Theodor Albert, Presiding Courtroom 5B Calendar

Thursday, November 7, 2024

Hearing Room

5B

10:00 AM 8:00-0000

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.

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Video/audio web address: https://cacb.zoomgov.com/j/1609921311

Theodor Albert, Presiding Courtroom 5B Calendar

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10:00 AM **CONT...**

Chapter

ZoomGov meeting number: 160 992 1311

Password: 331364

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

Theodor Albert, Presiding Courtroom 5B Calendar

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CONT... Chapter

completed your appearance(s).

Docket 0

Tentative Ruling:

- NONE LISTED -

Santa Ana or Albert, Presidin

Theodor Albert, Presiding Courtroom 5B Calendar

Thursday, November 7, 2024

Hearing Room

5B

10:00 AM

8:10-26382 Fariborz Wosoughkia

Chapter 7

Adv#: 8:19-01001 MAHDAVI v. Wosoughkia et al

#1.00 Application And Order For Appearance And Examination Of: Faith Wosoughkia

Monet

[In Person Hearing]

Docket 379

*** VACATED *** REASON: OFF CALENDAR - PLAINTIFF'S NOTICE TO VACATE 3RD PARTY DEBTOR EXAM ON NOVEMBER 7, 2024 AT 10:00 A.M. OF FAITH WOSOUGHKIA MONET FILED 11-06-24 - SEE DOC #389

Tentative Ruling:

Tentative for November 7, 2024 Proof of service? *Appearance required*.

Party Information

Debtor(s):

Fariborz Wosoughkia Represented By

Carlos F Negrete - INACTIVE -

Defendant(s):

Natasha Wosoughkia Pro Se

Fariborz Wosoughkia Pro Se

Joint Debtor(s):

Natasha Wosoughkia Represented By

Carlos F Negrete - INACTIVE -

Plaintiff(s):

BIJAN JON MAHDAVI Represented By

Craig J Beauchamp

Trustee(s):

Richard A Marshack (TR)

Represented By

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Courtroom 5B Calendar

Santa Ana Theodor Albert, Presiding

Thursday, November 7, 2024

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5B

10:00 AM

8:22-11039 Craig Chang

Chapter 7

Adv#: 8:22-01087 Fransen v. Chang

#2.00 STATUS CONFERENCE RE: Third Amended Complaint

(another summons was issued on 8-22-24)

(cont'd from 10-03-24 per order cont. pre-trial conf entered 9-19-24)

Docket 110

Tentative Ruling:

Tentative for November 7, 2024 Status conference continued to: November 21, 2024 at 11:00 a.m. to coincide with Rule 12 motion. *Appearance required*.

Party Information

Debtor(s):

Craig Chang Represented By

John M Boyko

Defendant(s):

Craig Chang Represented By

John M Boyko

Plaintiff(s):

Arthur Fransen Represented By

Mary Liu

Trustee(s):

Jeffrey I Golden (TR)

Pro Se

Theodor Albert, Presiding Courtroom 5B Calendar

Thursday, November 7, 2024

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5B

1<u>0:00 AM</u>

8:22-11039 Craig Chang

Chapter 7

Adv#: 8:22-01087 Fransen v. Chang

#2.10 PRE-TRIAL CONFERENCE RE: Complaint To Determine Non-Dischargeability Of Debt Pursuan To 11 USC Section 523(a)(2)(A)

(cont'd from 2-2-23)

(set from s/c hrg held on 3-09-23)

(cont'd from 8-08-24 per court's own mtn)

(cont'd from 8-01-24 hrg held on a mtn for leave to file third amended complaint)

(cont'd from 10-03-24 per order continiuing pre-trial conference entered 9-19-24)

Docket 1

Tentative Ruling:

Tentative for November 7, 2024

Continue and consolidate with #2 to be heard November 21, 2024 at 11:00 a.m.

Appearance required.

Tentative for February 15, 2024

Continue about 90 days to accommodate extension of discovery and pretrial motion deadline extensions. Appearance required.

Tentative for February 1, 2024

Nothing has been filed in connection with this pretrial conference. Continue to hearing on Motions to compel and for relief of scheduling order 2/15.

Appearance required.

Theodor Albert, Presiding

Courtroom 5B Calendar

Thursday, November 7, 2024 Hearing Room 5B

10:00 AM

CONT... Craig Chang

Chapter 7

Tentative for 3/9/23:

Particularly in view of the motion to dismiss, do any deadlines already established need to change?

Tentative for 2/2/23:

Deadline for completing discovery: September 1, 2023 Last date for filing pre-trial motions: September 8, 2023 Pre-trial conference on: September 28, 2023 @ 10:00AM

Appearance: required

Tentative for 12/15/22:

In view of recent hearing on motion to dismiss, and expected amendment, continue about 45 days?

Appearance: required

Party Information

Debtor(s):

Craig Chang Represented By

John M Boyko

Defendant(s):

Craig Chang Pro Se

Plaintiff(s):

Arthur Fransen Represented By

Robert P Goe

Trustee(s):

Jeffrey I Golden (TR)

Pro Se

Theodor Albert, Presiding Courtroom 5B Calendar

Thursday, November 7, 2024

Hearing Room

5B

10:00 AM

8:19-10526 LF Runoff 2, LLC

Chapter 7

Adv#: 8:24-01049 Marshack, Chapter 7 Trustee v. Altus Receivables Management, Inc.

#3.00 STATUS CONFERENCE RE: Complaint To Avoid And Recover Voidable Transfers

(cont'd from 8-01-24 per order apprvg fourth stip. further extending time to answer or otherwise respond to complt to avoid and recover voidable transfers entered 7-29-24)

Docket 1

Tentative Ruling:

Tentative for November 7, 2024 Is this matter resolved as earlier reported? *Appearance required*.

