

**United States Bankruptcy Court
Central District of California
Riverside
Judge Wayne Johnson, Presiding
Courtroom 304 Calendar**

Thursday, July 5, 2018

Hearing Room 304

8:30 AM

6:18-12431 Jacquelyn D Mims

Chapter 7

#1.00 Hrg re reaffirmation agreement filed 5-21-18 between Debtor and ACAR Leasing LTD d/b/a GM Financial Leasing in the amount of \$11,993.52

RE: 2018 Chevrolet Volt

Docket 12

***** VACATED *** REASON: NTC OF RESCINDING FILED 6-4-18**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Jacquelyn D Mims

Represented By
Catherine Christiansen

Trustee(s):

Robert Whitmore (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Riverside
Judge Wayne Johnson, Presiding
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Thursday, July 5, 2018

Hearing Room 304

8:31 AM

6:18-12313 Lupita Venegas

Chapter 7

#2.00 Hrg re reaffirmation agreement filed 5-21-18 between Debtor and American Honda Finance Corporation in the amount of \$13,603.92

RE: 2014 Honda Accord

Docket 12

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Lupita Venegas

Pro Se

Trustee(s):

Arturo Cisneros (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Riverside
Judge Wayne Johnson, Presiding
Courtroom 304 Calendar**

Thursday, July 5, 2018

Hearing Room 304

10:00 AM

6:16-16877 Russel Dennis Hiles, III

Chapter 11

#3.00 Motion for relief from stay

WILMINGTON SAVINGS FUNDS SOCIETY VS DEBTOR

Property: 155 Metate Plance, Palm Desert, CA 92260
[Real Prop] Kelly M. Raftery, attorney/movant

FROM: 9-21-17, 10-19-17, 11-30-17, 12-19-17, 2-27-18

Docket 207

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Russel Dennis Hiles III

Represented By
Robert P Goe
Charity J Miller

**United States Bankruptcy Court
Central District of California
Riverside
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Thursday, July 5, 2018

Hearing Room 304

10:00 AM

6:17-18873 Rohnie James Williams and Eltonia Michelle Williams

Chapter 7

#4.00 Motion for relief from stay

HSBC BANK usa VS DEBTOR

Property: 5855 Via Las Nubes, Riverside, CA 92506
[Real Prop] Nancy Lee, attorney/movant

Docket 63

Tentative Ruling:

7/5/2018:

None.

Final Ruling. This motion for relief from the automatic stay has been set for hearing on regular notice pursuant to Rule 9013-1(d)(2) of the Local Bankruptcy Rules. Pursuant to Rule 9013-1(h), the failure of the trustee, the debtor and other parties in interest to file written opposition at least fourteen days prior to the hearing is construed as consent to the granting of the motion. *Cf. Ghazali v. Moran*, 46 F.3d 52, 53 (9th Cir. 1995). Furthermore, because the court is granting the relief requested by the moving party and for which a *prima facie* case has been established, an actual hearing is not necessary. *See Boone v. Burk (In re Eliapo)*, 468 F.3d 592, 602 (9th Cir. 2006). Parties who have been properly served with the motion are considered in default and, as a consequence, the matter will be resolved without oral argument. *See* Rule 9013-1(j)(3). **No appearance is necessary.**

For the reasons set forth in the motion, the Court hereby finds that sufficient grounds exist to grant the motion pursuant to 11 U.S.C. §§ 362(d)(1) and 362(d)(2) with the following relief:

(1) Termination of the stay to allow movant (and any successors or assigns) to proceed under applicable non-bankruptcy law to enforce its remedies to obtain possession of the property, foreclose its lien upon the property and to sell the property.

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10:00 AM

CONT... Rohnie James Williams and Eltonia Michelle Williams

Chapter 7

(2) Waiver of the 14-day stay prescribed by Bankruptcy Rule 4001(a)(3).

(3) The creditor or counsel for the creditor may communicate with the debtors or counsel for the debtors regarding the property that is the subject of this motion and the debt owed to the creditor.

Counsel for the moving party shall prepare and upload a proposed order after the date and time of the hearing but no later than seven days thereafter. *See* LBR 9021-1(b)(1)(B) (stating that proposed orders shall be submitted "within 7 days" of the hearing but "must not be lodged prior to the hearing . . .").

