)

Represented By
Brandon J Iskander
Robert P Goe

**United States Bankruptcy Court
Central District of California
Santa Ana
Scott Clarkson, Presiding
Courtroom 5C Calendar**

Tuesday, November 7, 2023

Hearing Room 5C

11:00 AM

8:14-11729 Richard Clark Farrell

Chapter 7

#5.00

CONT'D Hearing RE: Compliance With Settlement Agreement; And Motion for Order: (1) Compelling Debtor's Compliance With CL3 Settlement Order And Related Agreements; (2) Compelling Debtor To Provide An Accounting; And, (3) Providing Remedies For Failure Of Debtor To Comply (Set per Order Entered 8/15/2023 -dkt. no. 1023) (Consolidated motions [1023] and [1026]]set at hearing held 10-19-2023)

FR: 9-28-23; 10-19-23

Docket 1023

Tentative Ruling:

Tentative for 11/7/23:

The Court received the Second Unilateral Status Report of Chapter 7 Trustee [Dk. 1039]. The report notes that Debtor is not in compliance with this Court's order issued on October 6, 2023 [Dk. 1032], which provides, *inter alia*, that Debtor must cooperate fully and transparently with Trustee and submit weekly reports to Trustee. Trustee reports that Debtor has not provided the Court ordered weekly reports due on October 19, 2023, and October 26, 2023.

The Court will issue an order declaring Mr. Farrell in contempt of its October 6th, 2023 order and will further impose sanctions in the amount of \$1,000 per day until Mr. Farrell is in compliance with the order.

The status conference will also be continued to December 5, 2023, at 11:00 a.m., with a report from Trustee due 7 days in advance. At the continued status conference, the Court will consider whether incarceration of Mr. Farrell is required until he purges himself of the contempt.

Mr. Farrell shall appear personally in Courtroom 5C, located at 411 West Fourth Street, Santa Ana, CA 92701. All other interested parties, including Trustee, may appear virtually.

**United States Bankruptcy Court
Central District of California
Santa Ana
Scott Clarkson, Presiding
Courtroom 5C Calendar**

Tuesday, November 7, 2023

Hearing Room 5C

11:00 AM

CONT... Richard Clark Farrell

Chapter 7

Appearances are required. The hearing will take place both in person and using Zoom for Government, a free service that provides audioconference and videoconference capabilities. Only the parties, including counsels, their clients, and pro se individuals, may virtually join the hearing. No testimony, however, will be permitted unless specifically authorized by the Court either prior to, or during, the hearing. Parties virtually appearing should consult the NOTICE OF VIDEO AND TELEPHONIC APPEARANCE PROCEDURES FOR JUDGE SCOTT CLARKSON'S CASES for specific procedures and further information.

The audio portion of each hearing will be recorded electronically by the Court and constitute its official record. **By Order of the Judicial Conference of the United States, members of the general public may only view the hearings from the Courtroom, which will remain open, or access the hearing by audioconference only, as set forth below. This is a nationwide mandate and is not subject to this Court's discretion. The Court will have monitors on and viewable within the Courtroom for viewing.**

Hearing participants may connect to the videoconference through an Internet browser by entering the Videoconference URL shown below, as well as the meeting ID and password, when prompted.

Videoconference URL: <https://cacb.zoomgov.com/j/1614115624>

Meeting ID: 161 411 5624

Password: 649432

If a participant is unable to send and receive audio through his/her computer, or join the videoconference through an Internet browser for any reason, the audio of the hearing may be accessed by telephone using the below audio conference information. PLEASE BE ADVISED THAT THE GENERAL PUBLIC AND ALL MEDIA MAY ONLY USE THE AUDIO CONFERENCE SYSTEM BELOW AND MAY NOT UTILIZE THE VIDEO CONFERENCE SYSTEM.

**United States Bankruptcy Court
Central District of California
Santa Ana
Scott Clarkson, Presiding
Courtroom 5C Calendar**

Tuesday, November 7, 2023

Hearing Room

5C

11:00 AM

CONT... Richard Clark Farrell

Chapter 7

Audioconference Tel. No.: +1 (669) 254 5252 or +1 (646) 828 7666

Meeting ID: 161 411 5624

Password: 649432

For further details, please consult the instructions on the Court's website
<https://www.cacb.uscourts.gov/judges/honorable-scott-c-clarkson>.

Please note that default matters may be called prior to the videoconference, so there may be a slight delay to the official start time of the videoconference hearing.

As noted in the Court's Zoom Video Hearing Guide, located at <https://www.cacb.uscourts.gov/node/7890>, all persons are strictly prohibited from making any recording of court proceedings, whether by video, audio, "screenshot," or otherwise. Violation of this prohibition may result in the imposition of monetary and non-monetary sanctions.

Revised tentative for 10/19/23:

Matters #2 and #3 are hereby consolidated and CONTINUED to November 7, 2023, at 11:00 a.m. Trustee is to file a status report 7 days in advance.

Appearances for the 10/19 hearing are excused.

Tentative for 10/19/23:

Matters #2 and #3 will be heard concurrently. If the Court is satisfied with Debtor's progress, the Court may set a continued date of November 16, 2023, at 11:00 a.m. and consolidate both matters into a single hearing.

Tentative for 9/28/23:

**United States Bankruptcy Court
Central District of California
Santa Ana
Scott Clarkson, Presiding
Courtroom 5C Calendar**

Tuesday, November 7, 2023

Hearing Room 5C

11:00 AM

CONT... Richard Clark Farrell

Chapter 7

Matters #1 and #1.10 will be heard concurrently.

Debtor is required to personally appear in Courtroom 5C.

Other hearing participants may appear virtually.

