

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

Wednesday, December 17, 2025

Hearing Room 301

10:30 AM

1: -

Chapter

#0.00 All hearings on this calendar will be conducted in Courtroom 301 at 21041 Burbank Boulevard, Woodland Hills, California, 91367. All parties in interest, members of the public and the press may attend the hearings on this calendar in person.

Additionally, (except with respect to evidentiary hearings, or as otherwise ordered by the Court) parties in interest (and their counsel) may connect by ZoomGov audio and video free of charge, using the connection information provided below. Members of the public and the press may only connect to the zoom audio feed, and only by telephone. Access to the video feed by these individuals is prohibited.

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Password: 862904

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Docket 0

Tentative Ruling:

- NONE LISTED -

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1:24-12141 Sarkis Arpajian

Chapter 7

#1.00 Trustee's Final Report and Applications for Compensation

Nancy Zamora, Chapter 7 Trustee

LEA Accountancy, LLP, Accountants for Trustee

Docket 94

Tentative Ruling:

Nancy J. Zamora, chapter 7 trustee – allow compensation in the amount of \$49,500.00 and reimbursement of expenses in the amount of \$2,538.88.

LEA Accountancy, LLP, accountants for chapter 7 trustee – approve fees of \$2,986.50 and reimbursement of expenses in the amount of \$320.39, on a final basis.

The chapter 7 trustee must submit the order within seven (7) days.

Note: No court appearance by the chapter 7 trustee or her professionals 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 the relevant applicant(s) will be so notified.

Party Information

Debtor(s):

Sarkis Arpajian

Represented By
Sevan Gorginian

Trustee(s):

Nancy J Zamora (TR)

Pro Se

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1:25-10602 World of Mistry, LLC

Chapter 11

#2.00 First Interim Application Of Levene, Neale, Bender, Yoo & Golubchik L.L.P.
For Fees And Expenses Incurred As The Debtors Bankruptcy Counsel For
The Period Of April 11, 2025 Through And Including November 12, 2025

fr. 12/3/25

Docket 124

Tentative Ruling:

Levene, Neale, Bender, Yoo & Golubchik L.L.P. ("Applicant"), bankruptcy counsel to the debtor – as set forth in the *Stipulation Between U.S. Trustee and Levene, Neale, Bender, Yoo & Golubchik L.L.P. re Voluntary Reduction in Fees Requested in First Interim Application* [doc. 130], approve fees of \$166,937.50 and expenses of \$5,551.43, for the period of April 11, 2025 through November 12, 2025, on an interim basis.

Applicant to submit the order within seven (7) days.

Note: No response had been filed. Accordingly, no court appearance by Applicant 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 Applicant will be so notified.

Party Information

Debtor(s):

World of Mistry, LLC

Represented By

Ron Bender

Todd M Arnold

Anthony A. Friedman

Katherine Bunker

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1:25-10644 Amit Syal and Reena Mistry

Chapter 11

#3.00 First Interim Application Of Levene, Neale, Bender, Yoo & Golubchik L.L.P.
For Approval Of Fees And Reimbursement Of Expenses As Debtors
Bankruptcy Counsel For The Period Of April 14, 2025 Through And
Including November 12, 2025

fr. 12/3/25

Docket 101

Tentative Ruling:

Levene, Neale, Bender, Yoo & Golubchik L.L.P. ("Applicant"), bankruptcy counsel to the debtors – as set forth in the *Stipulation Between U.S. Trustee and Levene, Neale, Bender, Yoo & Golubchik L.L.P. re Voluntary Reduction in Fees Requested in First Interim Application* [doc. 108], approve fees of \$152,345.00 and expenses of \$6,149.03, for the period of April 14, 2025 through November 12, 2025, on an interim basis.

Applicant to submit the order within seven (7) days.

Note: No response had been filed. Accordingly, no court appearance by Applicant 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 Applicant will be so notified.

Party Information

Debtor(s):

Amit Syal

Represented By

Ron Bender

Anthony A. Friedman

Todd M Arnold

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CONT... Amit Syal and Reena Mistry

Chapter 11

Joint Debtor(s):

Reena Mistry

Represented By

Ron Bender

Anthony A. Friedman

Todd M Arnold

Trustee(s):

Mark M Sharf (TR)

Pro Se

**United States Bankruptcy Court
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1:25-11111 Ostendo Technologies, Inc.