Party Information

Debtor(s):

Rohnie James Williams

Represented By
Marjorie M Johnson

Joint Debtor(s):

Eltonia Michelle Williams

Represented By
Marjorie M Johnson

Trustee(s):

Charles W Daff (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
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Thursday, July 5, 2018

Hearing Room 304

10:00 AM

6:18-10090 Nilton Anaya

Chapter 7

#5.00 Motion for relief from stay

ARTURO AND JUANA LEYVA VS DEBTOR

Property: Superior Court Docket Number CIVDS1512363 Consolidated with
CIVDS1607737

[Non Bk Forum] Hector C. Perez, attorney/movant

Docket 54

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Nilton Anaya

Represented By
Inez Tinoco-Vaca

Trustee(s):

Steven M Speier (TR)

Represented By
Robert P Goe
Thomas J Eastmond

**United States Bankruptcy Court
Central District of California
Riverside
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Thursday, July 5, 2018

Hearing Room 304

10:00 AM

6:18-12289 James Alfred Hoover and Peggy Lynn Hoover

Chapter 7

#6.00 Motion for relief from stay

AMERICAN AGCREDIT VS DEBTORS

Property: 35999 Carter Street and 10550 Jefferson Street, Yucaipa, CA 92399
[Real Prop] J. Barrett Marum, attorney/movant

Docket 40

Tentative Ruling:

7/5/2018:

None.

Final Ruling. This motion for relief from the automatic stay has been set for hearing on regular notice pursuant to Rule 9013-1(d)(2) of the Local Bankruptcy Rules. Pursuant to Rule 9013-1(h), the failure of the trustee, the debtor and other parties in interest to file written opposition at least fourteen days prior to the hearing is construed as consent to the granting of the motion. *Cf. Ghazali v. Moran*, 46 F.3d 52, 53 (9th Cir. 1995). Furthermore, because the court is granting the relief requested by the moving party and for which a *prima facie* case has been established, an actual hearing is not necessary. *See Boone v. Burk (In re Eliapo)*, 468 F.3d 592, 602 (9th Cir. 2006). Parties who have been properly served with the motion are considered in default and, as a consequence, the matter will be resolved without oral argument. *See* Rule 9013-1(j)(3). **No appearance is necessary.**

For the reasons set forth in the motion, the Court hereby finds that sufficient grounds exist to grant the motion pursuant to 11 U.S.C. § 362(d)(2) with the following relief:

(1) Termination of the stay to allow movant (and any successors or assigns) to proceed under applicable non-bankruptcy law to enforce its remedies to obtain possession of the property, foreclose its lien upon the property and to sell the property.

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10:00 AM

CONT... James Alfred Hoover and Peggy Lynn Hoover

Chapter 7

(2) Waiver of the 14-day stay prescribed by Bankruptcy Rule 4001(a)(3).

Counsel for the moving party shall prepare and upload a proposed order after the date and time of the hearing but no later than seven days thereafter. *See* LBR 9021-1(b)(1)(B) (stating that proposed orders shall be submitted "within 7 days" of the hearing but "must not be lodged prior to the hearing . . .").

Party Information

Debtor(s):

James Alfred Hoover

Represented By
Yoon O Ham

Joint Debtor(s):

Peggy Lynn Hoover

Represented By
Yoon O Ham

Trustee(s):

Charles W Daff (TR)

Represented By
Thomas H Casey

**United States Bankruptcy Court
Central District of California
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Hearing Room 304

10:00 AM

6:18-12784 Leilani A. Amores

Chapter 7

#7.00 Motion for relief from stay

DAVID AND MONICA GOLDEN VS DEBTOR

Property: 1028 South Foisy Street, San Bernardino, CA 92408
[Real Prop] Mark S. Krause, attorney/movant

Docket 28

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Leilani A. Amores

Represented By
Christopher J Langley

Trustee(s):

Todd A. Frealy (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
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Hearing Room 304

10:00 AM

6:18-13128 Jerald Robert Caffey, Jr

Chapter 7

#8.00 Motion for relief from stay

SAN DIEGO COUNTY CREDIT UNION VS DEBTOR

Property: 2010 Mazda CX-7
[Personal Prop] Lisa S. Yun, attorney/movant

Docket 11

***** VACATED *** REASON: CASE DISMISSED 6-28-18**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Jerald Robert Caffey Jr Pro Se

Trustee(s):

Robert Whitmore (TR) Pro Se

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Hearing Room 304

10:00 AM

6:18-13321 Bernard Johnson

Chapter 7

#9.00 Motion for relief from stay

ROBERT AND CAROLYN RICHARD VS DEBTOR

Property: Superior Court Docket Number 1702107
[Non Bk Forum] Michael S. Faircloth, attorney/movant

Docket 14

Tentative Ruling:

7/5/2018:

None.