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| Party Information |
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Debtor(s):

Richard Clark Farrell

Represented By
William M. Hulsy
Michael R Adele

Trustee(s):

Karen S Naylor (TR)

Represented By
Nanette D Sanders
Brian R Nelson
Robert P Goe
Rafael R Garcia-Salgado

**United States Bankruptcy Court
Central District of California
Santa Ana
Scott Clarkson, Presiding
Courtroom 5C Calendar**

Tuesday, November 7, 2023

Hearing Room

5C

11:00 AM

8:20-10535 ARP-Loyalton Cogen LLC

Chapter 7

#6.00

Hearing RE: Chapter 7 Trustee's Motion For Order Disallowing The Following Claims:
(Motion filed 10/6/2023)

| | | |
|--------------------|--------------------|-------------|
| (1) Claim No. 6-1 | James Turner | \$48,159.78 |
| (2) Claim No. 14-2 | James Turner | \$27,583.82 |
| (3) Claim No. 7-1 | Bonnie M. Richards | \$17,128.68 |
| (4) Claim No. 8-1 | Bonnie M. Richards | \$7,853.43 |

Docket 67

***** VACATED *** REASON: CONTINUED TO DECEMBER 5, 2023 AT 11:00 A.M. PER ORDER GRANTING MOTION TO CONTINUE HEARING ON CHAPTER 7 TRUSTEE'S MOTION FOR ORDER DISALLOWING THE FOLLOWING CLAIMS ENTERED 11-3-23 - (DOCKET NO. [74])**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

ARP-Loyalton Cogen LLC

Represented By
David B Golubchik
Todd M Arnold

Movant(s):

Thomas H Casey (TR)

Pro Se

Trustee(s):

Thomas H Casey (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Santa Ana
Scott Clarkson, Presiding
Courtroom 5C Calendar**

Tuesday, November 7, 2023

Hearing Room 5C

11:00 AM

8:21-11662 Jennifer Leigh Hodges

Chapter 7

#7.00

Hearing RE: Amended Motion For Turnover Of Property Of The Estate;
Documents And Information; And Accounting
(Motion filed 10/11/2023)
(Amended Motion filed 10/27/2023)

Docket 284

Tentative Ruling:

Tentative for 11/7/23:

The Court is inclined to grant the motion for the reasons stated in Trustee's Reply [Dk. 287].

Debtor, in their untimely Motion to Continue filed on November 5, 2023 [Dk. 293], takes issue with the timeliness of the Amended Motion filed 11 days prior to the hearing date. The Amended Motion has no substantive changes, it merely corrects an error in the original motion where page 12, the conclusion of the motion, was missing. The Motion to Continue is otherwise premised on the same arguments in the Opposition. The Court remains unpersuaded that the filing of the IRS claim objection [Dk. 292] and Debtor's Motion to Continue [Dk. 293] alters this outcome, as any other outcome would seem to ratify Debtor's non-compliance with her statutory duties, which she promised to comply with in the Court approved Stipulation (see, Stipulation filed June 30, 2022 [Dk. 192] and order approving the Stipulation entered June 30, 2022 [Dk. 192]).

Virtual appearances are required. The hearing will take place using Zoom for Government, a free service that provides audioconference and videoconference capabilities. Only the parties, including counsels, their clients, and pro se individuals, may virtually join the hearing. No testimony, however, will be permitted unless specifically authorized by the Court either prior to, or during, the hearing. Parties virtually appearing should consult the NOTICE OF VIDEO AND TELEPHONIC APPEARANCE PROCEDURES

**United States Bankruptcy Court
Central District of California
Santa Ana
Scott Clarkson, Presiding
Courtroom 5C Calendar**

Tuesday, November 7, 2023

Hearing Room 5C

11:00 AM

CONT... Jennifer Leigh Hodges

Chapter 7

FOR JUDGE SCOTT CLARKSON'S CASES for specific procedures and further information.

The audio portion of each hearing will be recorded electronically by the Court and constitute its official record. **By Order of the Judicial Conference of the United States, members of the general public may only view the hearings from the Courtroom, which will remain open, or access the hearing by audioconference only, as set forth below. This is a nationwide mandate and is not subject to this Court's discretion. The Court will have monitors on and viewable within the Courtroom for viewing.**

Hearing participants may connect to the videoconference through an Internet browser by entering the Videoconference URL shown below, as well as the meeting ID and password, when prompted.

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Meeting ID: 161 411 5624

Password: 649432

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Audioconference Tel. No.: +1 (669) 254 5252 or +1 (646) 828 7666

Meeting ID: 161 411 5624

Password: 649432

For further details, please consult the instructions on the Court's website

**United States Bankruptcy Court
Central District of California
Santa Ana
Scott Clarkson, Presiding
Courtroom 5C Calendar**

Tuesday, November 7, 2023

Hearing Room 5C

11:00 AM

CONT... Jennifer Leigh Hodges

Chapter 7

<https://www.cacb.uscourts.gov/judges/honorable-scott-c-clarkson>.

Please note that default matters may be called prior to the videoconference, so there may be a slight delay to the official start time of the videoconference hearing.

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| Party Information |
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Debtor(s):

Jennifer Leigh Hodges

Represented By
Michael F Chekian

Movant(s):

Mark M Sharf (TR)

Represented By
Arturo Cisneros
Nathan F Smith

Trustee(s):

Mark M Sharf (TR)

Represented By
Arturo Cisneros
Nathan F Smith

**United States Bankruptcy Court
Central District of California
Santa Ana
Scott Clarkson, Presiding
Courtroom 5C Calendar**

Tuesday, November 7, 2023

Hearing Room 5C

1:30 PM

8:18-14512 One Source Facility Maintenance, Inc.

Chapter 7

Adv#: 8:20-01171 Casey v. Joshi et al

#8.00

Hearing RE: Plaintiff's Motion For Default Judgment Against Dillip Joshi And Vasanti Joshi Under LBR 7055-1 (Motion filed 10/10/2023)

Docket 131

Tentative Ruling:

Tentative for 11/7/23 is to GRANT.

Note: This matter appears to be uncontested. Accordingly, no court appearance by Movant is required. Should an opposing party file a late opposition or appear at the hearing, the Court will determine whether further hearing is required and Movant will be so notified.

Parties wishing to make an appearance must do so by appearing in the Courtroom or by utilizing Zoom for Government, a free service that provides audioconference capabilities, using the following information.

Audioconference Tel. No.: +1 (669) 254 5252 or +1 (646) 828 7666

Meeting ID: 161 591 8323

Password: 803317

Parties making telephonic appearances are reminded to have all relevant filings/information easily accessible during the hearing. Parties should consult the NOTICE OF VIDEO AND TELEPHONIC APPEARANCE PROCEDURES FOR JUDGE SCOTT CLARKSON'S CASES for specific procedures and further information.

As a reminder, members of the general public wishing to *view* the hearings may do so from the Courtrooms, which remain open and accessible. Any

**United States Bankruptcy Court
Central District of California
Santa Ana
Scott Clarkson, Presiding
Courtroom 5C Calendar**

Tuesday, November 7, 2023

Hearing Room 5C

1:30 PM

CONT... **One Source Facility Maintenance, Inc.**

Chapter 7

party, however, may *listen* to the hearing by audioconference, as noted above.

Movant to lodge an order within seven (7) days.

