

**United States Bankruptcy Court
Central District of California
San Fernando Valley
Victoria Kaufman, Presiding
Courtroom 301 Calendar**

Tuesday, March 25, 2025

Hearing Room 301

10:30 AM

1:23-10324 Lisa Fancher

Chapter 13

Adv#: 1:23-01026 Mayorga v. Fancher et al

#1.00 Trial Date Set re: First Amended Complaint for Nondischargeability and Objecting to Discharge

Docket 24

Tentative Ruling:

For the reasons stated on the record on March 23, 2025, the Court will deny defendant's motion in limine "G" to exclude plaintiff's exhibit 83 [doc. 183].

The Court will deny defendant's motion in limine "D" to exclude Mr. Martorell's declaration [doc. 180], motion in limine "E" [doc. 181] and motion in limine "F" [182].

Regarding the evidentiary objections to the identified paragraphs in the declarations below, the Court will rule as set forth below.

Defendants' Evidentiary Objections to Trial Witness Declaration of Louis Mayorga [doc. 157]

paras. 4, 17 ("*and found clear evidence that she had miscalculated my royalties. This confirmed that she had concealed streaming revenue that should have been paid to me.*"), 20 (except as to the authentication of Trial Exhibit 4), 21, 23 (lns. 16-18): sustain

paras. 5, 7, 8, 9 (ln. 18), 10 (lns. 23-26), 11 (lns. 3-5), 12, 14, 16 (lns. 6-9), 18, 19, 22, 26: overrule

Defendants' Evidentiary Objections to Reply Trial Witness Declaration of Louis Mayorga [doc. 173]

paras. 5, 7, 11-15, 17, 18: sustain

paras. 3, 4 ("*That is not what she told me at the time.*"), 6, 8-10, 16: overrule

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Plaintiff's Evidentiary Objections to Trial Witness Declaration of Lisa Fancher [doc. 165]

paras. 5, 10, 12 (lns. 1-7, 22-27), 14 (lns. 14-24), 15, 16, 17, 18 (lns. 20-21), 20, 22, 23, 24, 29, 30, 31 ("*Therefore, my statement was not knowingly false as Mayorga asserts.*"), 32, 34, 36 ("*so again, not far off despite Mayorga's hyperbolic claims which have never been supported by any credible or actual evidence.*"), 38, 41 (second sentence), 43, 46 (last sentence), 47 ("*However, my lawyers advised that the Civil Code Section 2501 did not require that.*"), 48 ("*even though third party documents were not required pursuant to the express language of Civil Code Section 2501*"), 51, 55, 60, 61 (first sentence and "*because California Civil Code Section 2501 does not order the production of third party documents*"), 62, 65: sustain

paras. 6 (lns. 21-22), 7, 8, 9, 11, 13, 19, 21, 25, 26, 27 (lns. 18-24), 28, 33, 35, 37 ("*None of the royalty calculations I did included digital streaming royalties.*"), 39, 40, 41 (first sentence), 42, 44, 46 ("*In July 2020, my attorney, Michael Ackerman wrote to Plaintiff's counsel, offering to show documents regarding physical sales, digital downloads, and synchronization license revenues . . . for three years, but not digital streaming documents. I was copied on this correspondence.*"), 49, 50, 52, 53, 54, 56, 57, 58, 59, 61 ("*On advice of counsel, I refused to supply third party documents*" and "*I did not have third party documents anyway. Thus, I prepared and provided only the books and records belonging to Frontier Records.*"): overrule

Defendants' Evidentiary Objections to Declaration of Eduardo Martorell in Support of Plaintiff Louis Mayorga's Trial Brief [doc. 159-1]

paras. 2 -9: overrule

Party Information

Debtor(s):

Lisa Fancher

Represented By
James R Selth

Defendant(s):

Lisa Fancher

Represented By

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James R Selth

BMG Rights Management (US)

Pro Se

Plaintiff(s):

Louis Mayorga

Represented By
Eduardo Martorell

Trustee(s):

Elizabeth (SV) F Rojas (TR)

Pro Se