Chapter 11

#4.00 First Interim Application Of Levene, Neale, Bender, Yoo & Golubchik L.L.P.
For Approval Of Fees And Reimbursement Of Expenses Incurred As
Bankruptcy Counsel To Debtor During Period From June 24, 2025
Through And Including November 10, 2025

fr. 12/3/25

Docket 178

Tentative Ruling:

Levene, Neale, Bender, Yoo & Golubchik L.L.P. ("Applicant"), bankruptcy counsel to the debtor – as set forth in the *Stipulation Between U.S. Trustee and Levene, Neale, Bender, Yoo & Golubchik L.L.P. re Voluntary Reduction in Fees Requested in First Interim Application* [doc. 191], approve fees of \$269,927.50 and expenses of \$20,608.39, for the period of June 24, 2025 through November 10, 2025, on an interim basis.

At this time, Applicant may apply the remaining prepetition retainer balance in the amount of \$39,920.75 and receive payment in full of the balance of the approved fees and the approved expenses.

Applicant to submit the order within seven (7) days.

Note: No response had been filed. Accordingly, no court appearance by Applicant 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 Applicant will be so notified.

Party Information

Debtor(s):

Ostendo Technologies, Inc.

Represented By
Ron Bender

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CONT... Ostendo Technologies, Inc.

Chapter 11

Krikor J Meshefejian
Robert Carrasco

Movant(s):

Levene, Neale, Bender, Yoo &

Represented By
Krikor J Meshefejian

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1:25-11111 Ostendo Technologies, Inc.

Chapter 11

#5.00 First Amended Interim Application for Allowance of Attorneys' Fees and Costs for Mincin Law, PLLC, Attorneys for Unsecured Creditor Committee

fr. 12/3/25

Docket 186

Tentative Ruling:

David Mincin, Esq. ("Applicant"), counsel to the Official Committee of Unsecured Creditors – approve fees of \$17,580.00 and expenses of \$112.88, for the period of August 1, 2025 through October 31, 2025, on an interim basis.

Applicant to submit the order within seven (7) days.

Note: No response had been filed. Accordingly, no court appearance by Applicant 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 Applicant will be so notified.

Party Information

Debtor(s):

Ostendo Technologies, Inc.

Represented By
Ron Bender
Krikor J Meshefejian
Robert Carrasco

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1:25-11111 Ostendo Technologies, Inc.

Chapter 11

#6.00 First Interim Application Of Sherwood Partners, Inc. For Approval Of Fees Incurred As Sale Agent And Financial Advisor To Debtor During Period From July 15, 2025 Through And Including November 10, 2025

fr. 12/3/25

Docket 179

Tentative Ruling:

Sherwood Partners, Inc. ("Applicant"), sale agent and financial advisor to the debtor – as set forth in the *Stipulation Between U.S. Trustee and Sherwood Partners, Inc. re Voluntary Reduction in Fees Requested in First Interim Application* [doc. 193], approve fees of \$125,154.50, for the period of July 15, 2025 through November 10, 2025, on an interim basis.

Applicant to submit the order within seven (7) days.

Note: No response had been filed. Accordingly, no court appearance by Applicant 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 Applicant will be so notified.

Party Information

Debtor(s):

Ostendo Technologies, Inc.

Represented By
Ron Bender
Krikor J Meshefejian
Robert Carrasco

Movant(s):

Sherwood Partners, Inc.

Represented By
Krikor J Meshefejian

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1:24-11393 Robin Stoltz Nassif

Chapter 11

#7.00 Status conference re: confirmation of first amended chapter 11 plan of reorganization

fr. 9/10/25; 10/1/25; 11/5/25

Docket 98

Tentative Ruling:

See cal. no. 8.

Party Information

Debtor(s):

Robin Stoltz Nassif

Represented By
Matthew D. Resnik
Roksana D. Moradi-Brovia
Nina Z Javan

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1:24-11393 Robin Stoltz Nassif

Chapter 11

#8.00 Status conference re: chapter 11 case

fr. 10/17/24; 3/5/25; 4/30/25; 6/18/25; 6/18/25; 7/16/25;
9/10/25; 10/1/25; 11/5/25

Docket 1

Tentative Ruling:

Continued chapter 11 case status conference to be held at **1:00 p.m. on February 11, 2026.**

No later than January 28, 2026, the debtor in possession must file and serve on the debtor's 20 largest unsecured creditors, all secured creditors and the United States trustee an updated status report, discussing the debtor's progress to reorganization, which status report must be supported by evidence in the form of declarations and supporting documents.

The Court will prepare the order continuing the status conference.