Party Information

Debtor(s):

LF Runoff 2, LLC Represented By

Marc C Forsythe

Defendant(s):

Altus Receivables Management, Inc. Pro Se

Plaintiff(s):

Richard A Marshack, Chapter 7 Represented By

Lauren N Gans

Trustee(s):

Richard A Marshack (TR)

Represented By

David Wood D Edward Hays Thomas J Polis Laila Masud Roye Zur

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Thursday, November 7, 2024

Hearing Room

5B

10:00 AM

8:19-10526 LF Runoff 2, LLC Chapter 7

Adv#: 8:24-01052 Marshack v. AT&T, Inc. et al

STATUS CONFERENCE RE: Complaint To Avoid And Recover Voidable **#4.00** Transfers

> (cont'd from 8-01-24 per order approving stipulation extending time to answer or otherwise respond to complaint to avoid and recover voidable transfers entered 7-30-24 - see order #14)

> > 1 Docket

Tentative Ruling:

Tentative for November 7, 2024 Resolved? Appearance required.

Tentative for June 27, 2024 Status of answer/default? Appearance required.

Party Information

Debtor(s):

LF Runoff 2, LLC Represented By

Marc C Forsythe

Defendant(s):

AT&T, Inc. Pro Se

AT&T Mobility, LLC Pro Se

Plaintiff(s):

Richard A. Marshack Represented By

Lauren N Gans

Trustee(s):

Richard A Marshack (TR) Represented By David Wood

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Lauren N Gans

Theodor Albert, Presiding Courtroom 5B Calendar

Thursday, November 7, 2024

Hearing Room

5B

10:00 AM

8:19-10526 LF Runoff 2, LLC

Chapter 7

Adv#: 8:24-01053 Marshack v. Avvo, Inc.

#5.00 STATUS CONFERENCE RE: Complaint To Avoid And Recover Voidable

Transfers

(cont'd from 8-01-24)

Docket 1

Tentative Ruling:

Tentative for November 7, 2024

An order approving a compromise was entered October 25. Off calendar?

Appearance required.

Tentative for August 1, 2024

Status of answer/default? Appearance required.

Party Information

Debtor(s):

LF Runoff 2, LLC Represented By

Marc C Forsythe

Defendant(s):

Avvo, Inc. Pro Se

Plaintiff(s):

Richard A. Marshack Represented By

Lauren N Gans

Trustee(s):

Richard A Marshack (TR)

Represented By

David Wood

Theodor Albert, Presiding Courtroom 5B Calendar

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Lauren N Gans

Theodor Albert, Presiding Courtroom 5B Calendar

Thursday, November 7, 2024

Hearing Room

5B

1<u>0:00 AM</u>

8:19-10526 LF Runoff 2, LLC

Chapter 7

Adv#: 8:24-01054 Marshack v. PBC 200 Park Avenue, LLC et al

#6.00 STATUS CONFERENCE RE: Complaint To Avoid And Recover Voidable

Transfers

(cont'd from 9-26-24 per court's own mtn)

(cont'd from 10-24-24 per order approving stip to cont. s/c entered 10-10-24 - see doc #23)

Docket 1

Tentative Ruling:

Tentative for November 7, 2024

Settlement Status? Appearance required.

Tentative for August 1, 2024

Continue to September 26 at 10:00 a.m. per request. *Appearance is optional unless the proposed continued date is a problem.*

Tentative for June 27, 2024

Status of answer/default? Appearance required.

Party Information

Debtor(s):

LF Runoff 2, LLC Represented By

Marc C Forsythe

Defendant(s):

PBC 200 Park Avenue, LLC Pro Se

PBC Foundry, LLC Pro Se

Preferred Offices Properties, LLC Pro Se

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CONT... LF Runoff 2, LLC Chapter 7

Preferred Offices Properties II, LLC Pro Se

Plaintiff(s):

Richard A. Marshack Represented By

Lauren N Gans

Trustee(s):

Richard A Marshack (TR)

Represented By

David Wood
D Edward Hays
Thomas J Polis
Laila Masud
Roye Zur
Lauren N Gans

Theodor Albert, Presiding Courtroom 5B Calendar

Thursday, November 7, 2024

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5B

10:00 AM

8:19-10526 LF Runoff 2, LLC

Chapter 7

Adv#: 8:24-01055 Marshack v. Deutsche Lufthansa Aktiengesellschaft

#7.00 STATUS CONFERENCE RE: Complaint To Avoid And Recover Voidable Transfers

(cont'd from 09-12-24 per oer approving stip. to cont. s/c entered 8-30-24 - see doc #23)

Docket 1

Tentative Ruling:

Tentative for November 7, 2024 Status of settlement approved by order of October 25, 2024? *Appearance required*.

Tentative for June 27, 2024

Deadline for completing discovery: Dec. 1, 2024 Last date for filing pre-trial motions: Dec. 13, 2024

Pre-trial conference on: January 30, 2025

Joint pre-trial stipulation and/or order due per local rules.

Appearance required.

Party Information

Debtor(s):

LF Runoff 2, LLC Represented By

Marc C Forsythe

Defendant(s):

Deutsche Lufthansa Pro Se

Plaintiff(s):

Richard A. Marshack Represented By

Lauren N Gans

Santa Ana Theodor Albert, Presiding Courtroom 5B Calendar

Thursday, November 7, 2024

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10:00 AM

CONT... LF Runoff 2, LLC

Chapter 7

Trustee(s):

Richard A Marshack (TR)

Represented By
David Wood
D Edward Hays
Thomas J Polis
Laila Masud
Roye Zur
Lauren N Gans

Courtroom 5B Calendar

Theodor Albert, Presiding

Thursday, November 7, 2024

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5B

10:00 AM

8:19-10526 LF Runoff 2, LLC

Chapter 7

Adv#: 8:24-01059 Marshack v. Lake Insurance Agency, Inc.

#8.00 STATUS CONFERENCE RE: Complaint To Avoid And Recover Voidable

Transfers

(cont'd from 8-01-24)

Docket 1

*** VACATED *** REASON: OFF CALENDAR - PLAINTIFF'S NOTICE OF DISMISSAL OF ADVERSARY PROCEEDING FILED 10-29-24 - SEE DOC #15

Tentative Ruling:

Tentative for August 1, 2024 Continue to Sptember 12, 2024 at 10:00 a.m. to accommodate entry of default. *Appearance required*.

