

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

**Tuesday, April 16, 2024**

**Hearing Room 5B**

10:00 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>.

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**Video/audio web address:** <https://cacb.zoomgov.com/j/1609886944>

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

**Tuesday, April 16, 2024**

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10:00 AM

CONT...

**Chapter**

**ZoomGov meeting number:** 160 988 6944

**Password:** 436240

**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  
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Theodor Albert, Presiding  
Courtroom 5B Calendar**

**Tuesday, April 16, 2024**

**Hearing Room 5B**

10:00 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 16, 2024

Hearing Room 5B

10:00 AM

8:23-11170 Todd Covey

Chapter 13

#1.00 Motion for relief from the automatic stay PERSONAL PROPERTY

**TD BANK, N.A.  
Vs.  
DEBTOR**

Docket 47

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - NOTICE OF  
VOLUNTARY DISMISSAL OF MOTION FOR RELIEF FROM THE  
AUTOMATIC STAY FILED 3-21-24 SEE DOCUMENT #50**

**Tentative Ruling:**

- NONE LISTED -

**Party Information**

**Debtor(s):**

Todd Covey

Represented By  
Andy C Warshaw

**Movant(s):**

TD Bank, N.A., successor in interest

Represented By  
Sheryl K Ith

**Trustee(s):**

Amrane (SA) Cohen (TR)

Pro Se

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

**Tuesday, April 16, 2024**

**Hearing Room 5B**

10:00 AM

**8:22-11585 AB Capital, LLC, a California limited liability co**

**Chapter 7**

**#2.00 Motion for relief from automatic stay ACTION IN NON-BANKRUPTCY FORUM  
(cont'd from 3-26-24)**

**40TH STREET DEVELOPMENT, LLC  
Vs.  
DEBTOR**

Docket 679

**Tentative Ruling:**

Tentative for April 16, 2024

The matter was continued to April 16, 2024 for the purposes of awaiting the outcome of a hearing in a related bankruptcy on April 11, 2024. *Status? Appearance required.*

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Tentative for March 26, 2024

As unopposed, grant for purposes of liquidating the claim only. Appearance is optional.

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Tentative for February 27, 2024

As unopposed, grant for purposes of liquidating the claim only. Appearance is optional.

**Party Information**

**Debtor(s):**

AB Capital, LLC, a California

Represented By  
Diana Torres-Brito

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

**Tuesday, April 16, 2024**

**Hearing Room 5B**

10:00 AM

**CONT... AB Capital, LLC, a California limited liability co**

**Chapter 7**

**Trustee(s):**

Richard A Marshack (TR)

Represented By  
D Edward Hays  
Alan W Forsley  
Ryan D O'Dea  
Kristine A Thagard  
James C Bastian Jr  
Marc A Lieberman  
Rika Kido

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

**Tuesday, April 16, 2024**

**Hearing Room 5B**

10:00 AM

**8:23-12420 Manuel Christopher Becerra and Mary Ann Lujan Becerra Chapter 7**

**#3.00 Motion for relief from automatic stay ACTION IN NON-BANKRUPTCY FORUM**

**ANTHONY G. BECERRA, SR., AS TRUSTEE OF THE BECERRA FAMILY  
TRUST DATED AUGUST 8, 2000  
Vs.  
DEBTORS**

Docket 20

**Tentative Ruling:**

Tentative for April 16, 2024

Trustee and Debtor agree that granting of the stay is not appropriate at this time and not in the best interests of the bankruptcy estate. Movant believes that the no-contest issues can be and should be determined even if Trustee is conducting investigation, and ensures that it will litigate Trustee every step of the way of liquidating until the issue is decided. Perhaps the most appropriate ruling for now is to continue for 60 days as requested by Trustee until he has conducted further investigation (not liquidation) and has time to sort through the newly received documents/retained special counsel if necessary. From there, there will be more clarity as to the next steps forward.

*Continue approximately 60 days. Appearance required.*

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

Manuel Christopher Becerra

Represented By  
Seema N Sood

**Joint Debtor(s):**

Mary Ann Lujan Becerra

Represented By  
Seema N Sood

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

**Tuesday, April 16, 2024**

**Hearing Room 5B**

---

10:00 AM

**CONT... Manuel Christopher Becerra and Mary Ann Lujan Becerra**

**Chapter 7**

**Movant(s):**

ANTHONY G. BECERRA, SR., an

Represented By  
Christian T Kim

**Trustee(s):**

Jeffrey I Golden (TR)

Pro Se



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

Tuesday, April 16, 2024

Hearing Room 5B

10:00 AM

8:23-12759 Knotty Nuff Wood, Inc.

Chapter 11

#4.00 Motion for relief from automatic stay ACTION IN NON-BANKRUPTCY FORUM  
(cont'd from 4-09-24)

**GRIZZLY INDUSTRIAL, INC.  
Vs.  
DEBTOR**

Docket 65

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - SETTLED BY  
STIPULATION - ORDER GRANTNG MOTION FOR RELIEF FROM  
THE AUTOMATIC STAY ENTERED 4-11-24**

**Tentative Ruling:**

Tentative for April 9, 2024

This motion seeks leave to pursue certain defined discovery. Since the liquidation of the claim will be required at some point anyway, the court believes the preponderance of factors favors granting limited leave to pursue those issues necessary to liquidate the claim either to formulate a plan or, if needed, ultimately to prepare for a trial in the state court for that same liquidation effort. The parties in their pleadings suggest discussions are underway in this vein presumably to attach a number to the claim for purposes of advancing the reorganization. But the stay remains in place for all other purposes pending further order. Appearance required.

**Party Information**

**Debtor(s):**

Knotty Nuff Wood, Inc.