Party Information

Debtor(s):

Robin Stoltz Nassif

Represented By
Matthew D. Resnik

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1:25-12048 Felix Rodolfo Wasser

Chapter 11

#9.00 Status conference re: chapter 11 case

Docket 1

Tentative Ruling:

The debtor's schedule A states that the debtor has a fee simple interest in a single family home located at 24341 Bridle Trail Road, Hidden Hills, CA 91302 (the "Hidden Hills Property"). According to the debtor's schedule A, the Hidden Hills Property has a value of \$8.8 million [doc. 1].

Following the hearing on the debtor's motion to continue the automatic stay (the "Stay Continuance Motion") [doc. 8], the Court continued the automatic stay in this case on an interim basis, until January 22, 2026. As stated in the Court's order (the "Stay Continuance Order") [doc. 37]:

No later than January 12, 2026, the Debtor must file and serve on all secured creditors declarations of the Debtor and his real estate broker which discuss the efforts made on and after November 2, 2025 to market and sell the Hidden Hills Property, expressed interest of any potential buyers in the Hidden Hills Property, including any offers received to purchase the Hidden Hills Property, and any progress made with respect to that sale. The declarations must be supported by documentary evidence.

In accordance with the Stay Continuance Order, no later than December 4, 2025, the debtor was required to serve on all secured creditors notice of the continued hearing date and time on the Stay Continuance Motion and the deadline to file and serve on the debtor and his counsel, no later than January 15, 2026, any response.

Has the debtor served this notice, as required? If so, the debtor must file the notice and the related proof of service **no later than December 19, 2025**.

The debtor's failure to comply with the Stay Continuance Order will constitute cause for the Court to convert this case to one under chapter 7 or to appoint a

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CONT... **Felix Rodolfo Wasser** **Chapter 11**
chapter 11 trustee. See 11 U.S.C. §§ 105(a), 1104(a) and 1112(b)(1) and (4)(E).

Is the debtor, Felix R. Wasser, current with the filing of his income tax returns?

Deadline to file proof of claim ("Bar Date"): **February 13, 2026.**

Deadline to mail notice of Bar Date: **December 29, 2025.**

The debtor must use the mandatory court-approved form Notice of Bar Date for Filing Proofs of Claim in a Chapter 11 Case, F 3003-1.NOTICE.BARDATE.

Deadline for the debtor and/or debtor in possession to file a chapter 11 plan and related proposed disclosure statement: **March 2, 2026.**

Continued chapter 11 case status conference to be held at **1:00 p.m. on March 18, 2026.**

No later than March 4, 2026, the debtor in possession or any appointed chapter 11 trustee must file and serve on the debtor's 20 largest unsecured creditors, all secured creditors and the United States trustee an updated status report, discussing the debtor's progress to reorganization, which status report must be supported by evidence in the form of declarations and supporting documents.

The Court will prepare the order continuing the status conference and setting the deadline for the debtor to file a chapter 11 plan and a related proposed disclosure statement.

The debtor must lodge the Order Setting Bar Date for Filing Proofs of Claim, using mandatory court-approved form F 3003-1.ORDER.BARDATE, within seven (7) days.

Party Information

Debtor(s):

Felix Rodolfo Wasser

Represented By
Stella A Havkin

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1:24-11393 Robin Stoltz Nassif

Chapter 11

#10.00 Motion for Order Approving Sale of Real Property Pursuant to
11 U.S.C. §363 Free and Clear of All Liens, Claims and Interests,
and Granting Certain Other Related

Docket 148

Tentative Ruling:

Grant.

Movant must submit the order within seven (7) days.

Party Information

Debtor(s):

Robin Stoltz Nassif

Represented By
Matthew D. Resnik
Roksana D. Moradi-Brovia
Nina Z Javan

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1:25-11111 Ostendo Technologies, Inc.

Chapter 11

#11.00 Debtor's Motion For An Order: (1) Approving Sale Of Substantially All Of The Debtors Assets Free And Clear of All Liens, Claims, Encumbrances And Interests; (2) Approving Assumption And Assignment Of Unexpired Leases And Executory Contracts And Determining Cure Amounts; (3) Waiving The 14- Day Stay Periods Of Bankruptcy Rules 6004(H) And 6006(D); And (4) Granting Related Relief

[Continued as to equipment]

fr. 10/22/25; 11/12/25; 11/26/25

Docket 136

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Ostendo Technologies, Inc.

Represented By
Ron Bender
Krikor J Meshefejian
Robert Carrasco

Movant(s):

Ostendo Technologies, Inc.

