

**United States Bankruptcy Court
Central District of California
Santa Ana
Theodor Albert, Presiding
Courtroom 5B Calendar**

Tuesday, April 1, 2025

Hearing Room

5B

10:30 AM

8:00-00000

Chapter

#0.00 Hearings on this calendar will be conducted using ZoomGov video and audio.

For information about appearing in person (or a hybrid hearing) please visit <https://www.cacb.uscourts.gov/judges/honorable-theodor-c-albert>.

Case participants may connect to the video and audio feeds, free of charge, using the connection information provided below.

BY MANDATE OF THE ADMINISTRATIVE OFFICE OF THE UNITED STATES COURTS, MEMBERS OF THE PUBLIC AND THE MEDIA MAY ONLY CONNECT TO THE ZOOMGOV AUDIO FEED, AND ONLY BY TELEPHONE. ACCESS TO THE VIDEO FEED BY THESE INDIVIDUALS IS PROHIBITED. IN THE CASE OF A TRIAL OR EVIDENTIARY HEARING, NO AUDIO ACCESS WILL BE PROVIDED.

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Neither a Zoom nor a ZoomGov account is necessary to participate and no pre-registration is required. The audio portion of each hearing will be recorded electronically by the Court and constitutes its official record.

Video/audio web address: <https://cacb.zoomgov.com/j/1616379992>

**United States Bankruptcy Court
Central District of California
Santa Ana
Theodor Albert, Presiding
Courtroom 5B Calendar**

Tuesday, April 1, 2025

Hearing Room

5B

10:30 AM

CONT...

Chapter

ZoomGov meeting number: 161 637 9992

Password: 525253

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

For more information on appearing before Judge Albert by ZoomGov, please see the "Notice of Video and Telephonic Appearance Procedures for Judge Theodor C. Albert's Cases" on the Court's website at: <https://www.cacb.uscourts.gov/judges/honorable-theodor-c-albert> under the "Telephonic Instructions" section.

To assist in creating a proper record and for the efficiency of these proceedings, please:

- Connect early so that you have time to check in.
- Change your Zoom name to include your calendar number, first initial and last name, and client name (*ex. 5, R. Smith, ABC Corp.*) if appearing by video. This can be done by clicking on "More" and "Rename" from the Participants list or by clicking on the three dots on your video tile.
- Mute your audio to minimize background noise unless and until it is your turn to speak. Consider turning your video off until it is your turn to appear.
- Say your name every time you speak.
- Disconnect from the meeting by clicking "Leave" when you have

**United States Bankruptcy Court
Central District of California
Santa Ana
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Courtroom 5B Calendar**

Tuesday, April 1, 2025

Hearing Room

5B

10:30 AM

CONT...

Chapter

completed your appearance(s).

Docket 0

Tentative Ruling:

- NONE LISTED -

**United States Bankruptcy Court
Central District of California
Santa Ana
Theodor Albert, Presiding
Courtroom 5B Calendar**

Tuesday, April 1, 2025

Hearing Room

5B

10:30 AM

8:25-10373 Abigail Mendoza Resendiz

Chapter 7

#1.00 Motion for relief from the automatic stay UNLAWFUL DETAINER

**SOMMERVILLE-CONZELMAN COMPANY, A GENERAL PARTNERSHIP
Vs.
DEBTOR**

Docket 9

Tentative Ruling:

Tentative for April 1, 2025
Grant as unopposed. *Appearance is optional.*

Party Information

Debtor(s):

Abigail Mendoza Resendiz

Represented By
Randy Alexander

Movant(s):

SOMMERVILLE-CONZELMAN

Represented By
Scott Andrews

Trustee(s):

Richard A Marshack (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Santa Ana
Theodor Albert, Presiding
Courtroom 5B Calendar**

Tuesday, April 1, 2025

Hearing Room

5B

10:30 AM

8:24-13195 Brittney Michell Lopez Esquivias

Chapter 7

#2.00 Motion for relief from the automatic stay PERSONAL PROPERTY

**TOYOTA MOTOR CREDIT CORPORATION
Vs.
DEBTOR**

Docket 12

Tentative Ruling:

Tentative for April 1, 2025
Grant as unopposed. *Appearance is optional.*

Party Information

Debtor(s):

Brittney Michell Lopez Esquivias

Represented By
Joseph W Creed

Movant(s):

Toyota Motor Credit Corporation

Represented By
Kirsten Martinez

Trustee(s):

Karen S Naylor (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Santa Ana
Theodor Albert, Presiding
Courtroom 5B Calendar**

Tuesday, April 1, 2025

Hearing Room

5B

10:30 AM

8:25-10329 Patricia Prestinary

Chapter 7

#3.00 Motion for relief from the automatic stay PERSONAL PROPERTY

**MERCEDES-BENZ FINANCIAL SERVICES USA LLC
Vs.
DEBTOR**

Docket 12

Tentative Ruling:

Tentative for April 1, 2025
Grant as unopposed. *Appearance is optional.*

Party Information

Debtor(s):