Final Ruling. This motion for relief from the automatic stay has been set for hearing on regular notice pursuant to Rule 9013-1(d)(2) of the Local Bankruptcy Rules. Pursuant to Rule 9013-1(h), the failure of the trustee, the debtor and other parties in interest to file written opposition at least fourteen days prior to the hearing is construed as consent to the granting of the motion. *Cf. Ghazali v. Moran*, 46 F.3d 52, 53 (9th Cir. 1995). Furthermore, because the court is granting the relief requested by the moving party and for which a *prima facie* case has been established, an actual hearing is not necessary. *See Boone v. Burk (In re Eliapo)*, 468 F.3d 592, 602 (9th Cir. 2006). Parties who have been properly served with the motion are considered in default and, as a consequence, the matter will be resolved without oral argument. *See* Rule 9013-1(j)(3). **No appearance is necessary.**

For the reasons set forth in the motion, the Court hereby finds that sufficient grounds exist to grant the motion pursuant to 11 U.S.C. § 362(d)(1) with the following relief:

(1) Termination of the stay solely to pursue insurance proceeds.

Counsel for the moving party shall prepare and upload a proposed order after

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CONT... Bernard Johnson Chapter 7

the date and time of the hearing but no later than seven days thereafter. *See* LBR 9021-1(b)(1)(B) (stating that proposed orders shall be submitted "within 7 days" of the hearing but "must not be lodged prior to the hearing . . .").

Party Information

Debtor(s):

Bernard Johnson

Represented By
Christopher Hewitt

Trustee(s):

John P Pringle (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Riverside
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Hearing Room 304

10:00 AM

6:18-13323 Jonathan Perez Campos

Chapter 7

#10.00 Motion for relief from stay

SANTANDER CONSUMER USA VS DEBTOR

Property: 2015 Chrysler 200
[Personal Prop] Sheryl K. Ith, attorney/movant

Docket 9

Tentative Ruling:

7/5/2018:

None.

Final Ruling. This motion for relief from the automatic stay has been set for hearing on regular notice pursuant to Rule 9013-1(d)(2) of the Local Bankruptcy Rules. Pursuant to Rule 9013-1(h), the failure of the trustee, the debtor and other parties in interest to file written opposition at least fourteen days prior to the hearing is construed as consent to the granting of the motion. *Cf. Ghazali v. Moran*, 46 F.3d 52, 53 (9th Cir. 1995). Furthermore, because the court is granting the relief requested by the moving party and for which a *prima facie* case has been established, an actual hearing is not necessary. *See Boone v. Burk (In re Eliapo)*, 468 F.3d 592, 602 (9th Cir. 2006). Parties who have been properly served with the motion are considered in default and, as a consequence, the matter will be resolved without oral argument. *See* Rule 9013-1(j)(3). **No appearance is necessary.**

For the reasons set forth in the motion, the Court hereby finds that sufficient grounds exist to grant the motion pursuant to 11 U.S.C. §§ 362(d)(1) and 362(d)(2) with the following relief:

(1) Termination of the stay to allow movant (and any successors or assigns) to proceed under applicable non-bankruptcy law to enforce its remedies to obtain possession of the property, foreclose its lien upon the property and to sell the property.

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CONT... Jonathan Perez Campos

Chapter 7

Counsel for the moving party shall prepare and upload a proposed order after the date and time of the hearing but no later than seven days thereafter. *See* LBR 9021-1(b)(1)(B) (stating that proposed orders shall be submitted "within 7 days" of the hearing but "must not be lodged prior to the hearing . . .").

Party Information

Debtor(s):

Jonathan Perez Campos

Represented By
Suzette Douglas

Trustee(s):

John P Pringle (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
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Hearing Room 304

10:00 AM

6:18-13574 Ida Mae Jones

Chapter 7

#11.00 Motion for relief from stay

TOYOTA MOTOR CREDIT VS DEBTOR

Property: 2014 Toyota Camry
[Personal Prop] Austin P. Nagel, attorney/movant

Docket 8

Tentative Ruling:

7/5/2018:

None.

Final Ruling. This motion for relief from the automatic stay has been set for hearing on regular notice pursuant to Rule 9013-1(d)(2) of the Local Bankruptcy Rules. Pursuant to Rule 9013-1(h), the failure of the trustee, the debtor and other parties in interest to file written opposition at least fourteen days prior to the hearing is construed as consent to the granting of the motion. *Cf. Ghazali v. Moran*, 46 F.3d 52, 53 (9th Cir. 1995). Furthermore, because the court is granting the relief requested by the moving party and for which a *prima facie* case has been established, an actual hearing is not necessary. *See Boone v. Burk (In re Eliapo)*, 468 F.3d 592, 602 (9th Cir. 2006). Parties who have been properly served with the motion are considered in default and, as a consequence, the matter will be resolved without oral argument. *See* Rule 9013-1(j)(3). **No appearance is necessary.**

For the reasons set forth in the motion, the Court hereby finds that sufficient grounds exist to grant the motion pursuant to 11 U.S.C. §§ 362(d)(1) and 362(d)(2) with the following relief:

(1) Termination of the stay to allow movant (and any successors or assigns) to proceed under applicable non-bankruptcy law to enforce its remedies to obtain possession of the property, foreclose its lien upon the property and to sell the property.