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| Party Information |
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Debtor(s):

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|----------------------------------|---------------------------------|
| One Source Facility Maintenance, | Represented By James R Selth |
|----------------------------------|---------------------------------|

Defendant(s):

| | |
|--------------------------|---|
| Dilip Joshi | Pro Se |
| Nishan Joshi | Pro Se |
| Vasanti Joshi | Pro Se |
| Orlando A Molina | Pro Se |
| JPMORGAN CHASE BANK N.A. | Represented By Christopher O Rivas |
| Citibank, N.A. | Pro Se |
| WELLS FARGO BANK, N.A. | Represented By J. Barrett Marum |
| Flagstar Mortgage Corp. | Pro Se |
| NewRez LLC | Pro Se |
| Loan Care, LLC | Represented By Victoria Tsoong Carley Lee |

**United States Bankruptcy Court
Central District of California
Santa Ana
Scott Clarkson, Presiding
Courtroom 5C Calendar**

Tuesday, November 7, 2023

Hearing Room 5C

1:30 PM

CONT... One Source Facility Maintenance, Inc.

Chapter 7

West One Property Services, Inc. Pro Se

Movant(s):

Thomas H Casey

Represented By
Brennan Mitch

Plaintiff(s):

Thomas H Casey

Represented By
Brennan Mitch

Trustee(s):

Thomas H Casey (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Santa Ana
Scott Clarkson, Presiding
Courtroom 5C Calendar**

Tuesday, November 7, 2023

Hearing Room 5C

1:30 PM

8:18-14512 One Source Facility Maintenance, Inc.

Chapter 7

Adv#: 8:20-01171 Casey v. Joshi et al

#8.10

CONT'D STATUS CONFERENCE Hearing RE: Chapter 7 Trustee's Adversary Complaint:

- (1) To Avoid And Recover Fraudulent Transfers;
- (2) For Recovery Of Transfers;
- (3) For Preservation Of Transfers;
- (4) For Disallowance of Claim
(Complaint filed 12/10/2020)

[Case Transferred From ES On 9/1/2022]

(LoanCare, LLC is Dismissed 5/16/2023- docket no. [114])

(NewRez, LLC and Flagstar Mortgage Corp. Dismissed 5/3/2023 - docket no. [118])

(PTC converted to S/C per Order Entered 5/31/2023 - docket no. [118])

[Holding Date ONLY]

FR: 3-4-21; 10-14-21; 1-20-22; 6-2-22; 21-1-22; 12-13-22; 2-14-23; 5-2-23;
5-30-23; 7-11-23; 10-24-23

Docket 1

Tentative Ruling:

Tentative for 11/7/23

In light of the tentative to grant the motion for default on related matter #8, the status conference will go off-calendar.

Appearances for the 11/7 hearing are excused.

Tentative for 10/24/23:

This matter is CONTINUED to November 7, 2023, at 1:30 p.m. to coincide with the hearing on the motion for default judgment.

**United States Bankruptcy Court
Central District of California
Santa Ana
Scott Clarkson, Presiding
Courtroom 5C Calendar**

Tuesday, November 7, 2023

Hearing Room 5C

1:30 PM

CONT... One Source Facility Maintenance, Inc.

Chapter 7

Appearances for the 10/24 hearing are excused.

Tentative for 5/30/23:

The Court is inclined to convert this pre-trial conference to a status conference, CONTINUE the status conference to July 11, 2023, at 1:30 p.m., and enter an order requiring Defendants Dillip and Vasanti Joshi to appear concurrently with the continued status conference and show cause why the Court should not strike their answers. Responses to the OSC and a status report shall be due 14 days prior to the hearing. Failure to respond to the OSC may result in the Court's striking of Defendants' answer and vacating of the 7/11 hearing.

Plaintiff is to lodge an order consistent with the foregoing within seven days.

Virtual appearances are required.

Tentative for 2/14/23:

This matter is CONTINUED to May 2, 2023, at 1:30 p.m. in light of the request contained in Plaintiff's Counsel's declaration filed 1/31/23 [Dk. 107]. In advance of the continued pre-trial conference, the parties shall be required to follow all applicable rules and procedures.

Appearances for the 2/14 hearing are excused.

Tentative for 12/13/22:

Virtual appearances are required.

Party Information

Debtor(s):

One Source Facility Maintenance,

Represented By
James R Selth

**United States Bankruptcy Court
Central District of California
Santa Ana
Scott Clarkson, Presiding
Courtroom 5C Calendar**

Tuesday, November 7, 2023

Hearing Room 5C

1:30 PM

CONT... One Source Facility Maintenance, Inc.

Chapter 7

Defendant(s):

| | |
|----------------------------------|---|
| Dilip Joshi | Pro Se |
| Nishan Joshi | Pro Se |
| Vasanti Joshi | Pro Se |
| Orlando A Molina | Pro Se |
| JPMORGAN CHASE BANK N.A. | Represented By Christopher O Rivas |
| Citibank, N.A. | Pro Se |
| WELLS FARGO BANK, N.A. | Represented By J. Barrett Marum |
| Flagstar Mortgage Corp. | Pro Se |
| NewRez LLC | Pro Se |
| Loan Care, LLC | Represented By Victoria Tsoong Carley Lee |
| West One Property Services, Inc. | Pro Se |

Plaintiff(s):

| | |
|----------------|---------------------------------|
| Thomas H Casey | Represented By Brennan Mitch |
|----------------|---------------------------------|

Trustee(s):

| | |
|---------------------|--------|
| Thomas H Casey (TR) | Pro Se |
|---------------------|--------|

**United States Bankruptcy Court
Central District of California
Santa Ana
Scott Clarkson, Presiding
Courtroom 5C Calendar**

Tuesday, November 7, 2023

Hearing Room 5C

1:30 PM

8:22-10293 R.A. Lotter Holdings, Inc.

Chapter 7

Adv#: 8:22-01080 Naylor v. R.A. Lotter Insurance Marketing, Inc.

#9.00

CONT'D PRE-TRIAL CONFERENCE Hearing RE: Complaint:

- (1) Turnover; And
- (2) Unjust Enrichment
(Complaint filed 9/14/2022)
(PTC set at S/C held 12/8/2022)

FR: advanced from 12-13-22; 12-8-22; advanced from 8-29-23; 8-28-23

Docket 1

***** VACATED *** REASON: CONTINUED TO JANUARY 9, 2024 AT
11:00 A.M. PER ORDER APPROVING STIPULATION TO CONTINUE
PRE-TRIAL CONFERENCE ENTERED 10-24-2023 - (DOCKET NO. [37])**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

R.A. Lotter Holdings, Inc.