Represented By  
Misty A Perry Isaacson

**Movant(s):**

Grizzly Industrial, Inc.

Represented By  
Jeffrey W Griffith

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

**Tuesday, April 16, 2024**

**Hearing Room 5B**

10:00 AM

**CONT... Knotty Nuff Wood, Inc.**

**Chapter 11**

**Trustee(s):**

Robert Paul Goe (TR)

Pro Se

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

**Tuesday, April 16, 2024**

**Hearing Room 5B**

10:00 AM

**8:22-10754 Guy C Alexander, III**

**Chapter 7**

Adv#: 8:22-01071 HSB Investments et al v. Alexander, III et al

- #5.00 TRIAL RE: Complaint To Determine Dischargeability Of Debt Pursuant To 11 USC Sections 523(a)(2)(A), 523(a)(4), and 523(a)(6) (Complaint filed 8/15/2022) (set from s/c hrg held on 10-06-22) (cont'd from 8-24-23) (set from pre-trial conf. hrg held on 10-12-23)**

Docket 1

**\*\*\* VACATED \*\*\* REASON: OFF CALENDAR - ORDER RE: STIPULATION TO DISMISS ADVERSARY PROCEEDING PURSUANT TO F.R.B.P. 7041 AND F.R.C.P. 41(a)(1)(A)(ii) ENTERED 4-12-24 - SEE DOC #31**

**Tentative Ruling:**

Tentative for October 12, 2023  
Amended Joint Pretrial Stip expected. Appearance required.

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Tentative for August 24, 2023  
The joint stipulation is somewhat disappointing in that numerous points that would seem obvious are not agreed (200 paragraphs) and so remain in the "to be litigated" column. Would the parties profit from a second attempt at narrowing issues? The whole point is to narrow the time, expense and difficulty of trial to those issues which are truly relevant and still disputed. If not, set for trial in about 90 days. Appearance required.

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Tentative for 6/8/23:  
The court continued this pre- trial conference from February 2, 2023 so that a meaningful pre-trial stipulation could be jointly composed. What the

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

**Tuesday, April 16, 2024**

**Hearing Room 5B**

10:00 AM

**CONT... Guy C Alexander, III**

**Chapter 7**

court received instead is plaintiff's unilateral stipulation and a declaration from defendant that he was not afforded a reasonable opportunity to contribute to the drafting, nor to review exhibits, etc. The LBRs impose the burden of moving forward upon plaintiff and the fact that plaintiff is also a lawyer does not, in this situation, put him in a good light. Generally if, as here, what results is an unusable shambles, plaintiff bears the first level of criticism. But of course, defendant owes a duty of cooperation and can be likewise sanctioned if he does not reasonably cooperate. Absent documented cooperation either side must submit a unilateral proposed stipulation (but this is not a good course of action to press in an already fraught situation). The court is not sure where the blame lies for the present fiasco but this state of affairs is unacceptable. The unilateral pre-trial stipulation we have is, predictably, very one-sided and if adopted would effectively obviate any need for a trial; so absent adopting it as a sanction, it is worthless.

The court admonishes the parties. At this point it seems the only prudent course is, unhappily, to continue the conference a third time, but with a warning. If this state of affairs persists, or more wasting of the court's time results, then terminating sanctions will be in order, i.e. either striking the answer or, alternatively, dismissing the complaint depending where the fault lies. Monetary sanctions on either or both might also be in order as a lesser sanction. The parties will meet and confer within ten days and earnestly work out a useful joint stipulation filed well in time for the continued hearing. Those facts that are not reasonably in dispute must appear in a separate heading, be clearly and simply described, as agreed, and will (likely) be adopted to lessen the time need in trial. Those factual issues still in dispute for which evidence is needed will be separately identified in the stipulation. The time for idle posturing or squabbling is passed. All of each sides exhibits will be identified and pre-labelled: numbers for plaintiff's and letters for defendant and then incorporated into 3-ring binders. At least four copies: one for each party, one for the witness and one for the court. Direct testimony will be via declaration with the declarant available for live cross and re-direct. The court will either set this matter for trial at the continued hearing, or impose sanctions as is appropriate.

Continue to August 24 @ 10.

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

**Tuesday, April 16, 2024**

**Hearing Room 5B**

10:00 AM

**CONT... Guy C Alexander, III**  
Appearance: required

**Chapter 7**

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Tentative for 2/2/23:  
Explain why continuances are necessary and for how long those should be.

Appearance: required

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Tentative for 10/6/22:  
Deadline for completing discovery: January 31, 2023  
Last date for filing pre-trial motions: January 3, 2023  
Pre-trial conference on: Feb. 2, 2023 @ 10:00AM  
Joint pre-trial stipulation and/or order due per local rules.  
Refer to mediation. Order appointing mediator to be lodged by plaintiff within  
10 days. One day of mediation to be completed by Nov 30, 2022.

Appearance: required

**Party Information**

**Debtor(s):**

Guy C Alexander III

Represented By  
Leslie K Kaufman

**Defendant(s):**

Guy C Alexander III

Pro Se

Shahnaz B Alexander

Pro Se

**Joint Debtor(s):**

Shahnaz B Alexander

Represented By  
Leslie K Kaufman

**Plaintiff(s):**

HSB Investments

Represented By

**United States Bankruptcy Court  
Central District of California  
Santa Ana  
Theodor Albert, Presiding  
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**Tuesday, April 16, 2024**

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10:00 AM

**CONT... Guy C Alexander, III**

**Chapter 7**

The Lab, LLC

Andrew S Bisom

Represented By  
Andrew S Bisom

**Trustee(s):**

Richard A Marshack (TR)

Represented By  
Leonard M Shulman  
Melissa Davis Lowe