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10:00 AM

CONT... Ida Mae Jones

Chapter 7

(2) Waiver of the 14-day stay prescribed by Bankruptcy Rule 4001(a)(3).

Counsel for the moving party shall prepare and upload a proposed order after the date and time of the hearing but no later than seven days thereafter. *See* LBR 9021-1(b)(1)(B) (stating that proposed orders shall be submitted "within 7 days" of the hearing but "must not be lodged prior to the hearing . . .").

Party Information

Debtor(s):

Ida Mae Jones

Represented By
Brian J Soo-Hoo

Trustee(s):

Todd A. Frealy (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Riverside
Judge Wayne Johnson, Presiding
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Thursday, July 5, 2018

Hearing Room 304

10:00 AM

6:18-13785 William D. English

Chapter 7

#12.00 Motion for relief from stay

FIRST ENTERTAINMENT CREDIT UNION VS DEBTOR

Property: 2010 Chevrolet Camaro 2 DR Coupe
[Personal Prop] Brian T. Harvey, attorney/movant

Docket 10

Tentative Ruling:

7/5/2018:

None.

Final Ruling. This motion for relief from the automatic stay has been set for hearing on regular notice pursuant to Rule 9013-1(d)(2) of the Local Bankruptcy Rules. Pursuant to Rule 9013-1(h), the failure of the trustee, the debtor and other parties in interest to file written opposition at least fourteen days prior to the hearing is construed as consent to the granting of the motion. *Cf. Ghazali v. Moran*, 46 F.3d 52, 53 (9th Cir. 1995). Furthermore, because the court is granting the relief requested by the moving party and for which a *prima facie* case has been established, an actual hearing is not necessary. *See Boone v. Burk (In re Eliapo)*, 468 F.3d 592, 602 (9th Cir. 2006). Parties who have been properly served with the motion are considered in default and, as a consequence, the matter will be resolved without oral argument. *See* Rule 9013-1(j)(3). **No appearance is necessary.**

For the reasons set forth in the motion, the Court hereby finds that sufficient grounds exist to grant the motion pursuant to 11 U.S.C. §§ 362(d)(1) and 362(d)(2) with the following relief:

(1) Termination of the stay to allow movant (and any successors or assigns) to proceed under applicable non-bankruptcy law to enforce its remedies to obtain possession of the property, foreclose its lien upon the property and to sell the property.

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Central District of California
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Hearing Room 304

10:00 AM

CONT... William D. English

Chapter 7

(2) Waiver of the 14-day stay prescribed by Bankruptcy Rule 4001(a)(3).

Counsel for the moving party shall prepare and upload a proposed order after the date and time of the hearing but no later than seven days thereafter. *See* LBR 9021-1(b)(1)(B) (stating that proposed orders shall be submitted "within 7 days" of the hearing but "must not be lodged prior to the hearing . . .").

Party Information

Debtor(s):

William D. English

Represented By
Patricia M Ashcraft

Trustee(s):

Charles W Daff (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Riverside
Judge Wayne Johnson, Presiding
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Thursday, July 5, 2018

Hearing Room 304

10:00 AM

6:18-14023 Victor E. Felix and Meryleen Felix

Chapter 7

#13.00 Motion for relief from stay

FORD MOTOR CREDIT VS DEBTORS

Property: 2017 Ford F150
[Personal Prop] Sheryl K. Ith, attorney/movant

Docket 13

Tentative Ruling:

7/5/2018:

None.