Represented By
Summer M Shaw

Defendant(s):

R.A. Lotter Insurance Marketing,

Represented By
Anerio V Altman

Plaintiff(s):

Karen Sue Naylor

Represented By
Nathan F Smith

Trustee(s):

Karen S Naylor (TR)

Represented By
Arturo Cisneros
Nathan F Smith

United States Bankruptcy Court
Central District of California
Santa Ana
Scott Clarkson, Presiding
Courtroom 5C Calendar

Tuesday, November 7, 2023

Hearing Room 5C

1:30 PM

8:22-10494 Eric Vaughn Zwigart

Chapter 7

Adv#: 8:22-01111 NW Logistics LLC v. Zwigart et al

#10.00

Hearing RE: Motion For An Order Compelling Disclosure Pursuant To FRCP 37
(Motion filed 10/4/2023)

Docket 75

*** VACATED *** REASON: CONTINUED TO DECEMBER 12, 2023
AT 1:30 P.M. PER ORDER CONTINUING HEARINGS ON (1) MOTION
FOR ORDER COMPELLING DISCLOSURE PURSUANT TO FRCP 37
(DOKCET [75]) AND (2) STATUS CONFERENCE ENTERED 10-20-2023 -
(DOCKET NO. [78])

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Eric Vaughn Zwigart

Represented By
Michael G Spector
Vicki L Schennum

Defendant(s):

Eric Vaughn Zwigart

Represented By
Michael G Spector

Luz Amparo Zwigart

Represented By
Michael G Spector

Joint Debtor(s):

Luz Amparo Zwigart

Represented By
Michael G Spector
Vicki L Schennum

Movant(s):

NW Logistics LLC

Represented By
Xai McDonald

**United States Bankruptcy Court
Central District of California
Santa Ana
Scott Clarkson, Presiding
Courtroom 5C Calendar**

Tuesday, November 7, 2023

Hearing Room 5C

1:30 PM

CONT... Eric Vaughn Zwigart

Chapter 7

Plaintiff(s):

NW Logistics LLC

Represented By
Xai McDonald

Trustee(s):

Karen S Naylor (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Santa Ana
Scott Clarkson, Presiding
Courtroom 5C Calendar**

Tuesday, November 7, 2023

Hearing Room 5C

1:30 PM

8:22-10960 Shaun D. Etchegoyen

Chapter 7

Adv#: 8:22-01077 Dabbah et al v. Etchegoyen

#11.00

CONT'D STATUS CONFERENCE Hearing RE: Complaint To Determine Non-Dischargeability Of Debt Pursuant To 11 U.S.C. Section 523(a)(2), (4), And (6) (Complaint filed 9/8/2022) (PTC set at S/C held 12/8/2022) (S/C set at Hearing Held 8/28/2023)

FR: Advanced from 12-13-22; 12-8-22; 6-14-23; 8-28-23

Docket 1

Tentative Ruling:

Tentative for 11/7/23:

This matter is CONTINUED to December 5, 2023, at 1:30 p.m. to be heard concurrently with the anticipated motion for default judgment.

Appearances for the 11/7 hearing are excused.

Tentative for 12/8/22:

The Court is inclined to set the following dates/deadlines:

1. Discovery cutoff: May 31, 2023. Note: this is the date by which all discovery motions must be heard and resolved.
2. Motion cutoff: June 30, 2023. Note: this is the date by which all non-discovery motions must be heard and resolved.
3. Pretrial conference: July 18, 2023, at 1:30 p.m.

The parties are specifically advised to cooperate and follow all local and federal rules. The failure to do so may result in the imposition of monetary

**United States Bankruptcy Court
Central District of California
Santa Ana
Scott Clarkson, Presiding
Courtroom 5C Calendar**

Tuesday, November 7, 2023

Hearing Room

5C

1:30 PM

CONT... Shaun D. Etchegoyen

Chapter 7

and non-monetary sanctions, including the striking of the answer and dismissal of the complaint.

Plaintiff is to lodge a scheduling order within seven (7) days.

Virtual appearances are required.

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| Party Information |
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Debtor(s):

Shaun D. Etchegoyen

Represented By
Joseph A Weber

Defendant(s):

Shaun D. Etchegoyen

Represented By
Fritz J Firman

Plaintiff(s):

Gary Dabbah

Represented By
Donald W Reid

Tina Dabbah

Represented By
Donald W Reid

Trustee(s):

Richard A Marshack (TR)

Represented By
Thomas J Polis

**United States Bankruptcy Court
Central District of California
Santa Ana
Scott Clarkson, Presiding
Courtroom 5C Calendar**

Tuesday, November 7, 2023

Hearing Room 5C

1:30 PM

8:22-11915 Manzella Properties, LLC

Chapter 7

Adv#: 8:23-01088 Manzella v. West Coast Ventures & Resources, Inc. et al

#12.00

Hearing RE: Motion To Dismiss Adversary Complaint
(Motion filed 10/5/2023)

Docket 7

Tentative Ruling:

Tentative for 11/7/23:

Defendants seek dismissal of the Second (avoidance and recovery of fraudulent transfer), Third (avoidance and recovery of preferential transfer), Fourth (disallowance of claims under § 502(d)), Sixth (accounting), and Seventh Claims for Relief (equitable subordination under § 510(c)). Each of these claims is addressed in turn, below.

Second, Third and Sixth Claims: the parties have agreed that these claims will be dismissed without prejudice.

Fourth Claim: the Court is not aware of any legal authority asserting that a claim for disallowance under § 502(d) may be asserted independent of an avoidance action and Plaintiff cites none. Defendants, on the other hand, cite to authority which notes that "[t]he legislative history and policy behind Section 502(d) illustrates that the section is intended to have the coercive effect of insuring compliance with judicial orders." The Court agrees and, given the dismissal of the Second and Third claims, is inclined to dismiss this claim without prejudice.

Seventh Claim: Defendants assert that Plaintiff fails to allege a particular harm and thus lack standing. Plaintiffs dispute the foregoing, asserting that the Complaint and the Opposition to the Attachment Motion filed in State Court provide sufficient notice of Plaintiff's claims to enable Defendants to defend themselves. Plaintiffs should be prepared to draw the Court's attention to the specific paragraphs in the Complaint identifying the alleged harm to Plaintiff.

**United States Bankruptcy Court
Central District of California
Santa Ana
Scott Clarkson, Presiding
Courtroom 5C Calendar**

Tuesday, November 7, 2023

Hearing Room

5C

1:30 PM

CONT... Manzella Properties, LLC

Chapter 7

In the event the Court permits amendment, any amended pleading would be due by no later than November 28, 2023, with a responsive pleading due by no later than December 19, 2023.

The status conference is continued to January 9, 2024, at 1:30 p.m., with a status report due 14 days in advance.