Party Information

Debtor(s):

LF Runoff 2, LLC Represented By

Marc C Forsythe

Defendant(s):

Lake Insurance Agency, Inc. Pro Se

Plaintiff(s):

Richard A. Marshack Represented By

Lauren N Gans

Trustee(s):

Richard A Marshack (TR)

Represented By

David Wood D Edward Hays Thomas J Polis Laila Masud

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CONT... LF Runoff 2, LLC Chapter 7

Roye Zur Lauren N Gans

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10:00 AM

8:19-10526 LF Runoff 2, LLC Chapter 7

Adv#: 8:24-01062 Marshack v. Mitel Cloud Services, Inc. et al

STATUS CONFERENCE RE: Complaint To Avoid And Recover Voidable **#9.00** Transfers

> (cont'd from 8-01-24 per order apprvg third stip further extending time to answer or otherwise respond to complaint to avoid & recover voidable transfers entered 7-29-24)

> > 1 Docket

Tentative Ruling:

Tentative for November 7, 2024 Status of settlement approved in October 25, 2024 order? Appearance required.

Party Information

Debtor(s):

LF Runoff 2, LLC Represented By

Marc C Forsythe

Defendant(s):

Pro Se Mitel Cloud Services, Inc.

Pro Se Mitel Networks, Inc.

Plaintiff(s):

Richard A. Marshack Represented By

Lauren N Gans

Trustee(s):

Represented By Richard A Marshack (TR)

> David Wood D Edward Hays Thomas J Polis Laila Masud Roye Zur

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Thursday, November 7, 2024

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10:00 AM

8:19-10526 LF Runoff 2, LLC

Chapter 7

Adv#: 8:24-01063 Marshack v. Polish Airlines 'Lot'

#10.00 STATUS CONFERENCE RE: Complaint To Avoid And Recover Voidable Transfers (cont'd from 9-12-24)

Docket 1

Tentative Ruling:

Tentative for November 7, 2024 No status report? *Appearance required*.

Tentative for September 12, 2024

Why no status report? Continue to coincide with relief of default scheduled 10/24/24 at 10:00 a.m. *Appearance required.*

Tentative for August 1, 2024

Continue to September 12, 2024 at 10:00 a.m. to accommodate entry of default and /or prove up hearing. *Appearance required*.

Tentative for June 27, 2024 Status of entry of default? Are there international service issues? *Appearance required.*

Party Information

Debtor(s):

LF Runoff 2, LLC

Represented By
Marc C Forsythe

Santa Ana Theodor Albert, Presiding Courtroom 5B Calendar

Thursday, November 7, 2024 Hearing Room 5B

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CONT... LF Runoff 2, LLC Chapter 7

Defendant(s):

Polish Airlines 'Lot' Pro Se

Plaintiff(s):

Richard A. Marshack Represented By

Lauren N Gans

Trustee(s):

Richard A Marshack (TR)

Represented By

David Wood D Edward Hays Thomas J Polis Laila Masud Roye Zur Lauren N Gans

Theodor Albert, Presiding Courtroom 5B Calendar

Thursday, November 7, 2024

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5B

10:00 AM

8:19-10526 LF Runoff 2, LLC

Chapter 7

Adv#: 8:24-01064 Marshack v. Robert Half International, Inc.

#11.00 STATUS CONFERENCE RE: Complaint To Avoid And Recover Voidable Transfers

(cont'd from 9-12-24 per order apprvg stip. to cont status conference entered 8-22-24 - see order #20)

Docket 1

Tentative Ruling:

Tentative for November 7, 2024

Status of settlement approved October 25, 2024. Appearance required.

Tentative for August 1, 2024

Status of service/default? Appearance required.

Party Information

Debtor(s):

LF Runoff 2, LLC Represented By

Marc C Forsythe

Defendant(s):

Robert Half International, Inc. Pro Se

Plaintiff(s):

Richard A. Marshack Represented By

Lauren N Gans

Trustee(s):

Richard A Marshack (TR)

Represented By

David Wood D Edward Hays Thomas J Polis

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	, -	Laila Masud		I · · ·
		Roye Zur		
		Lauren N Gans		

Theodor Albert, Presiding Courtroom 5B Calendar

Thursday, November 7, 2024

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5B

10:00 AM

8:24-10717 Henry George Brennan

Chapter 11

Adv#: 8:24-01069 Brennan et al v. Daily Aljian, LLP et al

#12.00 STATUS CONFERENCE RE: Complaint For Legal Malpractice (cont'd from 8-01-24) (cont'd from 10-24-24)

Docket 1

Tentative Ruling:

Tentative for November 7, 2024 Status of mediator appointment? Mediation prospects? *Appearance required.*

Tentative for October 24, 2024 Update on mediation? *Appearance required*.

Tentative for August 1, 2024

Continue status conference about 90 days. Order to mediation, one day of which is to be completed by October 15, 2024. *Appearance required*.

Party Information

Debtor(s):

Henry George Brennan Represented By

Michael R Totaro

Defendant(s):

Daily Aljian, LLP Pro Se Reed Aljian Pro Se

Theodor Albert, Presiding Courtroom 5B Calendar

Thursday, November 7, 2024

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CONT... Henry George Brennan

Chapter 11

Joint Debtor(s):

Lisa Anne Brennan Represented By

Michael R Totaro

Plaintiff(s):

Lisa Ann Brennan Represented By

M. Candice Bryner

Henry George Brennan Represented By

M. Candice Bryner

Theodor Albert, Presiding Courtroom 5B Calendar

Thursday, November 7, 2024

Hearing Room

5B

10:00 AM

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

Chapter 7

Adv#: 8:22-01091 Marshack v. Pukini, individually and as trustee of The Joshua

#13.00 STATUS CONFERENCE RE: Complaint For: 1. Breach Of Fiduciary Duty; 2. Conversion; 3. Money Had And Received; 4. Unjust Enrichment; 5. Turnover Of Property To The Estate (11 USC Section 542); 6. Turnover Of Property By A Custodian (11 USC Section 543); 7. Avoidance And Recovery Of Fraudulent Transfer (11 USC Section 548); 8. Avoidance And Recovery Of Fraudulent Transfer (Cal. Civil Code Section 3439(a)(1)); 9. Violation Of Cal. Penal Code Section 496(a)