Final Ruling. This motion for relief from the automatic stay has been set for hearing on regular notice pursuant to Rule 9013-1(d)(2) of the Local Bankruptcy Rules. Pursuant to Rule 9013-1(h), the failure of the trustee, the debtor and other parties in interest to file written opposition at least fourteen days prior to the hearing is construed as consent to the granting of the motion. *Cf. Ghazali v. Moran*, 46 F.3d 52, 53 (9th Cir. 1995). Furthermore, because the court is granting the relief requested by the moving party and for which a *prima facie* case has been established, an actual hearing is not necessary. *See Boone v. Burk (In re Eliapo)*, 468 F.3d 592, 602 (9th Cir. 2006). Parties who have been properly served with the motion are considered in default and, as a consequence, the matter will be resolved without oral argument. *See* Rule 9013-1(j)(3). **No appearance is necessary.**

For the reasons set forth in the motion, the Court hereby finds that sufficient grounds exist to grant the motion pursuant to 11 U.S.C. §§ 362(d)(1) and 362(d)(2) with the following relief:

(1) Termination of the stay to allow movant (and any successors or assigns) to proceed under applicable non-bankruptcy law to enforce its remedies to obtain possession of the property, foreclose its lien upon the property and to sell the property.

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10:00 AM

CONT... Victor E. Felix and Meryleen Felix

Chapter 7

(2) Waiver of the 14-day stay prescribed by Bankruptcy Rule 4001(a)(3).

Counsel for the moving party shall prepare and upload a proposed order after the date and time of the hearing but no later than seven days thereafter. *See* LBR 9021-1(b)(1)(B) (stating that proposed orders shall be submitted "within 7 days" of the hearing but "must not be lodged prior to the hearing . . .").

Party Information

Debtor(s):

Victor E. Felix

Represented By
Patricia M Ashcraft

Joint Debtor(s):

Meryleen Felix

Represented By
Patricia M Ashcraft

Trustee(s):

Howard B Grobstein (TR)

Pro Se

**United States Bankruptcy Court
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Hearing Room 304

10:00 AM

6:18-14078 Sarah Hardin

Chapter 7

#14.00 Motion for relief from stay

PENNYMAC LOAN SERVICES VS DEBTOR

Property: 14664 Pamlico Road, Apple Valley, CA 92307
[Real Prop] Robert P. Zahradka, attorney/movant

Docket 8

Tentative Ruling:

7/5/2018:

None.

Final Ruling. This motion for relief from the automatic stay has been set for hearing on regular notice pursuant to Rule 9013-1(d)(2) of the Local Bankruptcy Rules. Pursuant to Rule 9013-1(h), the failure of the trustee, the debtor and other parties in interest to file written opposition at least fourteen days prior to the hearing is construed as consent to the granting of the motion. *Cf. Ghazali v. Moran*, 46 F.3d 52, 53 (9th Cir. 1995). Furthermore, because the court is granting the relief requested by the moving party and for which a *prima facie* case has been established, an actual hearing is not necessary. *See Boone v. Burk (In re Eliapo)*, 468 F.3d 592, 602 (9th Cir. 2006). Parties who have been properly served with the motion are considered in default and, as a consequence, the matter will be resolved without oral argument. *See* Rule 9013-1(j)(3). **No appearance is necessary.**

For the reasons set forth in the motion, the Court hereby finds that sufficient grounds exist to grant the motion pursuant to 11 U.S.C. §§ 362(d)(1) and 362(d)(2) with the following relief:

(1) Termination of the stay to allow movant (and any successors or assigns) to proceed under applicable non-bankruptcy law to enforce its remedies to obtain possession of the property, foreclose its lien upon the property and to sell the property.

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CONT... Sarah Hardin

Chapter 7

(2) Waiver of the 14-day stay prescribed by Bankruptcy Rule 4001(a)(3).

(3) The creditor or counsel for the creditor may communicate with the debtor or counsel for the debtor regarding the property that is the subject of this motion and the debt owed to the creditor.

Counsel for the moving party shall prepare and upload a proposed order after the date and time of the hearing but no later than seven days thereafter. *See* LBR 9021-1(b)(1)(B) (stating that proposed orders shall be submitted "within 7 days" of the hearing but "must not be lodged prior to the hearing . . .").

Party Information

Debtor(s):

Sarah Hardin

Represented By
Todd L Turoci

Trustee(s):

John P Pringle (TR)

Pro Se

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Central District of California
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Hearing Room 304

10:00 AM

6:18-14441 Alejandro Estrada Cazares and Guadalupe Diaz Sanchez

Chapter 7

#15.00 Motion for relief from stay

HONDA LEASE TRUST VS DEBTORS

Property: 2016 Honda Accord
[Personal Prop] Vincent V. Frounjian, attorney/movant

Docket 9

Tentative Ruling:

7/5/2018:

None.