Virtual appearances are required. The hearing will take place using Zoom for Government, a free service that provides audioconference and videoconference capabilities. Only the parties, including counsels, their clients, and pro se individuals, may virtually join the hearing. No testimony, however, will be permitted unless specifically authorized by the Court either prior to, or during, the hearing. Parties virtually appearing should consult the NOTICE OF VIDEO AND TELEPHONIC APPEARANCE PROCEDURES FOR JUDGE SCOTT CLARKSON'S CASES for specific procedures and further information.

The audio portion of each hearing will be recorded electronically by the Court and constitute its official record. **By Order of the Judicial Conference of the United States, members of the general public may only view the hearings from the Courtroom, which will remain open, or access the hearing by audioconference only, as set forth below. This is a nationwide mandate and is not subject to this Court's discretion. The Court will have monitors on and viewable within the Courtroom for viewing.**

Hearing participants may connect to the videoconference through an Internet browser by entering the Videoconference URL shown below, as well as the meeting ID and password, when prompted.

Videoconference URL: <https://cacb.zoomgov.com/j/1615918323>

Meeting ID: 161 591 8323

Password: 803317

**United States Bankruptcy Court
Central District of California
Santa Ana
Scott Clarkson, Presiding
Courtroom 5C Calendar**

Tuesday, November 7, 2023

Hearing Room 5C

1:30 PM

CONT... **Manzella Properties, LLC**

Chapter 7

If a participant is unable to send and receive audio through his/her computer, or join the videoconference through an Internet browser for any reason, the audio of the hearing may be accessed by telephone using the below audio conference information. PLEASE BE ADVISED THAT THE GENERAL PUBLIC AND ALL MEDIA MAY ONLY USE THE AUDIO CONFERENCE SYSTEM BELOW AND MAY NOT UTILIZE THE VIDEO CONFERENCE SYSTEM.

Audioconference Tel. No.: +1 (669) 254 5252 or +1 (646) 828 7666

Meeting ID: 161 591 8323

Password: 803317

For further details, please consult the instructions on the Court's website <https://www.cacb.uscourts.gov/judges/honorable-scott-c-clarkson>.

Please note that default matters may be called prior to the videoconference, so there may be a slight delay to the official start time of the videoconference hearing.

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| Party Information |
|--------------------------|

Debtor(s):

Manzella Properties, LLC

Represented By
Tracy Green
Anthony W. Austin

Defendant(s):

West Coast Ventures & Resources,

Represented By
Sean A OKeefe

**United States Bankruptcy Court
Central District of California
Santa Ana
Scott Clarkson, Presiding
Courtroom 5C Calendar**

Tuesday, November 7, 2023

Hearing Room 5C

1:30 PM

CONT... Manzella Properties, LLC

Chapter 7

Randy Teffeteller

Represented By
Sean A OKeefe

Movant(s):

West Coast Ventures & Resources,

Represented By
Sean A OKeefe

Randy Teffeteller

Represented By
Sean A OKeefe

Plaintiff(s):

Michele Manzella

Represented By
Melissa Davis Lowe

Trustee(s):

Karen S Naylor (TR)

Represented By
Nanette D Sanders
Ashley M Teesdale
William Malcolm

**United States Bankruptcy Court
Central District of California
Santa Ana
Scott Clarkson, Presiding
Courtroom 5C Calendar**

Tuesday, November 7, 2023

Hearing Room 5C

1:30 PM

8:22-11915 Manzella Properties, LLC

Chapter 7

Adv#: 8:23-01088 Manzella v. West Coast Ventures & Resources, Inc. et al

#12.10

CONT'D STATUS CONFERENCE Hearing RE: Complaint For:
(1) Objection To Claim 1 Of West Coast Ventures & Resources, Inc.;
(2) Avoidance And Recovery Of Fraudulent Transfer;
(3) Avoidance And Recovery Of Preferential Transfer;
(4) Disallowance Of Claims;
(5) Declaratory Relief To Determine The Invalidity Of Defendants' Lien;
(6) Accounting; And
(7) Equitable Subordination Of Claim 1 Of West Coast Ventures & Resources, Inc.
(Complaint filed 8/8/2023)

FR: 10-24-23

Docket 1

Tentative Ruling:

Tentative for 11/7/23:

The Court is inclined to set a continued status conference date of January 9, 2024, at 1:30 p.m., with a status report due 14 days in advance.

Virtual appearances are required. The hearing will take place using Zoom for Government, a free service that provides audioconference and videoconference capabilities. Only the parties, including counsels, their clients, and pro se individuals, may virtually join the hearing. No testimony, however, will be permitted unless specifically authorized by the Court either prior to, or during, the hearing. Parties virtually appearing should consult the NOTICE OF VIDEO AND TELEPHONIC APPEARANCE PROCEDURES FOR JUDGE SCOTT CLARKSON'S CASES for specific procedures and further information.

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**United States Bankruptcy Court
Central District of California
Santa Ana
Scott Clarkson, Presiding
Courtroom 5C Calendar**

Tuesday, November 7, 2023

Hearing Room 5C

1:30 PM

CONT... **Manzella Properties, LLC**

Chapter 7

and constitute its official record. **By Order of the Judicial Conference of the United States, members of the general public may only view the hearings from the Courtroom, which will remain open, or access the hearing by audioconference only, as set forth below. This is a nationwide mandate and is not subject to this Court's discretion. The Court will have monitors on and viewable within the Courtroom for viewing.**

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Password: 803317

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Meeting ID: 161 591 8323

Password: 803317

For further details, please consult the instructions on the Court's website <https://www.cacb.uscourts.gov/judges/honorable-scott-c-clarkson>.

Please note that default matters may be called prior to the videoconference, so there may be a slight delay to the official start time of the videoconference

**United States Bankruptcy Court
Central District of California
Santa Ana
Scott Clarkson, Presiding
Courtroom 5C Calendar**

Tuesday, November 7, 2023

Hearing Room 5C

1:30 PM

CONT... **Manzella Properties, LLC**
hearing.

Chapter 7

As noted in the Court's Zoom Video Hearing Guide, located at <https://www.cacb.uscourts.gov/node/7890>, all persons are strictly prohibited from making any recording of court proceedings, whether by video, audio, "screenshot," or otherwise. Violation of this prohibition may result in the imposition of monetary and non-monetary sanctions.

Tentative for 10/24/23:

This matter is CONTINUED to November 7, 2023, at 1:30 p.m. to coincide with the hearing on the motion to dismiss.

Appearances for the 10/24 hearing are excused.