Patricia Prestinary

Pro Se

Movant(s):

Mercedes-Benz Financial Services

Represented By
Sheryl K Ith

Trustee(s):

Weneta M.A. Kosmala (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Santa Ana
Theodor Albert, Presiding
Courtroom 5B Calendar**

Tuesday, April 1, 2025

Hearing Room

5B

10:30 AM

8:25-10431 Charn Bak

Chapter 7

#4.00 Motion for relief from the automatic stay PERSONAL PROPERTY

**MERCEDES-BENZ FINANCIAL SERVICES USA LLC
Vs.
DEBTOR**

Docket 10

Tentative Ruling:

Tentative for April 1, 2025
Grant as unopposed. *Appearance is optional.*

Party Information

Debtor(s):

Charn Bak

Represented By
Kevin J Kunde

Movant(s):

Mercedes-Benz Financial Services

Represented By
Sheryl K Ith

Trustee(s):

Thomas H Casey (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Santa Ana
Theodor Albert, Presiding
Courtroom 5B Calendar**

Tuesday, April 1, 2025

Hearing Room

5B

11:00 AM

8:24-12371 Alan Jay Platte

Chapter 7

#5.00 Chapter 7 Trustee's Application For An Order Authorizing Employment Of BHHS / Berkshire Hathaway HomeServices California Properties As Real Estate Broker
(cont'd from 3-25-25 per order apprvng stip. to cont. osc & application for order to employ BHHS/Berkshire Hathaway HomeServices Calif. entered 3-03-25- see doc #65)

Docket 61

***** VACATED *** REASON: CONTINUED TO 4-22-25 AT 11:00 A.M.
PER ORDER APPROVING STIPULATION TO CONTINUE HEARINGS
ON OSC & APPLICATION FOR ORDER AUTHORIZING
EMPLOYMENT OF BHHS/BERKSHIRE HATHWAY HOMESERVICES
CA PROPERTIES ENTERED 3-20-25 - SEE DOC #72**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Alan Jay Platte

Represented By
Bert Briones

Trustee(s):

Richard A Marshack (TR)

Represented By
Leonard M Shulman
Melissa Davis Lowe

**United States Bankruptcy Court
Central District of California
Santa Ana
Theodor Albert, Presiding
Courtroom 5B Calendar**

Tuesday, April 1, 2025

Hearing Room

5B

11:00 AM

8:24-12371 Alan Jay Platte

Chapter 7

#6.00 Order To Show Cause Why Cherry Pie Platte Should Not Be Held In Contempt And Sanctioned For Violation Of Automatic Stay
(cont'd from 3-04-25 per order on stip. to cont. hrg on order to show cause re: contempt entered 2-04-25 - see doc #56)
(cont'd from 3-11-25 per order apprvng stip. to cont. hrgs on osc & ch 7 tr's aplic for employment of BHHS/Berkshire Hathaway Homeservices CA entered 3-03-25 - see doc #65)

Docket 0

***** VACATED *** REASON: CONTINUED TO 4-22-25 AT 11:00 A.M.
PER ORDER APPROVING STIPULATION TO CONTINUE HEARINGS
ON OSC & APPLICATION FOR ORDER AUTHORIZING
EMPLOYMENT OF BHHS/BERKSHIRE HATHWAY HOMESERVICES
CA PROPERTIES ENTERED 3-20-25 - SEE DOC #72**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Alan Jay Platte

Represented By
Bert Briones

Trustee(s):

Richard A Marshack (TR)

Represented By
Leonard M Shulman
Melissa Davis Lowe

**United States Bankruptcy Court
Central District of California
Santa Ana
Theodor Albert, Presiding
Courtroom 5B Calendar**

Tuesday, April 1, 2025

Hearing Room

5B

11:00 AM

8:24-12371 Alan Jay Platte

Chapter 7

Adv#: 8:24-01144 Marshack v. Platte

**#7.00 STATUS CONFERENCE RE: Complaint For: 1) Declaratory Relief; 2) Turnover of Property of the Estate [11 U.S.C. § 542]; 3) In the Alternative, Sale of Jointly Owned Property of the Estate [11 U.S.C. § 363(h)]
(cont'd from 1-23-25 per order approving joint stip. to cont. s/c entered 1-06-25 - see doc #8)
(cont'd from 2-13-25 per order approving joint stip. to cont. s/c entered 2-05-25 - see doc #15)
(hearing time changed from 10:00 a.m. to 11:00 a.m. per court - see ntc of hrg on cont. s/c filed 2-05-25)
(cont'd from 3-11-25 per order approving stip. to cont. s/c entered 3-03-25 - see doc #21)**

Docket 1

***** VACATED *** REASON: CONTINUED TO 4-22-25 AT 11:00 A.M
PER ORDER APPROVING STIPULATION TO CONTINUE STATUS
CONFERENCE ENTERED 3-20-25 - SEE DOC #25**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Alan Jay Platte

Represented By
Bert Briones

Defendant(s):

Cherry Pie Platte

Pro Se

Plaintiff(s):

Richard A. Marshack

Represented By
Melissa Davis Lowe

Trustee(s):

Richard A Marshack (TR)

Represented By

**United States Bankruptcy Court
Central District of California
Santa Ana
Theodor Albert, Presiding
Courtroom 5B Calendar**

Tuesday, April 1, 2025

Hearing Room

5B

11:00 AM

CONT...