Final Ruling. This motion for relief from the automatic stay has been set for hearing on regular notice pursuant to Rule 9013-1(d)(2) of the Local Bankruptcy Rules. Pursuant to Rule 9013-1(h), the failure of the trustee, the debtor and other parties in interest to file written opposition at least fourteen days prior to the hearing is construed as consent to the granting of the motion. *Cf. Ghazali v. Moran*, 46 F.3d 52, 53 (9th Cir. 1995). Furthermore, because the court is granting the relief requested by the moving party and for which a *prima facie* case has been established, an actual hearing is not necessary. *See Boone v. Burk (In re Eliapo)*, 468 F.3d 592, 602 (9th Cir. 2006). Parties who have been properly served with the motion are considered in default and, as a consequence, the matter will be resolved without oral argument. *See* Rule 9013-1(j)(3). **No appearance is necessary.**

For the reasons set forth in the motion, the Court hereby finds that sufficient grounds exist to grant the motion pursuant to 11 U.S.C. §§ 362(d)(1) and 362(d)(2) with the following relief:

(1) Termination of the stay to allow movant (and any successors or assigns) to proceed under applicable non-bankruptcy law to enforce its remedies to obtain possession of the property, foreclose its lien upon the property and to sell the property.

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CONT... Alejandro Estrada Cazares and Guadalupe Diaz Sanchez Chapter 7

(2) Waiver of the 14-day stay prescribed by Bankruptcy Rule 4001(a)(3).

Counsel for the moving party shall prepare and upload a proposed order after the date and time of the hearing but no later than seven days thereafter. *See* LBR 9021-1(b)(1)(B) (stating that proposed orders shall be submitted "within 7 days" of the hearing but "must not be lodged prior to the hearing . . .").

Party Information

Debtor(s):

Alejandro Estrada Cazares

Represented By
Paul M Stoddard

Joint Debtor(s):

Guadalupe Diaz Sanchez

Represented By
Paul M Stoddard

Trustee(s):

Howard B Grobstein (TR)

Pro Se

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Hearing Room 304

10:00 AM

6:18-14635 Chona Ylanan Buenaventura

Chapter 7

#16.00 Motion for relief from stay

CAB WEST VS DEBTOR

Property: 2017 Ford Explorer
[Personal Prop] Sheryl K. Ith, attorney/movant

Docket 8

Tentative Ruling:

7/5/2018:

None.

Final Ruling. This motion for relief from the automatic stay has been set for hearing on regular notice pursuant to Rule 9013-1(d)(2) of the Local Bankruptcy Rules. Pursuant to Rule 9013-1(h), the failure of the trustee, the debtor and other parties in interest to file written opposition at least fourteen days prior to the hearing is construed as consent to the granting of the motion. *Cf. Ghazali v. Moran*, 46 F.3d 52, 53 (9th Cir. 1995). Furthermore, because the court is granting the relief requested by the moving party and for which a *prima facie* case has been established, an actual hearing is not necessary. *See Boone v. Burk (In re Eliapo)*, 468 F.3d 592, 602 (9th Cir. 2006). Parties who have been properly served with the motion are considered in default and, as a consequence, the matter will be resolved without oral argument. *See* Rule 9013-1(j)(3). **No appearance is necessary.**

For the reasons set forth in the motion, the Court hereby finds that sufficient grounds exist to grant the motion pursuant to 11 U.S.C. § 362(d)(1) with the following relief:

(1) Termination of the stay to allow movant (and any successors or assigns) to proceed under applicable non-bankruptcy law to enforce its remedies to obtain possession of the property, foreclose its lien upon the property and to sell the property.

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CONT... Chona Ylanan Buenaventura

Chapter 7

(2) Waiver of the 14-day stay prescribed by Bankruptcy Rule 4001(a)(3).

Counsel for the moving party shall prepare and upload a proposed order after the date and time of the hearing but no later than seven days thereafter. *See* LBR 9021-1(b)(1)(B) (stating that proposed orders shall be submitted "within 7 days" of the hearing but "must not be lodged prior to the hearing . . .").

Party Information

Debtor(s):

Chona Ylanan Buenaventura

Represented By
Benjamin R Heston

Trustee(s):

Arturo Cisneros (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Riverside
Judge Wayne Johnson, Presiding
Courtroom 304 Calendar**

Thursday, July 5, 2018

Hearing Room 304

10:15 AM

6:18-15330 Arcelia Valdez

Chapter 13

#16.01 Hrg re status conference

Docket 1

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Arcelia Valdez

Pro Se

Trustee(s):

Rod Danielson (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Riverside
Judge Wayne Johnson, Presiding
Courtroom 304 Calendar**

Thursday, July 5, 2018

Hearing Room 304

10:15 AM

6:18-15358 Sonya Yvonne Wright

Chapter 13

#16.02 Hrg re status conference

Docket 1

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Sonya Yvonne Wright

Pro Se

Trustee(s):