(cont'd from 5-02-24 per order approving the stip. to cont. s/c entered 4-30-24)

(cont'd from 6-27-24 per temporary restraining order & scheduling order entered 6-20-24)

(cont'd from 8-27-24 per order approving stip. to cont. s/c entered 8-19-24 - see doc #280)

(cont'd from 11-07-24 per order approving stip. to cont. s/c entered 10-31-24 see doc #305)

Docket 1

*** VACATED *** REASON: CONTINUED TO 1-09-25 AT 11:00 A.M. PER ORDER APPROVING STIPULATION TO CONTINUE STATUS CONFERENCE ENTERED 10-31-24 - SEE DOC #305

Tentative Ruling:

Tentative for February 29, 2024

Response to the complaint is due no later than April 1, 2024.

Deadline for completing discovery is November 1, 2024.

Last dae for filing pre-trial motions is November 15, 2024.

Pre-trial conference is on December 12, 2024 at 10:00 a.m.

Joint pre-trial stipulation and/or order due per local rules

Appearance required.

Tentative for October 12, 2023

Theodor Albert, Presiding Courtroom 5B Calendar

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1<u>0:00 AM</u>

CONT... AB Capital, LLC, a California limited liability co See #24. Appearance required.

Chapter 7

Tenatative for August 22, 2023

Left unclear to the court is whether the parties anticipate ever reaching a trial in this matter while the liquidation of properties is ongoing. Both sides seem to favor a continuation of preliminary injunction and some oblique reference is made to having a trial mid-2024. Should discovery and law and motion deadlines be set now or await a continued status conference? Mediation?

Tentative for 6/6/23:

Per the order approving stipulation entered June 2, 2023 the injunction is extended to February 28, 2024.

Status conference continued to: August 22 @ 10:00AM to consider whether other deadlines should be set. A new status report should be filed before that date in accordance with LBRs.

Appearance: optional

Tentative for 4/12/23:

Other than the report filed on March 29, status? See ## 10 and 11.

Appearance: required

Tentative for 3/1/23:

Status? Is it time to set up deadlines?

Appearance: required

Theodor Albert, Presiding Courtroom 5B Calendar

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10:00 AM

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

Chapter 7

Tentative for 1/5/23·

Tentative for 1/5/23: Status of service/default?

Party Information			
Pro Se			
Pro Se			

Theodor Albert, Presiding Courtroom 5B Calendar

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

Chapter 7

AB CAPITAL HOLDINGS I, LLC Pro Se

Plaintiff(s):

Richard A. Marshack Represented By

James C Bastian Jr Ryan D O'Dea

Trustee(s):

Diane C. Weil Pro Se

Richard A Marshack (TR)

Represented By

D Edward Hays Alan W Forsley Ryan D O'Dea

Diane C Weil (TR) Pro Se

Theodor Albert, Presiding Courtroom 5B Calendar

Thursday, November 7, 2024

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5B

10:00 AM

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

Chapter 7

Adv#: 8:22-01091 Marshack v. Pukini, individually and as trustee of The Joshua

#14.00 STATUS CONFERENCE RE: Preliminary Injunction (set from order entered 8-23-24 re: preliminary injunction - see doc #289)

Docket 249

Tentative Ruling:

Tentative for November 7, 2024 See #19. Continue to December 5, 2024 at 10:00 a.m. *Appearance required*.

Party Information

Debtor(s):

AB Capital, LLC, a California Pro Se

Defendant(s):

TABLEROCK ENTERPRISES, Represented By

Anthony Bisconti

LUNA CONSTRUCTION Pro Se

LIVING ART WORKS LLC Pro Se

CALPAC MORTGAGE FUND, Pro Se

CALPAC MANAGEMENT, INC. Pro Se

CAL-PAC DISTRESSED REAL Pro Se

BDP DEVELOPMENT Pro Se

ABC 2260 SAN YSIDRO LLC Pro Se

AB CAPITAL LFD, INC. Pro Se

AB CAPITAL FUND B, LLC Pro Se

AB CAPITAL FUND A, LLC Pro Se

31831 SUNSET LLC Represented By

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CONT... AB Capital, LLC, a California limited liability co Chapter 7

Anthony Bisconti

1034 W BALBOA, LLC Pro Se

108 AVENIDA SERRA, LLC Pro Se

Edmund Valasquez, Jr. Pro Se

Ryan Young, individually and as Represented By

Anthony Bisconti

Joshua R. Pukini, individually and as Pro Se

AB CAPITAL HOLDINGS I, LLC Pro Se

Plaintiff(s):

Richard A. Marshack Represented By

James C Bastian Jr Ryan D O'Dea Shane M Biornstad

Rika Kido

Kristine A Thagard

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

Brooke S Thompson

Theodor Albert, Presiding Courtroom 5B Calendar

Thursday, November 7, 2024

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10:00 AM

8:20-12332 Christine Carlin

Chapter 7

Adv#: 8:20-01162 Jason Frank Law PLC, a professional law corporatio v. Carlin

#15.00

PRE-TRIAL CONFERENCE RE: Complaint For: (1) Determination Of Non-Dischargeability Of Debt; (2) Determination Of Non-Dischargeability Of Debt (set from s/c hrg held on 11-09-23)

(cont'd from 8-01-24 per order approving stipulation & req for continuance of discovery cutoff deadline, pre-trial mtn deadline and pre-trial conference entered 5-09-24)

Docket 1

*** VACATED *** REASON: OFF CALENDAR - ORDER APPROVING STIPULATION FOR DISMISSAL OF ADVERSARY PROCEEDING ENTERED 10-04-24 - SEE DOC #71

Tentative Ruling:

Tentative for November 9, 2023

Any stay as to prosecution of the adversary proceeding can be lifted. The following deadlines are set:

Deadline for completing discovery is July 1, 2024. Last date for filing pre-trial motions is July 26, 2023. Pre-trial conference is on August 8, 20254 at 10:00 a.m. Joint pre-trial order due per local rules.