Represented By
Ron Bender
Krikor J Meshefejian
Robert Carrasco

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1:25-11111 Ostendo Technologies, Inc.

Chapter 11

#12.00 Debtors Motion For Entry Of An Order Authorizing Debtor To
Release Equipment To Pre-Petition Purchaser Of Equipment

fr. 10/8/25(stip); 11/12/25(stip); 11/26/25

Docket 117

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Ostendo Technologies, Inc.

Represented By
Ron Bender
Krikor J Meshefejian
Robert Carrasco

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1:30 PM

1:25-11111 Ostendo Technologies, Inc.

Chapter 11

#13.00 Debtors Motion For Entry Of An Order: (1) Authorizing Rejection
Of Nonresidential Real Property Lease; And (2) Abandonment
Of Personal Property Located At The Rejected Lease Location
That Is Not Sold

Docket 199

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Ostendo Technologies, Inc.

Represented By
Ron Bender
Krikor J Meshefejian
Robert Carrasco

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1:25-11111 Ostendo Technologies, Inc.

Chapter 11

#14.00 Application by RIF III, Yarrow II, LLC For Allowance and
Immediate Payment of Administrative Rent

Docket 194

Tentative Ruling:

Grant.

RIF III-Yarrow II, LLC ("RIF III") must submit the order within seven (7) days.

Note: No response has been filed. Accordingly, no court appearance by RIF III 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 RIF III will be so notified.

Party Information

Debtor(s):

Ostendo Technologies, Inc.

Represented By
Ron Bender
Krikor J Meshefejian
Robert Carrasco

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2:00 PM

1:23-11082 Philip M. Lawrence, II

Chapter 7

#15.00 Global One Financial, A Division Of Synovus Bank Motion
To Quash 2004 Subpoena And For A Protective Order

fr. 11/12/25

Stipulation to continue filed 11/21/25

Docket 414

***** VACATED *** REASON: Hearing continued to 1/14/26 at 1:30 PM per
order entered 11/24/25. [Dkt. 440]**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Philip M. Lawrence II

Represented By
Robert M Yaspan - SUSPENDED BK -
Jeffrey S Kwong

Trustee(s):

David Keith Gottlieb (TR)

Represented By
Ron Bender
Jeffrey S Kwong
Joseph M Rothberg

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1:25-10644 Amit Syal and Reena Mistry

Chapter 11

#16.00 Confirmation hearing re Debtors' Second Amended Chapter 11,
Subchapter V, Plan of Reorganization, Dated September 17, 2025

fr. 11/5/25

Docket 99

***** VACATED *** REASON: Continued to 4/1/26 at 2:00 PM. per Order
entered 12/10/25. [Dkt. 115]**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Amit Syal

Represented By
Ron Bender
Anthony A. Friedman
Todd M Arnold

Joint Debtor(s):

Reena Mistry

Represented By
Ron Bender
Anthony A. Friedman
Todd M Arnold

Trustee(s):

Mark M Sharf (TR)

Pro Se

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1:25-10644 Amit Syal and Reena Mistry

Chapter 11

#17.00 Status conference re: Chapter 11 Subchapter V Voluntary Petition

fr. 6/11/25; 6/18/25; 8/20/25; 11/5/25

Docket 1

Tentative Ruling:

The Court will continue the status conference to **1:00 p.m. on February 25, 2026.**

Appearances on December 17, 2025 are excused.

Party Information

Debtor(s):

Amit Syal

Represented By

Ron Bender

Anthony A. Friedman

Todd M Arnold

Joint Debtor(s):

Reena Mistry

Represented By

Ron Bender

Anthony A. Friedman

Todd M Arnold

Trustee(s):

Mark M Sharf (TR)

Pro Se

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1:25-11697 Hassake Enterprises Inc.

Chapter 11

#18.00 Status conference re: Chapter 11 Subchapter V Voluntary Petition

fr. 11/5/25

Docket 1

Tentative Ruling:

Proposed dates and deadlines regarding confirmation of *Debtor's Chapter 11 Subchapter V Plan* (the "Plan") [doc. 33]:

Hearing on confirmation of the Plan: **February 25, 2026 at 2:00 p.m.**

Deadline for the debtor to mail the Plan, ballots for acceptance or rejection of the Plan and to file and serve notice of: (1) the confirmation hearing and (2) the deadlines to return completed ballots to the debtor's counsel and to file objections to confirmation: **December 22, 2025.**

The debtor must serve the notice and the other materials (with the exception of the ballots, which should be sent only to creditors in impaired classes) on all creditors, the subchapter V trustee and the United States trustee.