Alan Jay Platte

Leonard M Shulman
Melissa Davis Lowe

Chapter 7

**United States Bankruptcy Court
Central District of California
Santa Ana
Theodor Albert, Presiding
Courtroom 5B Calendar**

Tuesday, April 1, 2025

Hearing Room

5B

11:00 AM

8:23-10375 Mack Owens and Annette Owens

Chapter 7

#8.00 Trustee's Final Report And Applications For Compensations:

KAREN SUE NAYLOR - CHAPTER 7 TRUSTEE

MALCOLM CISNEROS - ATTORNEY FOR CH 7 TRUSTEE

HAHN FIFE & COMPANY, LLP - ACCOUNTANT FOR CH 7 TRUSTEE

Docket 55

Tentative Ruling:

Tentative for April 1, 2025

Allow as prayed. *Appearance is optional.*

Party Information

Debtor(s):

Mack Owens

Represented By
Mark D Klein

Joint Debtor(s):

Annette Owens

Represented By
Mark D Klein

Trustee(s):

Karen S Naylor (TR)

Represented By
Arturo Cisneros
Nathan F Smith

**United States Bankruptcy Court
Central District of California
Santa Ana
Theodor Albert, Presiding
Courtroom 5B Calendar**

Tuesday, April 1, 2025

Hearing Room

5B

11:00 AM

8:24-11522 Piecemakers

Chapter 7

#9.00 Motion Of Chapter 7 Trustee For Approval Of Sale Of The Estate's Right, Title,
And Interest In Vehicles Of The Estate, Subject To Overbid, Pursuant To 11
U.S.C. Section 363(b)(1)

Docket 210

Tentative Ruling:

Tentative for April 1, 2025
Grant. *Appearance is optional.*

Party Information

Debtor(s):

Piecemakers

Represented By
Ralph Ascher

Trustee(s):

Karen S Naylor (TR)

Represented By
Nanette D Sanders
Todd C. Ringstad

**United States Bankruptcy Court
Central District of California
Santa Ana
Theodor Albert, Presiding
Courtroom 5B Calendar**

Tuesday, April 1, 2025

Hearing Room

5B

11:00 AM

8:24-10483 Heycart Inc

Chapter 11

#10.00 Motion For Order Closing Case On Interim Basis.

Docket 342

Tentative Ruling:

Tentative for April 1, 2025

Grant as unopposed. *Appearance is optional.*

Party Information

Debtor(s):

Heycart Inc

Represented By

Zev Shechtman

Eric P Israel

Michael G D'Alba

Carol Chow

Ryan Coy

**United States Bankruptcy Court
Central District of California
Santa Ana
Theodor Albert, Presiding
Courtroom 5B Calendar**

Tuesday, April 1, 2025

Hearing Room

5B

11:00 AM

8:25-10764 People First Pizza, Inc.

Chapter 11

#11.00 Motion For Order Authorizing Payment (1) Prepetition Wages And (2) Ongoing Employee Compensation And Benefits
(OST Signed 3-28-25)

Docket 9

Tentative Ruling:

Tentative for April 1, 2025
Opposition due at hearing. *Appearance required.*

Party Information

Debtor(s):

People First Pizza, Inc.

Represented By
Richard L. Sturdevant
Andy C Warshaw

Trustee(s):

Mark M Sharf (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Santa Ana
Theodor Albert, Presiding
Courtroom 5B Calendar**

Tuesday, April 1, 2025

Hearing Room

5B

11:00 AM

8:25-10764 People First Pizza, Inc.

Chapter 11

**#12.00 Debtor In Possession's Motion For Authority To Use Cash Collateral
(OST Signed 3-28-25)**

Docket 10

Tentative Ruling:

Tentative for April 1, 2025
Opposition due at hearing. *Appearance required.*

Party Information

Debtor(s):

People First Pizza, Inc.

Represented By
Richard L. Sturdevant
Andy C Warshaw

Trustee(s):

Mark M Sharf (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
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Courtroom 5B Calendar**

Tuesday, April 1, 2025

Hearing Room

5B

11:00 AM

8:25-10764 People First Pizza, Inc.

Chapter 11

#13.00 Emergency Motion Of The Debtor For Entry Of An Order Limiting Service Of
Certain Pleadings In The Debtor's Chapter 11 Case
(OST Signed 3-28-25)

Docket 11

Tentative Ruling:

Tentative for April 1, 2025

Opposition due at hearing. *Appearance required.*

Party Information

Debtor(s):

People First Pizza, Inc.

Represented By

Richard L. Sturdevant

Andy C Warshaw

Trustee(s):

Mark M Sharf (TR)

Pro Se