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Tentative for September 14, 2023

Although this is scheduled as a status conference according to Mr. Aires the only issue is whether there is any purpose in continued stay as appeals have been denied. This seems to imply the case is at an end. The court would like a report in order to understand all the moving parts.

Appearance required.	

Theodor Albert, Presiding Courtroom 5B Calendar

Thursday, November 7, 2024

Hearing Room

5B

10:00 AM

CONT... Christine Carlin

Chapter 7

Tentative for 3/16/23:

Both sides request that the matter continued to be stayed in favor resolution of the state court proceedings. Continue as a status conference to Sept. 28 @ 10:00 a.m. A further status report is requested before that hearing to include a report as to when resolution of the other proceeding is expected.

Appearance: optional
Tentative for 9/15/22: Why no status report?
Appearance: required
Tentative for 6/23/22: Status? Appearance: required
Tentative for 3/10/22: After the February 25 status conference a mediation order was to be uploaded. This was not done.
The court continued this status conference from February 24 2022 to March 10 2022. Mr. Aires was asked to give notice but has not done so. Status?

Tentative for 2/25/21: See #23 @ 11:00 a.m.

Deadline for completing discovery: November 1, 2021 Last date for filing pre-trial motions: Nov. 19, 2021 Pre-trial conference on: Dec. 2, 2021 @ 10:00 a.m. Joint pre-trial order due per local rules.

Theodor Albert, Presiding Courtroom 5B Calendar

Thursday, November 7, 2024

Hearing Room

5B

10:00 AM

CONT... Christine Carlin Chapter 7

Party Information

Debtor(s):

Christine Carlin Represented By

Misty A Perry Isaacson

Defendant(s):

Christine Carlin Pro Se

Plaintiff(s):

Jason Frank Law PLC, a Represented By

Timothy C Aires

Trustee(s):

Thomas H Casey (TR) Pro Se

Theodor Albert, Presiding Courtroom 5B Calendar

Thursday, November 7, 2024

Hearing Room

5B

10:00 AM

8:22-11776 Elaheh Yazdi

Chapter 7

Adv#: 8:23-01006 Verdugo Plaza Pharmacy, Inc. et al v. Yazdi

#16.00 PRE-TRIAL CONFERENCE RE: Complaint To Determine Dischargeability Of Debts (1) 11 USC Section 523(a)(4), (2) 11 USC Section 523(a)(6) (cont'd from 2-01-24 per order approving stip. to cont. s/c entered 1-19-24) (set from s/c hrg held on 7-11-24)

Docket 1

*** VACATED *** REASON: CONTINUED TO 12-12-24 AT 10:00 A.M. PER ORDER GRANTING STIPULATION TO CONTINUE PRETRIAL CONFERENCE DEADLINES AND PRETRIAL CONFERENCE ENTERED 10-23-24

Tentative Ruling:

Tentative for July 11, 2024

Deadline for completing discovery: October 1, 2024 Last date for filing pre-trial motions: October 18, 2024 Pre-trial conference on: November 7, 2024 at 10:00 a.m. Joint pre-trial stipulation and/or order due per local rules. *Appearance required.*

Tentative for April 25, 2024 See #17. Appearance required.

Tentative for November 30, 2023

See #8.

Tentative for 5/4/23:

See #6.

Party Information

Debtor(s):

Elaheh Yazdi

Represented By

11/6/2024 5:44:37 PM

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Theodor Albert, Presiding Courtroom 5B Calendar

Thursday, November 7, 2024 Hearing Room 5B

10:00 AM

CONT... Elaheh Yazdi Chapter 7

Ahren A Tiller

Defendant(s):

Elaheh Yazdi Pro Se

Plaintiff(s):

Verdugo Plaza Pharmacy, Inc. Represented By

Stella A Havkin

Lawrence T Wong Represented By

Stella A Havkin

Trustee(s):

Richard A Marshack (TR)

Represented By

Melissa Davis Lowe

Theodor Albert, Presiding Courtroom 5B Calendar

Thursday, November 7, 2024

Hearing Room

5B

10:00 AM

8:13-14887 Bret A Percival

Chapter 7

Adv#: 8:23-01027 Kelly v. Percival

#17.00 PRE-TRIAL CONFERENCE RE: Complaint To Determine Diuschargeability Of Debt Under 11 USC Section 523(a)(2)(A), 523(a)(2)(B), 523(a)(4), and 523 (a) (6), Pursuant To Section 523(a)(3)(B)

(set from s/c hrg held on 6-29-23)

(cont'd from 4-04-24 per order continuing pretrial conf entered 3-27-24) (cont'd from 9-12-24)

(cont'd from 10-24-24)

Docket 1

Tentative Ruling:

Tentative for November 7, 2024

On October 24, 2024, the court required that the parties submit a **joint** pretrial stipulation. What has been filed is not joint. The court cannot determine on this record why or who is to blame, but it is evident there has been a failure to cooperate. Mr. Kelly complains largely about a failure to provide overdue discovery, but that is not very helpful either as that should have been the subject of a motion to compel, probably months ago. We should be well beyond that by now. We are supposed to be at threshold of trial. But the court also observes that debtor appears to have been either negligent or worse regarding his discovery responsibility. So the court is reluctant to condone such behavior. The court is quite perturbed by the status of this case. So it will hear argument whether an order striking the answer is indicated.

	Appearance required.
Tentative for October 24, 2024 No pretrial stip? Dismiss for failure to prosecute. <i>Appearance required</i> .	,

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

Thursday, November 7, 2024

Hearing Room

5B

10:00 AM

CONT...