Deadline to return completed ballots to the debtor: **January 21, 2026.**

Deadline for the debtor to file and serve the debtor's brief and evidence, including declarations and the returned ballots, in support of confirmation: **January 28, 2026.** Among other things, the debtor's brief must address whether the requirements for confirmation set forth in 11 U.S.C. § 1191 are satisfied. These materials must be served on the subchapter V trustee, the United States trustee and any creditor which returns a ballot rejecting the Plan.

Deadline to file and serve any objections to confirmation: **February 11, 2026.**

Deadline for the debtor to file and serve any reply to objections to confirmation: **February 18, 2026.**

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CONT... Hassake Enterprises Inc.

Chapter 11

Continued chapter 11 case status conference to be held at **2:00 p.m. on February 25, 2026.**

The subchapter V trustee must appear at the confirmation hearing and the continued chapter 11 case status conference and file and serve on the debtor, its counsel and any objecting creditor(s) a declaration, **no later than February 20, 2026**, which includes, but is not limited to: (a) a discussion of any issues with the debtor's case and confirmation of the Plan; and (b) a summary of the discussions with the debtor and other material parties in interest regarding progress made toward a consensual chapter 11 plan.

The debtor must submit the scheduling order, setting forth the dates and deadlines regarding confirmation of the Plan and the continued status conference, within seven (7) days.

Party Information

Debtor(s):

Hassake Enterprises Inc.

Represented By
Stella A Havkin

Trustee(s):

John-Patrick McGinnis Fritz (TR)

Pro Se

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2:00 PM

1:25-11845 Nadia Masoudi

Chapter 11

#19.00 Status conference re Chapter 11, Subchapter V Case

fr. 11/5/25; 11/26/25

Docket 1

Tentative Ruling:

The Court will continue the chapter 11, subchapter V case status conference to be held at **2:00 p.m. on February 25, 2026.**

The debtor must file a status report, to be served on the debtor's 20 largest unsecured creditors, all secured creditors and the subchapter V trustee, not later than **14 days** before the continued status conference. The status report must be supported by evidence in the form of declarations and supporting documents.

The status report must address the following:

What efforts has the debtor made so far to obtain the consent of creditors for a consensual plan?

If the debtor expects that the plan will be a nonconsensual plan, i.e., a plan confirmed under 11 U.S.C. § 1191(b), why does the debtor expect that?

Any additional information the debtor would like to disclose to the Court concerning this chapter 11 case or the plan.

The subchapter V trustee must appear at the continued chapter 11 case status conference and file and serve on the debtor and her counsel, **no later than seven days before the status conference**, a declaration which includes, but is not limited to: (a) a discussion of any issues with the debtor's case; and (b) a summary of the discussions with the debtor and other material parties in interest regarding progress made toward a consensual chapter 11 plan.

The Court will prepare an order continuing the status conference and setting the

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CONT... **Nadia Masoudi** **Chapter 11**
deadline to file and serve the related status report and for the subchapter V trustee to
file a declaration.

Party Information

Debtor(s):

Nadia Masoudi

Represented By
Stella A Havkin

Trustee(s):

John-Patrick McGinnis Fritz (TR)

Pro Se

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1:25-12027 Titan Group Logistics, Inc.

Chapter 11

#20.00 Debtor-In-Possessions Motion For (I) Authority To Incur Secured Debt In The Form Of A Factoring Agreement With Phoenix Capital Group; (II) To Use Cash Collateral; And (III) To Provide Adequate Protection Pursuant To 11 U.S.C. §§ 363 And 364

Docket 37

Tentative Ruling:

On October 30, 2025, Titan Group Logistics, Inc. ("Titan") filed a chapter 11 petition. Approximately one month later, on November 25, 2025, Titan filed *Debtor-in-Possession's Motion for (I) Authority to Incur Secured Debt in the Form of a Factoring Agreement with Phoenix Capital Group; (II) to Use Cash Collateral; and (III) to Provide Adequate Protection Pursuant to 11 U.S.C. §§ 363 and 364* (the "Motion") [doc. 37]. In support of the Motion, Titan filed the Declaration of Tetiana Postovyk.

In its schedule A, Titan states it does not have any accounts receivable. In its schedule D, Titan represents that the only property of the estate that is subject to a lien of Gulf Coast Bank & Trust Company is a Bank of America checking account, with an alleged balance in the amount of \$3,525.43 [doc. 1, at p. 19]. In schedule D, Titan states that the amount owed to Gulf Coast Bank & Trust Company is "unknown."