Party Information

Debtor(s):

Manzella Properties, LLC

Represented By
Tracy Green
Anthony W. Austin

Defendant(s):

West Coast Ventures & Resources,

Represented By
Sean A OKeefe

Randy Teffeteller

Represented By
Sean A OKeefe

Plaintiff(s):

Michele Manzella

Represented By
Melissa Davis Lowe

Trustee(s):

Karen S Naylor (TR)

Represented By
Nanette D Sanders

**United States Bankruptcy Court
Central District of California
Santa Ana
Scott Clarkson, Presiding
Courtroom 5C Calendar**

Tuesday, November 7, 2023

Hearing Room 5C

1:30 PM

CONT... Manzella Properties, LLC

Ashley M Teesdale
William Malcolm

Chapter 7

**United States Bankruptcy Court
Central District of California
Santa Ana
Scott Clarkson, Presiding
Courtroom 5C Calendar**

Tuesday, November 7, 2023

Hearing Room 5C

1:30 PM

8:23-10094 David Allen Wilson

Chapter 7

Adv#: 8:23-01034 McKnew et al v. Wilson

#13.00

CONT'D STATUS CONFERENCE Hearing RE: Complaint To Determine
Nondischargeability Of Debt Pursuant To 11 U.S.C. Section 523
(Complaint filed 4/27/2023)

FR: 7-18-23; 9-12-23

Docket 1

***** VACATED *** REASON: OFF CALENDAR PER ORDER
GRANTING PLAINTIFFS' MOTION FOR ENTRY OF DEFAULT
JUDGMENT AGAINST DAVID ALLEN WILSON ENTERED 11-1-2023 -
(DOCKET NO. [23])**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

David Allen Wilson

Represented By
Bert Briones

Defendant(s):

David Allen Wilson

Pro Se

Plaintiff(s):

Thomas I. McKnew, IV and Lisa A.

Represented By
Michael A Wallin

Lisa A. McKnew

Represented By
Michael A Wallin

Thomas I. McKnew, IV

Represented By
Michael A Wallin

**United States Bankruptcy Court
Central District of California
Santa Ana
Scott Clarkson, Presiding
Courtroom 5C Calendar**

Tuesday, November 7, 2023

Hearing Room 5C

1:30 PM

CONT... David Allen Wilson

Chapter 7

Trustee(s):

Richard A Marshack (TR)

Represented By
Melissa Davis Lowe

**United States Bankruptcy Court
Central District of California
Santa Ana
Scott Clarkson, Presiding
Courtroom 5C Calendar**

Tuesday, November 7, 2023

Hearing Room 5C

1:30 PM

8:23-10371 Darryl Michael Roberts

Chapter 7

Adv#: 8:23-01048 XL Funding, LLC v. Roberts

#14.00

CONT'D STATUS CONFERENCE Hearing RE: Complaint To Determine Dischargeability Of Debt Pursuant To 11 U.S.C. Sections 523(a)(2)(A), 523(a)(4), And 523(a)(2)(B)
(Complaint filed 6/9/2023)

FR: 8-28-23

Docket 1

Tentative Ruling:

Tentative for 11/7/23:

The Court is inclined to set the following dates/deadlines:

1. Discovery cutoff: February 29, 2024. Note: this is the date by which all discovery motions must be heard and resolved.
2. Motion cutoff: March 26, 2024. Note: this is the date by which all non-discovery motions must be heard and resolved.
3. Pretrial conference: April 30, 2024, at 1:30 p.m.

The parties are specifically advised to cooperate and follow all local and federal rules. The failure to do so may result in the imposition of monetary and non-monetary sanctions, including the striking of the answer and dismissal of the complaint.

Plaintiff is to lodge a scheduling order within seven (7) days.

Virtual appearances are required. The hearing will take place using Zoom for Government, a free service that provides audioconference and videoconference capabilities. Only the parties, including counsels, their

**United States Bankruptcy Court
Central District of California
Santa Ana
Scott Clarkson, Presiding
Courtroom 5C Calendar**

Tuesday, November 7, 2023

Hearing Room

5C

1:30 PM

CONT... **Darryl Michael Roberts**

Chapter 7

clients, and pro se individuals, may virtually join the hearing. No testimony, however, will be permitted unless specifically authorized by the Court either prior to, or during, the hearing. Parties virtually appearing should consult the NOTICE OF VIDEO AND TELEPHONIC APPEARANCE PROCEDURES FOR JUDGE SCOTT CLARKSON'S CASES for specific procedures and further information.

The audio portion of each hearing will be recorded electronically by the Court and constitute its official record. **By Order of the Judicial Conference of the United States, members of the general public may only view the hearings from the Courtroom, which will remain open, or access the hearing by audioconference only, as set forth below. This is a nationwide mandate and is not subject to this Court's discretion. The Court will have monitors on and viewable within the Courtroom for viewing.**

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Meeting ID: 161 591 8323

Password: 803317

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**United States Bankruptcy Court
Central District of California
Santa Ana
Scott Clarkson, Presiding
Courtroom 5C Calendar**

Tuesday, November 7, 2023

Hearing Room 5C

1:30 PM

CONT... Darryl Michael Roberts

Chapter 7

Meeting ID: 161 591 8323

Password: 803317

For further details, please consult the instructions on the Court's website
<https://www.cacb.uscourts.gov/judges/honorable-scott-c-clarkson>.

Please note that default matters may be called prior to the videoconference, so there may be a slight delay to the official start time of the videoconference hearing.

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Tentative for 8/28/23:

This matter is CONTINUED to November 7, 2023, at 1:30 p.m. to allow Plaintiff to proceed by default. A request for entry of default and subsequent motion for default judgment must be obtained by no later than September 30, 2023. The motion for default judgment may be determined without a hearing pursuant to applicable local rules or set for hearing utilizing the Court's self-set calendar.

A status report is due 14 days prior to the continued hearing.

Appearances are excused.