Chapter 7

Bret A Percival Tentative for September 12, 2024 The 30 day stay mentioned last time should be expired. Status? Appearance required. Tentative for August 1, 2024 A stipulation regarding staying the proceedings was expected. Status? Appearance required. Tentative for April 25, 2024 A continuance was granted at Mr. Firman's request, but since nothing has been filed. Why shouldn't the court adopt the unilateral stipulation offered by plaintiff? Appearance required.

Tentative for February 29, 2024

Status on outstanding discovery disputes? Appearance required.

Tentative for 6/29/23:

Deadline for completing discovery: Nov. 1, 2023 Last date for filing pre-trial motions: Nov. 20, 2023

Pre-trial conference on: Dec. 7, 2023

Joint pre-trial stipulation and/or order due per local rules.

Appearance: required

Party Information

Debtor(s):

Bret A Percival

Pro Se

Theodor Albert, Presiding Courtroom 5B Calendar

Thursday, November 7, 2024 Hearing Room 5B

10:00 AM

CONT... Bret A Percival Chapter 7

Defendant(s):

Bret A Percival Pro Se

Plaintiff(s):

Gregory Kelly Pro Se

Trustee(s):

CASE REOP/CONV/OR CLOSED Pro Se

Theodor Albert, Presiding Courtroom 5B Calendar

Thursday, November 7, 2024

Hearing Room

5B

10:00 AM

8:23-11649 George Joseph Sano

Chapter 7

Adv#: 8:23-01130 Shockley v. Sano

#18.00

PRE-TRIAL CONFERENCE RE: Amended Complaint By Judgment Creditor Devan Shackley To Demtermine That The Debt Owed By George Joseph Sano Is Nondischargeable Debt Pursuant To 11 USC §§ 523(a)(4) And (a)(6) (Another summons issued 12-04-23)

(cont'd from s/c hrg held on 2-29-24)

Docket 3

*** VACATED *** REASON: CONTINUED TO 1-09-2025 AT 10:00 A.M. PER ORDER APPROVING STIPULATION TO CONTINUE PRE-TRIAL HEARING ENTERED 11-05-24 - SEE DOC #20

Tentative Ruling:

Tentative for February 29, 2024

Deadline for completing discovery is September 24, 2024.

Last date for filing pre-trial motions is October 1, 2024.

Pre-trial conference is on November 7, 2024.

Joint pre-trial stipulation and/or order due per local rules.

Refer to mediation. Order appointing mediator to be lodged by plainitff within

10 days. One day of mediation to be completed by August 1, 2024.

Party Information

Debtor(s):

George Joseph Sano Represented By

Christopher J Langley

Defendant(s):

George Joseph Sano Pro Se

Plaintiff(s):

Devan Shockley Represented By

Michael Creamer Jr

Santa Ana Theodor Albert, Presiding Courtroom 5B Calendar

Thursday, November 7, 2024 Hearing Room 5B

10:00 AM

CONT... George Joseph Sano Chapter 7

Trustee(s):

Richard A Marshack (TR) Pro Se

Theodor Albert, Presiding Courtroom 5B Calendar

Thursday, November 7, 2024

Hearing Room

5B

11:00 AM

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

Chapter 7

Adv#: 8:22-01091 Marshack v. Pukini, individually and as trustee of The Joshua

#19.00 Defendants Ryan Young, Tablerock Enterprises LLC And 31831 Sunset LLC's Motion To Dismiss First Amended Complaint Adversary Without Leave to Amend Pursuant To Rule 12(b)

(cont'd from 9-12-24 order approving stip to cont. hrg on mtn to dism entered 8-27-24 - see doc #294)

Docket 281

*** VACATED *** REASON: CONTINUED TO 12-05-24 AT 11:00 A.M. PER ORDER APPROVING STIPULATION TO CONTINUE HRG ON MOTION TO DISMISS FIRST AMENDED COMPLAINT & CONTINUE STATUS CONFERENCE ENTERED 10-31-24 - SEE DOC #305

Tentative Ruling:

- NONE LISTED -

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Debtor(s):

AB Capital, LLC, a California Pro Se

Defendant(s):

TABLEROCK ENTERPRISES, Represented By

Anthony Bisconti

LUNA CONSTRUCTION Pro Se

LIVING ART WORKS LLC Pro Se

CALPAC MORTGAGE FUND, Pro Se

CALPAC MANAGEMENT, INC. Pro Se

CAL-PAC DISTRESSED REAL Pro Se

BDP DEVELOPMENT Pro Se

ABC 2260 SAN YSIDRO LLC Pro Se

AB CAPITAL LFD, INC. Pro Se

11/6/2024 5:44:37 PM

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Santa Ana

Theodor Albert, Presiding Courtroom 5B Calendar

Thursday, November 7, 2024 Hearing Room

11:00 AM

CONT... AB Capital, LLC, a California limited liability co Chapter 7

Pro Se

AB CAPITAL FUND B, LLC Pro Se

AB CAPITAL FUND A, LLC

31831 SUNSET LLC Represented By

Anthony Bisconti

5B

1034 W BALBOA, LLC Pro Se

108 AVENIDA SERRA, LLC Pro Se

Edmund Valasquez, Jr. Pro Se

Ryan Young, individually and as Represented By

Anthony Bisconti

Joshua R. Pukini, individually and as Pro Se

AB CAPITAL HOLDINGS I, LLC Pro Se

Plaintiff(s):

Richard A. Marshack Represented By

James C Bastian Jr Ryan D O'Dea Shane M Biornstad

Rika Kido

Kristine A Thagard

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

Brooke S Thompson

Theodor Albert, Presiding Courtroom 5B Calendar

Thursday, November 7, 2024

Hearing Room

5B

11:00 AM

8:23-11167 Five Rivers Land Company LLC

Chapter 11

Adv#: 8:23-01044 Five Rivers Land Company LLC v. Brar et al

#20.00 PRE-TRIAL CONFERENCE RE: Complaint for Declaratory Relief (set from s/c hrg held on 8-24-23)

(cont'd from 7-11-24 per order approving stip to further stay adversary proceeding & continuing hrgs entered 7-01-24)

Docket 1

*** VACATED *** REASON: CONTINUED TO 12-19-24 AT 10:00 A.M. PER ORDER APPROVING STIPULATION TO FURTHER CONTINUE HEARINGS IN ADVERSARY PROCEEDING ENTERED 11-06-24 - SEE DOC #146

Tentative Ruling:

Tentative for May 2, 2024

Continued to July 11, 2024 at 11:00 a.m. Appearance is optional.