In response to item 3 in Part 2 of its statement of financial affairs, in which Titan is required to list "payments or transfers - including expense reimbursements - to any creditor . . . within 90 days before filing this case unless the aggregate value of all property transferred to that creditor is less than \$8,755," Titan states that it made no payments or transfers to Gulf Coast Bank & Trust Company [doc. 1, at p. 26].

Under Local Bankruptcy Rule ("LBR") 4001-2(a), "[e]ach motion to obtain credit or to approve the use of cash collateral, debtor in possession financing, and/or cash management under 11 U.S.C. §§ 363 or 364, or related stipulation (collectively, "Financing Motion") must be accompanied by mandatory court-approved form F 4001-2.STMT.FINANCE."

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Contrary to LBR 4001-2(a), Titan has not submitted the mandatory court-approved form F 4001-2.STMT.FINANCE.

"Chapter 11 debtors in possession are required to obtain the approval of the bankruptcy court when they wish to incur secured debt." *In re Harbin*, 486 F.3d 510, 521 (9th Cir. 2007). As the Court of Appeals explained in *Harbin*: "This obligation stems from section 362 of the Bankruptcy Code, which prohibits post-petition encumbrances on the bankruptcy estate. After a debtor files for bankruptcy, an automatic stay goes into effect prohibiting, among other actions, 'any act to create, perfect, or enforce any lien against property of the estate.'" *Id.* (quoting 11 U.S.C. § 362; internal citations omitted).

11 U.S.C. § 364(c)(2) provides an exception to the prohibition against creating a lien on property of the bankruptcy estate. Pursuant to § 364(c)(2), after notice and a hearing, the bankruptcy court "may authorize the obtaining of credit or the incurring of debt . . . secured by a lien on property of the estate that is not otherwise subject to a lien."

The Court of Appeals has "interpreted section 364(c)(2) as requiring a debtor to obtain the bankruptcy court's authorization *before* incurring secured debt." *Id.* (emphasis in original). "[I]f the debtor fails to obtain prior authorization, the bankruptcy court may exercise its corrective power to rescind the transaction." *Id.* (citing *Thompson v. Margen (In re McConville)*, 110 F.3d 47, 50 (9th Cir. 1997)).

On the other hand, "nothing in the language of the Bankruptcy Code precludes the court from considering *nunc pro tunc* authorization" of secured financing "as one possible remedy in response to the 'equities of the situation' before it." *Id.*, at 522 (quoting *McConville*, 110 F.3d at 50).

In *Harbin*, the Court of Appeals identified the following factors for a bankruptcy court to consider in determining whether to exercise its equitable discretion to grant *nunc pro tunc* approval of post-petition financing under section 364(c)(2):

- (1) whether the financing transaction benefits the bankruptcy estate;
- (2) whether the creditor has adequately explained its failure to seek prior

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authorization or otherwise established that it acted in good faith when it failed to seek prior authorization;

(3) whether there is full compliance with the requirements of section 364(c)(2); and

(4) whether the circumstances of the case present one of those rare situations in which retroactive authorization is appropriate.

Id. at 523. "Provided these criteria are met, the bankruptcy court may, but need not, grant an application for *nunc pro tunc* authorization." *Id.*

Pursuant to the Motion, Titan seeks to obtain authorization to incur secured debt payable to Gulf Coast Bank & Trust Company dba Phoenix Capital Group ("Phoenix"). Titan asserts that it must receive advances from Phoenix to operate post-petition, i.e., to pay Titan's operating and labor costs and insurance premiums. According to Titan, its post-petition agreement with Phoenix is governed by an existing agreement between Titan and Phoenix, which is attached to the Motion as Exh. A.

Apparently, without Court authorization, Titan already has transferred to Phoenix (or encumbered to secure financing from Phoenix), receivables which Titan generated post-petition. As noted above, absent Court approval, the post-petition transfer and/or encumbrance of Titan's accounts receivable, and any other assets of the bankruptcy estate, is improper.

With respect to the Motion, Titan must address the factors set forth above.

In addition, Titan must answer the following questions:

Which receivables did Titan generate post-petition which Phoenix allegedly has acquired?

What amount of financing (or proceeds from its alleged acquisition of Titan's accounts receivable) has Phoenix provided to Titan post-petition?

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Debtor(s):

Titan Group Logistics, Inc.