Rod Danielson (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Riverside
Judge Wayne Johnson, Presiding
Courtroom 304 Calendar**

Thursday, July 5, 2018

Hearing Room 304

10:15 AM

6:18-15389 Luis Mota

Chapter 13

#16.03 Hrg re status conference

Docket 1

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Luis Mota

Pro Se

Trustee(s):

Rod Danielson (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Riverside
Judge Wayne Johnson, Presiding
Courtroom 304 Calendar**

Thursday, July 5, 2018

Hearing Room 304

10:30 AM

6:12-26630 Robert Dennis Terrazas

Chapter 13

Adv#: 6:18-01090 Terrazas et al v. WELLS FARGO BANK

#17.00 Status conference re: Complaint to avoid junior lien on principal residence

[Property: 10244 Redlands Ave., Hesperia, CA 92345]

Docket 1

***** VACATED *** REASON: SCHEDULING ORDER ENTERED 6-14-18; CONT'D TO 8-30-18 AT 10:45 A.M.**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Robert Dennis Terrazas

Represented By
Keith Q Nguyen

Defendant(s):

WELLS FARGO BANK

Pro Se

Joint Debtor(s):

Camille Jean Terrazas

Represented By
Keith Q Nguyen

Plaintiff(s):

Robert Dennis Terrazas

Represented By
Keith Q Nguyen

Camille Jean Terrazas

Represented By
Keith Q Nguyen

Trustee(s):

Rod Danielson (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Riverside
Judge Wayne Johnson, Presiding
Courtroom 304 Calendar**

Thursday, July 5, 2018

Hearing Room 304

10:30 AM

6:18-10090 Nilton Anaya

Chapter 7

Adv#: 6:18-01080 Leyva et al v. Anaya

#18.00 Status conference re: Complaint objecting to the discharge of the debtor and to determine dischargeability of a debt

Docket 1

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Nilton Anaya

Represented By
Inez Tinoco-Vaca

Defendant(s):

Nilton Anaya

Pro Se

Plaintiff(s):

Arturo H Leyva

Represented By
Hector C Perez

Juana M Leyva

Represented By
Hector C Perez

Trustee(s):

Steven M Speier (TR)

Represented By
Robert P Goe

**United States Bankruptcy Court
Central District of California
Riverside
Judge Wayne Johnson, Presiding
Courtroom 304 Calendar**

Thursday, July 5, 2018

Hearing Room 304

10:30 AM

6:18-10090 Nilton Anaya

Chapter 7

Adv#: 6:18-01083 Arreola et al v. Anaya et al

#19.00 Status conference re: Complaint to determine dischargeability of debt

Docket 1

***** VACATED *** REASON: ADVERSARY DISMISSED 6-27-18**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Nilton Anaya

Represented By
Inez Tinoco-Vaca

Defendant(s):

Nilton Anaya

Pro Se

Nilton Jacks Anaya Salcedo

Pro Se

Nilton Salcedo

Pro Se

Plaintiff(s):

Miguel L. Arreola

Represented By
Toan B Chung

M & A Enterprise, LLC

Represented By
Toan B Chung

Trustee(s):

Steven M Speier (TR)

Represented By
Robert P Goe
Thomas J Eastmond

**United States Bankruptcy Court
Central District of California
Riverside
Judge Wayne Johnson, Presiding
Courtroom 304 Calendar**

Thursday, July 5, 2018

Hearing Room 304

10:30 AM

6:18-10090 Nilton Anaya

Chapter 7

Adv#: 6:18-01084 Blake et al v. Anaya

#20.00 Status conference re: Complaint for dischargeability of debt

Docket 1

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Nilton Anaya

Represented By
Inez Tinoco-Vaca

Defendant(s):

Nilton Anaya

Pro Se

Plaintiff(s):

Tim Gary Blake

Represented By
Yoon O Ham

Juan Carlos Martinez

Represented By
Yoon O Ham

Trustee(s):

Steven M Speier (TR)

Represented By
Robert P Goe
Thomas J Eastmond

**United States Bankruptcy Court
Central District of California
Riverside
Judge Wayne Johnson, Presiding
Courtroom 304 Calendar**

Thursday, July 5, 2018

Hearing Room 304

1:30 PM

6:14-18815 Peter Francis Macera, Jr.

Chapter 7

Adv#: 6:15-01047 Whitmore v. Wells Fargo Bank, N.A et al

#21.00 Hrg re status conference

FROM: 12-14-17, 3-15-18

Docket 0

***** VACATED *** REASON: RESCHEDULING ORDER ENTERED 6-25-18; CONT'D TO 7-19-18 AT 1:30 P.M.**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Peter Francis Macera Jr.