Tentative for August 24, 2023

Deadline for completing discovery: March 31, 2024 Last date for filing pre-trial motions: April 22, 2024 Pre-trial conference on: May 2, 2024 at 10:00 a.m.

Joint pre-trial order due per local rules.

Shouldn't an attempt at mediation be made?

Appearance required.

Party Information

Debtor(s):

Five Rivers Land Company LLC Represented By

Garrick A Hollander

Defendant(s):

Harjinder Singh Brar Pro Se

Ramandip Singh Brar Pro Se

11/6/2024 5:44:37 PM

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Theodor Albert, Presiding Courtroom 5B Calendar

Thursday, November 7, 2024 Hearing Room

11:00 AM

CONT... Five Rivers Land Company LLC

Chapter 11

5B

Pinder Kaur Brar Pro Se

Plaintiff(s):

Five Rivers Land Company LLC Represented By

Garrick A Hollander

Theodor Albert, Presiding Courtroom 5B Calendar

Thursday, November 7, 2024

Hearing Room

5B

11:00 AM

8:23-11167 Five Rivers Land Company LLC

Chapter 11

Adv#: 8:23-01044 Five Rivers Land Company LLC v. Brar et al

#21.00 Plaintiff's Motion To Dismiss Cross-Complaint

(cont'd from 11-02-23 per court's own mtn)

[Movant - Christopher D. Beatty Intends To Appear In Person]

(cont'd from 10-26-23 per order granting stipulation to stay litigation &

continuance hrgs set for October 26, 203 entered 10-24-23)

(cont'd from 3-7-24 per court's own mtn -10-24-23)

(cont'd from 7-11-24 per order approving stip to further stay adversary

proceeding & continuing hrgs entered 7-01-24)

[Movant - Christopher D. Beatty Intends To Appear In Person]

Docket 47

*** VACATED *** REASON: CONTINUED TO 12-19-24 AT 10:00 A.M. PER ORDER APPROVING STIPULATION TO FURTHER CONTINUE HEARINGS IN ADVERSARY PROCEEDING ENTERED 11-06-24 - SEE DOC #146

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Five Rivers Land Company LLC Represented By

Garrick A Hollander Matthew J Stockl Richard H Golubow

Defendant(s):

Harjinder Singh Brar Represented By

William Lynn Cowin

Ramandip Singh Brar Represented By

William Lynn Cowin

Pinder Kaur Brar Represented By

11/6/2024 5:44:37 PM

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Santa Ana Theodor Albert, Presiding Courtroom 5B Calendar

Thursday, November 7, 2024

Hearing Room

5B

11:00 AM

CONT... Five Rivers Land Company LLC

Chapter 11

Movant(s):

Five Rivers Land Company LLC R

Represented By Garrick A Hollander

William Lynn Cowin

Christopher Dale Beatty

Five Rivers Land Company LLC Represented By

Christopher Dale Beatty

Plaintiff(s):

Five Rivers Land Company LLC Represented By

Garrick A Hollander Christopher Dale Beatty

Theodor Albert, Presiding Courtroom 5B Calendar

Thursday, November 7, 2024

Hearing Room

5B

11:00 AM

8:23-11167 Five Rivers Land Company LLC

Chapter 11

Adv#: 8:23-01044 Five Rivers Land Company LLC v. Brar et al

#22.00 Plaintiff's Motion to Dismiss First Amended Cross-Complaint

(cont'd from 12-07-23 per court's own mtn /order granting stip. to stay litigation & cont. hrgs set for October 26, 2023 - entered 10-24-23 / this motion was added on verbally per Maggan on 10-24-23 - with amna approval)

(cont'd from 3-14-24 per order granting stip., to stay litigation & cont. hrgs entered 3-04-24)

(cont'd from 7-11-24 per order approving stip to further stay adversary proceeding & continuing hrgs entered 7-01-24)

[Movant - Christopher D. Beatty Intends To Appear In Person]

Docket 72

*** VACATED *** REASON: CONTINUED TO 12-19-24 AT 10:00 A.M. PER ORDER APPROVING STIPULATION TO FURTHER CONTINUE HEARINGS IN ADVERSARY PROCEEDING ENTERED 11-06-24 - SEE DOC #146

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Five Rivers Land Company LLC Represented By

Garrick A Hollander Matthew J Stockl Richard H Golubow

Defendant(s):

Harjinder Singh Brar Represented By

William Lynn Cowin

Ramandip Singh Brar Represented By

William Lynn Cowin

11/6/2024 5:44:37 PM

Courtroom 5B Calendar

Santa Ana Theodor Albert, Presiding

Thursday, November 7, 2024

Hearing Room

5B

11:00 AM

CONT... Five Rivers Land Company LLC

Chapter 11

Pinder Kaur Brar Represented By

William Lynn Cowin

Coast to Coast Packing Group, LLC Pro Se

Plaintiff(s):

Five Rivers Land Company LLC Represented By

Garrick A Hollander Christopher Dale Beatty

Theodor Albert, Presiding Courtroom 5B Calendar

Thursday, November 7, 2024

Hearing Room

5B

11:00 AM

8:23-11167 Five Rivers Land Company LLC

Chapter 11

Adv#: 8:23-01044 Five Rivers Land Company LLC v. Brar et al

#23.00 Cross-Defendants David Nino, Victoria Nino and Coast to Coast Packing Group LLC's Notice of Motion and Motion to Dismiss Cross-Complaint

(cont'd from 11 02 22 per court's own mtn)

(cont'd from 11-02-23 per court's own mtn)

(cont'd from 10-26-23 per order granting stipulation to stay litigation & continuance hearings set for October 26, 2023 entered 10-24-23)

(cont'd from 3-7-24 per court's own mtn -10-24-23)