Party Information

Debtor(s):

Darryl Michael Roberts

Represented By
Christopher J Langley

**United States Bankruptcy Court
Central District of California
Santa Ana
Scott Clarkson, Presiding
Courtroom 5C Calendar**

Tuesday, November 7, 2023

Hearing Room 5C

1:30 PM

CONT... Darryl Michael Roberts

Chapter 7

Defendant(s):

Darryl Michael Roberts

Pro Se

Plaintiff(s):

XL Funding, LLC

Represented By
J. Alexandra Rhim

Trustee(s):

Thomas H Casey (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Santa Ana
Scott Clarkson, Presiding
Courtroom 5C Calendar**

Tuesday, November 7, 2023

Hearing Room 5C

1:30 PM

8:23-10430 Ramy Reda Abdelaziz Omar

Chapter 7

Adv#: 8:23-01051 Auto Finance Solutions, LLC v. Omar

#15.00

CONT'D STATUS CONFERENCE Hearing RE: Complaint For:
(1) Nondischargeability Of Debt Pursuant To 11 U.S.C. Section 523(a)(2)(A);
(2) Nondischargeability Of Debt Pursuant To 11 U.S.C. Section 523(a)(4);
(3) Nondischargeability Of Debt Pursuant To 11 U.S.C. Section 523(a)(6);
(4) Objection To Discharge Pursuant To 11 U.S.C. Section 727(a)(2);
(5) Objection To Discharge Pursuant To 11 U.S.C. Section 727(a)(4);
(6) Objection To Discharge Pursuant To 11 U.S.C. Section 727(a)(5);
(7) Avoidance Of Fraudulent Transfer (CA CIV.C Section 3439, et seq.)
(Complaint filed 6/13/2023)

FR: 8-28-23

Docket 1

Tentative Ruling:

Tentative for 11/7/23:

The Court is inclined to continue this status conference to December 5, 2023, at 11:00 a.m. and issue an order directing Plaintiff to appear and show cause on December 5, 2023, at 11:00 a.m. why this adversary proceeding should not be dismissed for lack of prosecution, with responses due 14 days in advance.

The Court notes that, once again, no status report has been filed as of the posting of this tentative, in contravention with applicable LBR 7026-1. As noted therein, failure to comply may be grounds for the imposition of monetary or nonmonetary sanctions, including the dismissal of the complaint.

This status conference was originally scheduled for August 28, 2023, however, the Court continued it to November 7, 2023, as no status report had been filed. The tentative for the August 28, 2023 hearing, which was adopted by the Court, was as follows:

**United States Bankruptcy Court
Central District of California
Santa Ana
Scott Clarkson, Presiding
Courtroom 5C Calendar**

Tuesday, November 7, 2023

Hearing Room

5C

1:30 PM

CONT...

Ramy Reda Abdelaziz Omar

Chapter 7

As a preliminary matter, the Court notes that no status report has been filed as of the posting of this tentative, in contravention with applicable LBR 7026-1 and the Early Meeting of Counsel and Status Conference Instructions attached to the summons issued on 6/13/23 [Dk. 4]. As noted therein, failure to comply may be grounds for the imposition of monetary or nonmonetary sanctions, including the dismissal of the complaint. The Court will excuse the non-compliance in this instance, but cautions that future non-compliance may not be permitted and may result in the issuance of sanction.

This matter is CONTINUED to November 7, 2023, at 1:30 p.m. A status report is due 14 days prior to the continued hearing.

Appearances are excused.

Plaintiff has already been warned that a failure to file a status report may be grounds for sanctions, including the dismissal of the complaint. Plaintiff was instructed to file a status report 14 days prior to the November 7, 2023, hearing and has not.

As noted in Judge Clarkson's Instructions and Procedures, any counsel or party required to file and serve a status report by a date certain pursuant to the Local Bankruptcy Rules or by order of the Court, but fails to do so, must physically appear for hearing in Courtroom 5C at the United States Bankruptcy Court – Ronald Reagan Federal Building and Court House, 411 West Fourth Street, Santa Ana, CA 92701. Video or telephone appearances are not an option.

Physical appearance by Plaintiff is required. Any other interested party may appear virtually. The hearing will take place both in person and using Zoom for Government, a free service that provides audioconference and videoconference capabilities. Only the parties, including counsels, their clients, and pro se individuals, may virtually join the hearing. No testimony, however, will be permitted unless specifically authorized by the Court either prior to, or during, the hearing. Parties virtually appearing should consult the NOTICE OF VIDEO AND TELEPHONIC APPEARANCE PROCEDURES FOR JUDGE SCOTT CLARKSON'S CASES for specific procedures and further information.

**United States Bankruptcy Court
Central District of California
Santa Ana
Scott Clarkson, Presiding
Courtroom 5C Calendar**

Tuesday, November 7, 2023

Hearing Room

5C

1:30 PM

CONT... Ramy Reda Abdelaziz Omar

Chapter 7

The audio portion of each hearing will be recorded electronically by the Court and constitute its official record. **By Order of the Judicial Conference of the United States, members of the general public may only view the hearings from the Courtroom, which will remain open, or access the hearing by audioconference only, as set forth below. This is a nationwide mandate and is not subject to this Court's discretion. The Court will have monitors on and viewable within the Courtroom for viewing.**

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Meeting ID: 161 591 8323

Password: 803317

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Audioconference Tel. No.: +1 (669) 254 5252 or +1 (646) 828 7666

Meeting ID: 161 591 8323

Password: 803317

For further details, please consult the instructions on the Court's website <https://www.cacb.uscourts.gov/judges/honorable-scott-c-clarkson>.

**United States Bankruptcy Court
Central District of California
Santa Ana
Scott Clarkson, Presiding
Courtroom 5C Calendar**

Tuesday, November 7, 2023

Hearing Room 5C

1:30 PM

CONT... **Ramy Reda Abdelaziz Omar**

Chapter 7

Please note that default matters may be called prior to the videoconference, so there may be a slight delay to the official start time of the videoconference hearing.

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Tentative for 8/28/23:

As a preliminary matter, the Court notes that no status report has been filed as of the posting of this tentative, in contravention with applicable LBR 7026-1 and the Early Meeting of Counsel and Status Conference Instructions attached to the summons issued on 6/13/23 [Dk. 4]. As noted therein, failure to comply may be grounds for the imposition of monetary or nonmonetary sanctions, including the dismissal of the complaint. The Court will excuse the non-compliance in this instance, but cautions that future non-compliance may not be permitted and may result in the issuance of sanction.

This matter is CONTINUED to November 7, 2023, at 1:30 p.m. A status report is due 14 days prior to the continued hearing.

Appearances are excused.