Represented By
Todd L Turoci

Defendant(s):

Wells Fargo Bank, N.A

Represented By
Jacky Wang
Kevin R Broersma

El Drag, Inc.

Represented By
Scott Talkov

Peter Francis Macera Jr.

Pro Se

Susan Lehman

Pro Se

**United States Bankruptcy Court
Central District of California
Riverside
Judge Wayne Johnson, Presiding
Courtroom 304 Calendar**

Thursday, July 5, 2018

Hearing Room 304

1:30 PM

CONT... Peter Francis Macera, Jr.

Chapter 7

Plaintiff(s):

Robert S. Whitmore

Represented By
Scott Talkov

Trustee(s):

Robert Whitmore (TR)

Represented By
Douglas A Plazak
Scott Talkov

**United States Bankruptcy Court
Central District of California
Riverside
Judge Wayne Johnson, Presiding
Courtroom 304 Calendar**

Thursday, July 5, 2018

Hearing Room 304

1:30 PM

6:16-10096 Metropolitan Automotive Warehouse, Inc., a Califor

Chapter 7

Adv#: 6:18-01010 Bui v. Jobber's Wholesale, Inc.

#22.00 Hrg re motion for relief from default judgment and party default

Docket 22

***** VACATED *** REASON: SCHEDULING ORDER ENTERED 6-25-18; CONT'D TO 8-9-18 AT 2:00 P.M.**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Metropolitan Automotive

Represented By
Garrick A Hollander
Peter W Lianides
Jeannie Kim
Jeremy V Richards
Andrew B Levin

Defendant(s):

Jobber's Wholesale, Inc.

Represented By
David M. Sine

Plaintiff(s):

Lynda T. Bui

Represented By
Melissa Davis Lowe
Rika Kido

Trustee(s):

Lynda T. Bui (TR)

Represented By
Melissa Davis Lowe
James C Bastian Jr
Victor A Sahn
Rika Kido

**United States Bankruptcy Court
Central District of California
Riverside
Judge Wayne Johnson, Presiding
Courtroom 304 Calendar**

Thursday, July 5, 2018

Hearing Room 304

1:30 PM

6:16-10096 Metropolitan Automotive Warehouse, Inc., a Califor

Chapter 7

Adv#: 6:18-01011 Bui v. Marmon Ride Control Products

#23.00 Hrg re motion to join DEA Products, Inc. as a defendant and for leave to file a second amended complaint

FROM: 6-7-18

Docket 22

***** VACATED *** REASON: SCHEDULING ORDER ENTERED 6-25-18; CONT'D TO 8-9-18 AT 2:00 P.M.**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Metropolitan Automotive

Represented By
Garrick A Hollander
Peter W Lianides
Jeannie Kim
Jeremy V Richards
Andrew B Levin

Defendant(s):

Marmon Ride Control Products

Represented By
John L Viola

Plaintiff(s):

Lynda T. Bui

Represented By
Melissa Davis Lowe

Trustee(s):

Lynda T. Bui (TR)

Represented By
Melissa Davis Lowe
James C Bastian Jr
Victor A Sahn

**United States Bankruptcy Court
Central District of California
Riverside
Judge Wayne Johnson, Presiding
Courtroom 304 Calendar**

Thursday, July 5, 2018

Hearing Room 304

1:30 PM

CONT...

**Metropolitan Automotive Warehouse, Inc., a Califor
Rika Kido**

Chapter 7

United States Bankruptcy Court
Central District of California
Riverside
Judge Wayne Johnson, Presiding
Courtroom 304 Calendar

Thursday, July 5, 2018

Hearing Room 304

1:30 PM

6:16-12192 Mark Technologies Corporation

Chapter 7

Adv#: 6:16-01131 EDF RENEWABLE ENERGY INC et al v. MARK TECHNOLOGIES

#24.00 Pre-Trail conference re: Notice of removal

FROM: S/C 6-23-16, 10-22-16, 12-22-16, 1-24-16, 2-17-17, 2-23-17, 3-3-17,
4-14-17, 5-19-17, 6-16-17, 6-30-17, 7-25-17, 7-28-17, 8-28-17, P/T 9-1-17,
3-15-18

Docket 0

*** VACATED *** REASON: DEFAULT JUDGMENT ENTERED 4-30-18

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Mark Technologies Corporation

Represented By
Todd L Turoci

Defendant(s):

Mark Technologies Corporation

Pro Se

Plaintiff(s):

EDF RENEWABLE ENERGY INC

Represented By
J. Barrett Marum

Trustee(s):

Helen R. Frazer (TR)

Pro Se