Represented By
Tamar Terzian

Trustee(s):

Moriah Douglas Flahaut (TR)

Pro Se

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1:25-12027 Titan Group Logistics, Inc.

Chapter 11

#20.01 Status conference re: Chapter 11 Subchapter V Voluntary Petition

fr. 12/10/25

Docket 1

Tentative Ruling:

The debtor has not provided proper or accurate notice of its motion for authority to incur secured debt based on a factoring agreement with Phoenix Capital Group, filed on November 25, 2025 (the "Section 364 Motion") [doc. 37]. Based on the hearing date and time set forth in the caption, the debtor self-calendared the Section 364 Motion for hearing at 2:00 p.m. on December 17, 2025.

Contrary to the representations made by the debtor in its notice of the hearing [doc. 38], **the Court did authorize the debtor to represent that any response to the Section 364 Motion would be due the date and the time of the hearing.**

Moreover, as concerns any cash collateral of Phoenix Capital Group, it appears that the debtor has not provided sufficient notice of its intent to "supplement" its motion for use of cash collateral, filed on October 30, 2025 (the "Cash Collateral Motion") [doc. 3]. The Cash Collateral Motion states that it does not contain:

Provisions that deem prepetition secured debt to be postpetition debt or that use postpetition loans from a prepetition secured creditor to pay part or all of that secured creditor's prepetition debt.

Provisions that grant a lien in an amount in excess of the dollar amount of cash collateral authorized under the applicable cash collateral order.

Provisions providing for the paying down of prepetition principal owed to a creditor.

[doc. 3, at pp. 2-3].

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The Cash Collateral Motion does not mention Phoenix Capital Group, or Gulf Coast Bank & Trust Company, dba Phoenix Capital Group ("Gulf Coast Bank"), as an entity with an interest in cash collateral. The only secured creditors identified in the Cash Collateral Motion are "Crossroads and BMO Harris Bank." [doc. 3, at pp. 4, 7-9].

In the debtor's schedule D, the debtor represents that the only property of the debtor that is subject to a lien of Gulf Coast Bank is a Bank of America checking account, with an alleged balance in the amount of \$3,525.43 [doc. 1, at p. 19]. In schedule D, the debtor states that the amount owed to Gulf Coast Bank is "unknown."

Pursuant to 11 U.S.C. § 1189(b), the debtor's deadline to file a proposed plan is **January 28, 2026**.

The Court will continue the chapter 11, subchapter V case status conference to be held at **2:00 p.m. on February 11, 2026**.

The deadline to file proofs of claim against the debtor is **January 8, 2026** for non-governmental units and **April 28, 2026** for governmental units. Local Bankruptcy Rule ("LBR") 3003-1(a)(2). Pursuant to LBR 3003-1(b)(2), "in subchapter V cases, the debtor in possession or subchapter V trustee in possession, as applicable, must file and serve the bar date notice within 7 days of (1) the date of entry of the order for relief..." LBR 3003-1(b)(2).

The Court's *Order Setting Hearing on Status of Chapter 11, Subchapter V Case and Requiring Report on Status of Chapter 11, Subchapter V Case* (the "Order") [doc. 27] provides that, "at least fourteen (14) days before the initial status conference, the debtor must: (a) file with the Court a Subchapter V Status Report[.]" Order, p. 3 (emphases omitted). The Order further provides:

[T]he Status Report MUST BE SUPPORTED BY EVIDENCE in the form of declarations and supporting documents. The declaration(s) filed in support of the Status Report must address and include the following:

1. Disclose whether the debtor timely filed and served a Notice

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Chapter 11

of Bar Date for Filing Proofs of Claim in a Chapter 11 Case in
accordance with Local Bankruptcy Rule 3003-1(b)(2) . . .

Id. (emphasis omitted).

On November 26, 2025, the debtor filed its *Subchapter V Status Report* (the "Status Report") [doc. 41]. In the Status Report, the debtor states that the notice of bar date for filing proofs of claim (the "Notice") was served on November 6, 2025. However, the debtor did not file the Notice. Moreover, the debtor did not file a proof of service regarding the Notice.

No later than December 15, 2025, the debtor must file the Notice and proof of service of the Notice.

In addition, the debtor stated in the Status Report that it will file an application to employ general bankruptcy counsel. When will the debtor file that application?

In the debtor's October 2025 monthly operating report [doc. 44], the debtor asserts that, during October 30-31, 2025, it was transitioning all financial activity from a prepetition Bank of America account to a new debtor-in-possession account. *See* doc. 44, p. 21. Has the debtor completed this transition?