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| Party Information |
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Debtor(s):

Ramy Reda Abdelaziz Omar

Represented By
Brian J Soo-Hoo

Defendant(s):

Ramy Reda Abdelaziz Omar

Pro Se

Plaintiff(s):

Auto Finance Solutions, LLC

Represented By

**United States Bankruptcy Court
Central District of California
Santa Ana
Scott Clarkson, Presiding
Courtroom 5C Calendar**

Tuesday, November 7, 2023

Hearing Room 5C

1:30 PM

CONT... Ramy Reda Abdelaziz Omar

Brett K Wiseman

Chapter 7

Trustee(s):

Karen S Naylor (TR)

Pro Se

United States Bankruptcy Court
Central District of California
Santa Ana
Scott Clarkson, Presiding
Courtroom 5C Calendar

Tuesday, November 7, 2023

Hearing Room 5C

1:30 PM

8:23-10447 Joseph Wilk

Chapter 7

Adv#: 8:23-01036 Brahms v. Wilk

#16.00

CONT'D STATUS CONFERENCE Hearing RE: Plaintiff Eric Brahms' Complaint For: (1) Determine Dischargeability Of Debt Under Sections 523(a)(2), 523(a)(4) And 523(a)(6) Of The Bankruptcy Code; And (2) Denial Of Debtor's Discharge Under Section 727 Of The Bankruptcy Code
(Second Cause Of Action - 523(a)(4) -Dismissed With Prejudice - Order Entered 6/1/2023 - docket no. [5])

FR: 8-14-23; 8-28-23

Docket 1

*** VACATED *** REASON: OFF CALENDAR PER JUDGMENT
ENTERED 11-1-2023 - (DOCKET NO. [38])

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Joseph Wilk

Represented By
Michael Jay Berger

Defendant(s):

Joseph Wilk

Represented By
Michael Jay Berger

Plaintiff(s):

Eric Brahms

Represented By
Thomas J Polis

Trustee(s):

Thomas H Casey (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Santa Ana
Scott Clarkson, Presiding
Courtroom 5C Calendar**

Tuesday, November 7, 2023

Hearing Room 5C

1:30 PM

8:23-11047 Andrew A. Sandoval

Chapter 7

Adv#: 8:23-01084 O'Rourke v. Sandoval

#17.00

STATUS CONFERENCE Hearing RE: Second Amended Complaint To Determine Debt To Be Excepted From Discharge, And Objection To Discharge [11U.S.C. Section 523(a)(6) And 727(c)]

Docket 4

***** VACATED *** REASON: CONTINUED TO DECEMBER 5, 2023 AT 1:30 P.M. PER ORDER RE: MOTION TO DISMISS AND CONTINUING STATUS CONFERENCE ENTERED 10-5-2023 - (DOCKET NO. [10])**

Tentative Ruling:

- NONE LISTED -

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| Party Information |
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Debtor(s):

Andrew A. Sandoval

Represented By
Joseph A Weber

Defendant(s):

Andrew A. Sandoval

Represented By
Fritz J Firman

Plaintiff(s):

Megan O'Rourke

Represented By
Scott Andrew Bonzell

Trustee(s):

Richard A Marshack (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Santa Ana
Scott Clarkson, Presiding
Courtroom 5C Calendar**

Tuesday, November 7, 2023

Hearing Room 5C

1:30 PM

8:23-11108 Pierre Jean Jaspard

Chapter 7

Adv#: 8:23-01090 Jaspard et al v. Jaspard

#18.00

STATUS CONFERENCE Hearing RE: Complaint Objecting To Dischargeability
Of A Debt
(Complaint filed 8/11/2023)

Docket 1

Tentative Ruling:

Tentative for 11/7/23:

The Court is inclined to set the following dates/deadlines:

1. Discovery cutoff: April 1, 2024. Note: this is the date by which all discovery motions must be heard and resolved.
2. Motion cutoff: June 1, 2024. Note: this is the date by which all discover motions must be heard and resolved.
3. Pretrial conference: August 13, 2024 at 1:30 p.m.

The parties are specifically advised to cooperate and follow all local and federal rules. The failure to do so may result in the imposition of monetary and non-monetary sanctions, including the striking of the answer and dismissal of the complaint.

Plaintiff is to lodge a scheduling order within seven (7) days.

Virtual appearances are required. The hearing will take place using Zoom for Government, a free service that provides audioconference and videoconference capabilities. Only the parties, including counsels, their clients, and pro se individuals, may virtually join the hearing. No testimony, however, will be permitted unless specifically authorized by the Court either prior to, or during, the hearing. Parties virtually appearing should consult the

**United States Bankruptcy Court
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5C

1:30 PM

CONT... **Pierre Jean Jaspard**

Chapter 7

NOTICE OF VIDEO AND TELEPHONIC APPEARANCE PROCEDURES FOR JUDGE SCOTT CLARKSON'S CASES for specific procedures and further information.

The audio portion of each hearing will be recorded electronically by the Court and constitute its official record. **By Order of the Judicial Conference of the United States, members of the general public may only view the hearings from the Courtroom, which will remain open, or access the hearing by audioconference only, as set forth below. This is a nationwide mandate and is not subject to this Court's discretion. The Court will have monitors on and viewable within the Courtroom for viewing.**

Hearing participants may connect to the videoconference through an Internet browser by entering the Videoconference URL shown below, as well as the meeting ID and password, when prompted.

Videoconference URL: <https://cacb.zoomgov.com/j/1615918323>

Meeting ID: 161 591 8323

Password: 803317

If a participant is unable to send and receive audio through his/her computer, or join the videoconference through an Internet browser for any reason, the audio of the hearing may be accessed by telephone using the below audio conference information. PLEASE BE ADVISED THAT THE GENERAL PUBLIC AND ALL MEDIA MAY ONLY USE THE AUDIO CONFERENCE SYSTEM BELOW AND MAY NOT UTILIZE THE VIDEO CONFERENCE SYSTEM.

Audioconference Tel. No.: +1 (669) 254 5252 or +1 (646) 828 7666

Meeting ID: 161 591 8323

Password: 803317

**United States Bankruptcy Court
Central District of California
Santa Ana
Scott Clarkson, Presiding
Courtroom 5C Calendar**

Tuesday, November 7, 2023

Hearing Room 5C

1:30 PM

CONT... Pierre Jean Jaspard

Chapter 7

For further details, please consult the instructions on the Court's website
<https://www.cacb.uscourts.gov/judges/honorable-scott-c-clarkson>.

Please note that default matters may be called prior to the videoconference, so there may be a slight delay to the official start time of the videoconference hearing.

As noted in the Court's Zoom Video Hearing Guide, located at <https://www.cacb.uscourts.gov/node/7890>, all persons are strictly prohibited from making any recording of court proceedings, whether by video, audio, "screenshot," or otherwise. Violation of this prohibition may result in the imposition of monetary and non-monetary sanctions.

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| Party Information |
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Debtor(s):

Pierre Jean Jaspard

Represented By
Michael D Franco

Defendant(s):

Pierre Jean Jaspard

Pro Se

Plaintiff(s):

Marie Christine Jaspard

Represented By
Kevin C Ronk
Laura J Portillo

Boulangerie Pierre & Patisserie,

Represented By
Kevin C Ronk
Laura J Portillo

Trustee(s):

Weneta M.A. Kosmala (TR)

Pro Se