(cont'd from 7-11-24 per order approving stip to further stay adversary proceeding & continuing hrgs entered 7-01-24)

Docket 58

*** VACATED *** REASON: CONTINUED TO 12-19-24 AT 10:00 A.M. PER ORDER APPROVING STIPULATION TO FURTHER CONTINUE HEARINGS IN ADVERSARY PROCEEDING ENTERED 11-06-24 - SEE DOC #146

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Five Rivers Land Company LLC Represented By

Garrick A Hollander Matthew J Stockl Richard H Golubow

Defendant(s):

Harjinder Singh Brar Represented By

William Lynn Cowin

Ramandip Singh Brar Represented By

William Lynn Cowin

Pinder Kaur Brar Represented By

William Lynn Cowin

11/6/2024 5:44:37 PM

Theodor Albert, Presiding Courtroom 5B Calendar

Thursday, November 7, 2024

Hearing Room

5B

11:00 AM

CONT... Five Rivers Land Company LLC

Chapter 11

Plaintiff(s):

Five Rivers Land Company LLC

Represented By
Garrick A Hollander
Christopher Dale Beatty

Theodor Albert, Presiding Courtroom 5B Calendar

Thursday, November 7, 2024

Hearing Room

5B

11:00 AM

8:23-11167 Five Rivers Land Company LLC

Chapter 11

Adv#: 8:23-01044 Five Rivers Land Company LLC v. Brar et al

#24.00 Debtor's Motion For Summary Judgment And Statement Of Uncontroverted Facts And Conclusions Of Law In Support

(cont'd from 10-12-23 per order approving stip. to cont. hrg on mtn for partial summary judgment entered 10-04-23 - see order #78) (cont'd from 10-26-23 per order granting stipulation to stay litigation & continuing hearings set for October 26, 2023 entered 10-24-23) (cont'd from 3-7-24 per court's own mtn -10-24-23)

(cont'd from 7-11-24 per order approving stip to further stay adversary proceeding & continuing hrgs entered 7-01-24)

[Movant - Christopher D. Beatty Intends To Appear In Person]

Docket 36

*** VACATED *** REASON: CONTINUED TO 12-19-24 AT 10:00 A.M. PER ORDER APPROVING STIPULATION TO FURTHER CONTINUE HEARINGS IN ADVERSARY PROCEEDING ENTERED 11-06-24 - SEE DOC #146

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Five Rivers Land Company LLC Represented By

Garrick A Hollander Matthew J Stockl

Defendant(s):

Harjinder Singh Brar Represented By

William Lynn Cowin

Ramandip Singh Brar Represented By

William Lynn Cowin

11/6/2024 5:44:37 PM

Theodor Albert, Presiding Courtroom 5B Calendar

Thursday, November 7, 2024

Hearing Room

5B

11:00 AM

CONT... Five Rivers Land Company LLC

Chapter 11

Pinder Kaur Brar

Represented By

William Lynn Cowin

Plaintiff(s):

Five Rivers Land Company LLC

Represented By

Garrick A Hollander Christopher Dale Beatty

Theodor Albert, Presiding Courtroom 5B Calendar

Thursday, November 7, 2024

Hearing Room

5B

11:00 AM

8:24-12738 Newport Ventures, LLC

Chapter 11

#25.00 Debtor's Emergency Motion for Entry of Interim and Final Orders (I) Authorizing Debtor to (A) Pay Prepetition Wages, Salaries, and Other Compensation and (B) Continue Employee Benefits, and (II) Granting Related Relief

Docket 22

Tentative Ruling:

Tentative for November 7, 2024 Opposition due at hearing. *Appearance required*.

Party Information

Debtor(s):

Newport Ventures, LLC

Theodor Albert, Presiding Courtroom 5B Calendar

Thursday, November 7, 2024

Hearing Room

5B

11:00 AM

8:24-12738 Newport Ventures, LLC

Chapter 11

#26.00

Debtor's Emergency Motion For Order For Entry Of Order (I) Authorizing The Debtor To Maintain, Renew, Or Supplement Insurance Policy And (II) Granting Related Relief

Docket 23

Tentative Ruling:

Tentative for November 7, 2024
Opposition due at hearing. *Appearance required*.

Party Information

Debtor(s):

Newport Ventures, LLC

Theodor Albert, Presiding Courtroom 5B Calendar

Thursday, November 7, 2024

Hearing Room

5B

11:00 AM

8:24-12738 Newport Ventures, LLC

Chapter 11

#27.00 Debtor's Emergency Motion For Entry Of Interim And Final Orders Authorizing The Debtor To Pay Certain Prepetition Claims Of (A) 503(B)(9) Claimants And (B) Critical Vendors

Docket 24

Tentative Ruling:

Tentative for November 7, 2024
Opposition due at hearing. *Appearance required*.

Party Information

Debtor(s):

Newport Ventures, LLC

Theodor Albert, Presiding Courtroom 5B Calendar

Thursday, November 7, 2024

Hearing Room

5B

11:00 AM

8:24-12738 Newport Ventures, LLC

Chapter 11

#28.00 Debtor's Emergency Motion For An Interim And Final Order For (I) Authority To Use Cash Collateral On An Interim Basis; (II) Granting Adequate Protection; (III)

Scheduling A Final Hearing; (IV) Related Relief

Docket 25

Tentative Ruling:

Tentative for November 7, 2024
Opposition due at hearing. *Appearance required*.

Party Information

Debtor(s):

Newport Ventures, LLC

Theodor Albert, Presiding Courtroom 5B Calendar

Thursday, November 7, 2024

Hearing Room

5B

11:00 AM

8:24-12738 Newport Ventures, LLC

Chapter 11

#29.00 Debtor's Emergency Motion For Order Authorizing Continued Use Of Debtpr's Bank Accounts And Cash Management System To The Extent Set Forth Herein

Docket 28

Tentative Ruling:

Tentative for November 7, 2024 Opposition due at hearing. *Appearance required*.

Party Information

Debtor(s):

Newport Ventures, LLC