The debtor must file a status report, to be served on the debtor's 20 largest unsecured creditors, all secured creditors and the subchapter V trustee, no later than **14 days** before the continued status conference. The status report must be supported by evidence in the form of declarations and supporting documents.

The status report must address the following:

What efforts has the debtor made so far to obtain the consent of creditors for a consensual plan?

If the debtor expects that the plan will be a nonconsensual plan, i.e., a plan confirmed under 11 U.S.C. § 1191(b), why does he expect that?

Any additional information the debtor would like to disclose to the Court concerning

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this chapter 11 case or the plan.

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The Court will prepare an order continuing the status conference and setting the deadline to file and serve the related status report and the deadline to file the Notice and the related proof of service.

Party Information

Debtor(s):

Titan Group Logistics, Inc.

Represented By
Tamar Terzian

Trustee(s):

Moriah Douglas Flahaut (TR)

Pro Se

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1:25-12068 Weinberg Capital Investments LLC

Chapter 11

#21.00 Status Conference Re: Chapter 11 Subchapter V

Docket 1

Tentative Ruling:

Pursuant to 11 U.S.C. § 1189(b), the debtor's deadline to file a proposed plan is **February 3, 2026**.

The deadline to file proofs of claim against the debtor is **January 14, 2026** for non-governmental units and **May 4, 2026** for governmental units. Local Bankruptcy Rule 3003-1(a)(2).

In its schedule A/B, the debtor discloses its interests in the following real estate (collectively, the "Properties"): (1) a single-family residence located at 1641 Viewmont Dr., Los Angeles, CA 90069, with an "unknown" value (the "Viewmont Property"); (2) real property located at 3825 Windermere Ln., Oroville, CA 95965, with an alleged value of \$7,500; and (3) a residential lot located at 3761 Lavell Dr., Los Angeles, CA 90065, with an alleged value of \$32,500. In its schedule A/B, the debtor does not identify an interest in any other real or personal property.

As concerns the Viewmont Property, the debtor states that it had been developing the property and that, in February 2024, much of the debtor's progress was undone by a storm, including flooding and a major landslide. *Subchapter V Status Report* (the "Status Report") pp. 9 and 10 [doc. 21].

In its schedule D, the debtor discloses the following creditors holding claims secured by liens against the Viewmont Property (excluding secured tax claims): U.S. Bank NA, JPMorgan Chase Bank and Prime Point Contracting, Inc. ("Prime Point") [doc. 14].

In its amended statement of financial affairs, the debtor represents that it did not have any income in 2023, 2024 and from January 1, 2025 to the petition date. Amended statement of financial affairs, p. 1 [doc. 23].

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On December 3, 2025, the debtor filed the Status Report. Attached to the Status Report is a budget of the debtor's projected income, expenses and cash flow (the "Budget"). According to the Budget, the debtor's source of income is from the Properties, "other income" and a "vacancy adjustment." The Budget does not set forth any income during the first six months of the case; identified expenses relating to the Properties total over \$8,000 per month.

The Budget represents that Prime Point will fund completion of the Viewmont Property. The Status Report and the debtor's amended statement of financial affairs also indicate that Prime Point is a plaintiff in a complaint against the debtor and other defendants for breach of contract, which concerns the Viewmont Property. Amended statement of financial affairs, part 3, item 7 (identifying pending litigation in the Superior Court of California, County of Los Angeles) [doc. 23].

The Court will continue the chapter 11, subchapter V case status conference to be held at **2:00 p.m. on February 25, 2026.**

The debtor must file a status report, to be served on the debtor's 20 largest unsecured creditors, all secured creditors and the subchapter V trustee, no later than **14 days** before the continued status conference. The status report must be supported by evidence in the form of declarations and supporting documents.

The status report must address the following:

What efforts has the debtor made so far to obtain the consent of creditors for a consensual plan?

If the debtor expects that the plan will be a nonconsensual plan, i.e., a plan confirmed under 11 U.S.C. § 1191(b), why does he expect that?

Any additional information the debtor would like to disclose to the Court concerning this chapter 11 case or the plan.

The Court will set a deadline of **June 12, 2026** for the debtor to confirm a chapter 11 plan.

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Chapter 11

The Court will prepare an order continuing the status conference and setting the deadlines to file and serve the related status report and for the debtor to confirm a chapter 11 plan.

Party Information

Debtor(s):

Weinberg Capital Investments LLC

Represented By
Giovanni Orantes

Trustee(s):

Gregory Kent Jones (TR)

Pro Se