

**U.S. BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA**

Honorable M. Elaine Hammond

Tuesday, October 20, 2015

Current as of 10/15/2015 at 12:21 PM

San Jose Courtroom 3020

U.S. Courthouse and Federal Bldg.

**280 S 1st Street
San Jose, CA 95113**

10:00 AM **10-61429** Raymundo Hernandez and
Ch 13 Alba Hernandez
Trustee: Derham-Burk

Moving: Anthony Delas

Opposing:

Debtor or Plaintiff Attorney: Anthony Delas

Matter: **Contested Confirmation Hearing re: Chapter 13 Plan (104)**

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10:00 AM **11-61646** Sylvia L. Mendoza
Ch 13
Trustee: Derham-Burk

Moving: Brian H. Tran

Opposing:

Debtor or Plaintiff Attorney: Charles B. Greene

Matter: **a) Contested Confirmation Hearing re: Objection to Confirmation of Plan (Amended) Filed by Bank of America, N.A....(44)**

b) Objection to Claim of Bank of America, N.A. Filed by Sylvia Mendoza (78)

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10:00 AM **13-53525** Lynnette Jenkins
Ch 13
Trustee: Derham-Burk

Moving:

Opposing:

Debtor or Plaintiff Attorney: William H. Hummel

Matter: **Contested Confirmation Hearing re: Amended Objection to Confirmation of Chapter 13 Plan by Trustee (98)**

Comment (fr 9/25)

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10:00 AM **14-52689** Elizabeth U. Soriano
Ch 13
Trustee: Derham-Burk
Moving: Mark D. Estle
Opposing:
Debtor or Plaintiff Attorney: ProSe / None

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Matter: **Contested Confirmation Hearing re: Objection to Confirmation of Plan with Certificate of Service Filed by The Bank of New York Mellon FKA The Bank of New York, as Trustee for the certificateholders of the CWABS, Inc., Asset-Backed Certificates, Series 2007-1, as serviced by Specialized Loan Servicing LLC (18)**
order shortening time granted

10:00 AM **14-52967** Katharine Verhagen
Ch 13
Trustee: Derham-Burk
Moving:
Opposing:
Debtor or Plaintiff Attorney: Jason Vogelpohl

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Matter: **a) Contested Confirmation Hearing re: Amended Objection to Confirmation of Chapter 13 Plan . (Derham-Burk, Devin) (67)**
Renewed Fifth Amended Trustee's Objection (73)
b) Motion to Dismiss Case Pre-confirmation Pursuant to 11 U.S.C. Section 1307(c)(1) Filed by Devin Derham-Burk (59)
c) Opposition by debtor (61)
****OFF CALENDAR, MOTION WITHDRAWN 10/5/15****
Comment (fr 9/25)

10:00 AM **15-50009** Joginder Dhaliwal
Ch 13
Trustee: Derham-Burk

Moving: Austin P. Nagel

Opposing:

Debtor or Plaintiff Attorney: Brette L. Evans

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Matter: a) **Contested Confirmation Hearing re: Objection to Confirmation of Plan Filed by Sarwan Wason (30)**
****NOTICE OF WITHDRAWAL OF OBJECTION TO CONFIRMATION FILED 10/13/15 (88)****

b) **Motion to Strike the Sarwan Wason Objection to Confirmation for Defects in Pleading Filed by Joginder Dhaliwal (74)**
****MOTION WITHDRAWN 10/13/15 (90)**

c) **Contested Confirmation Hearing re: Objection to Confirmation of Plan Second Amended Chapter 13 Plan (filed 8/25/2015) Filed by State Board of Equalization (69) **WITHDRAWN 10/13/15 (89)****

d) **Motion to Dismiss Case Pre-confirmation Pursuant to 11 U.S.C. Section 1307(c)(1) Filed by Devin Derham-Burk (50)**

e) **Opposition by debtor (67)**

f) **Application for Compensation Filed by Brette Evans (81)**
Fees: \$21,949.08 Expenses: 0

10:00 AM **15-50249** Luis A Cruz
Ch 13
Trustee: Derham-Burk

Moving: Scott B. Lieberman

Opposing:

Debtor or Plaintiff Attorney: David A. Boone

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Matter: a) **Contested Confirmation Hearing re: Objection to Confirmation of Plan READYCAP LENDING, LLCS OBJECTIONS TO CONFIRMATION OF CHAPTER 13 PLAN FILED BY DEBTOR LUIS A. CRUZ Filed by ReadyCap Lending, LLC, as assignee of CIT Small Business Lending Corporation (12)**

b) **Motion to Dismiss Case Pre-confirmation Pursuant to 11 U.S.C. Section 1307(c)(1) Filed by Devin Derham-Burk (26)**

10:00 AM **12-50371** John C. Lasich and
Ch 13 Joyce B. Lasich
Trustee: Derham-Burk

Moving: Devin Derham-Burk

Opposing:

Debtor or Plaintiff Attorney: Michael K. Mehr

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Matter: **a) Motion to Modify Plan by Chapter 13 Trustee Filed by Devin Derham-Burk (105)**

b) Objection by debtor (110, 117)

c) Amended Motion to Modify Plan Filed by John Lasich (115)

10:00 AM **15-52070** Shiew Tyan Yang and
Ch 13 Li-Yeh Yang
Trustee: Derham-Burk

Moving: David B. Rao

Opposing:

Debtor or Plaintiff Attorney: Steven J. Sibley

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Matter: **a) Motion to Convert Case to Chapter 7 (Motion to Convert Chapter 13 Case to Chapter 7) Filed by 705A Investors, LLC and 1115 Investors, LLC (27)**

b) Objection by Debtors (45)

10:00 AM **12-57050** Marilyn Crenshaw
Ch 13
Trustee: Derham-Burk

Moving: Norma L. Hammes

Opposing:

Debtor or Plaintiff Attorney: Norma L. Hammes

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Matter: **a) Motion to Avoid Lien with PRIDE ACQUISITIONS LLC; and 245 HOLDINGS LLC Filed by Marilyn Crenshaw (114)**

b) Motion to Avoid Lien with AMERICAN EXPRESS BANK, FSB Filed by Marilyn Crenshaw (120)

10:00 AM **11-57605** Lenis Doan
Ch 13
Trustee: Derham-Burk

Moving:

Opposing:

Debtor or Plaintiff Attorney: Stanley Phan

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Matter: **a) Order to Show Case re Dismissal (RE: related document(s)38 Chapter 13 Plan filed by Debtor Lenis Doan) (51)**

b) Response by debtor (58)

Comment (fr 8/28)

10:00 AM **14-54580** Erasmo R Nunez
Ch 13
Trustee: Derham-Burk

Moving: Nanette Dumas

Opposing:

Debtor or Plaintiff Attorney: Peter L. Lago

Matter: **a) Motion to Dismiss Case Pre-Confirmation pursuant to 11 U.S.C. sec. 1307(c)(1) Filed by Devin Derham-Burk (15)**

b) Opposition by debtor (24)

Comment (fr 8/28)

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10:00 AM **15-50019** Shannon K. Magin and
Ch 13 Keith A. Magin
Trustee: Derham-Burk

Moving: Nanette Dumas

Opposing:

Debtor or Plaintiff Attorney: Brette L. Evans

Matter: **a) Motion to Dismiss Case Pre-confirmation Pursuant to 11 U.S.C. Section 1307(c)(1) Filed by Devin Derham-Burk (33)**

b) Reply bo Debtor (38)

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10:00 AM **15-50052** Rashbir Singh
Ch 13
Trustee: Derham-Burk

Moving: Nanette Dumas

Opposing:

Debtor or Plaintiff Attorney: Lars T. Fuller

Matter: **a) Motion to Dismiss Case Pre-confirmation Pursuant to 11 U.S.C. Section 1307(c)(1) Filed by Devin Derham-Burk (41)**

b) Opposition by debtor (43)

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10:00 AM **15-50093** Melvin O. Navarro
Ch 13
Trustee: Derham-Burk

Moving: Nanette Dumas

Opposing:

Debtor or Plaintiff Attorney: Jason Vogelphohl

Matter: **a) Motion to Dismiss Case Pre-confirmation Pursuant to 11 U.S.C. Section 1307(c)(1) Filed by Devin Derham-Burk (31)**

b) Opposition and Request for Hearing by debtor (35)

15

10:00 AM **15-50162** Janyka E. Kelly
Ch 13
Trustee: Derham-Burk

Moving: Nanette Dumas

Opposing:

Debtor or Plaintiff Attorney: Anthony Delas

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Matter: a) **Motion to Dismiss Case Pre-confirmation Pursuant to 11 U.S.C. Section 1307(c)(1) Filed by Devin Derham-Burk (37)**

b) **Opposition by debtor (40)**

10:00 AM **15-50327** Jason Andrew Petrow
Ch 13
Trustee: Derham-Burk

Moving: Nanette Dumas

Opposing:

Debtor or Plaintiff Attorney: David A. Boone

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Matter: a) **Motion to Dismiss Case Pre-confirmation Pursuant to 11 U.S.C. Section 1307(c)(1) Filed by Devin Derham-Burk (23)**

b) **Opposition by debtor (25)**

****OFF CALENDAR, MOTION WITHDRAWN 10/9/15****

10:00 AM **15-50418** Xuan-Dao T. Tran
Ch 13
Trustee: Derham-Burk

Moving: Nanette Dumas

Opposing:

Debtor or Plaintiff Attorney: ProSe / None

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Matter: **Motion to Dismiss Case Filed by Devin Derham-Burk (30)**

10:00 AM **15-50441** Rebecca Tello Carrillo
Ch 13
Trustee: Derham-Burk

Moving: Nanette Dumas

Opposing:

Debtor or Plaintiff Attorney: David A. Boone

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Matter: a) **Motion to Dismiss Case for Non-Payment (Pre-Confirmation) Pursuant to 11 U.S.C. section 1307(c)(1) Filed by Devin Derham-Burk (32)**

b) **Objection by debtor (34)**

10:00 AM **15-51508** Wendell Jamon Jones
Ch 13
Trustee: Derham-Burk

Moving: Nanette Dumas

Opposing:

Debtor or Plaintiff Attorney: Michael H. Luu

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Matter: **Motion to Dismiss Case Filed by Devin Derham-Burk (37)**

10:00 AM **15-51875** Philip James Wells
Ch 13
Trustee: Derham-Burk

Moving: Nanette Dumas

Opposing:

Debtor or Plaintiff Attorney: ProSe / None

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Matter: **Motion to Dismiss Case Filed by Devin Derham-Burk (27)**

10:00 AM **15-52323** David Michael Ferrari and
Ch 13 Rebecca Ferrari
Trustee: Derham-Burk

Moving: Michael D. Mandell

Opposing:

Debtor or Plaintiff Attorney: Steven J. Sibley

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Matter: **a) Motion to Dismiss Case or Convert Case Pursuant to 11 U.S.C. § 1307(c) Filed by Private Capital Fund, LLC (40)**

b) Joinder in Motion to Dismiss ro Convert by QV Quince Homeowners Assoc. (43) Atty - Dominique Sopko

c) Objection to Motion by Debtors (44)

10:00 AM **15-52483** David C. Lagway
Ch 13
Trustee: Derham-Burk

Moving: Nanette Dumas

Opposing:

Debtor or Plaintiff Attorney: ProSe / None

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Matter: **Motion to Dismiss Case Filed by Devin Derham-Burk (19)**

10:00 AM **11-53966**

Jorge Gonzalez and

Ch 13

Nicholle Woodard Gonzalez

Trustee: Derham-Burk

Moving: Nanette Dumas

Opposing:

Debtor or Plaintiff Attorney: Anthony Delas

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Matter: a) **Motion to Review Fees of Anthony Delas Filed by Devin Derham-Burk (104)**

b) **Opposition by debtor's counsel (108)**

c) **Motion to Reconsider Application to Extend Time and Vacate the Order of Dismissal (RE: related document(s)99 Order on Motion to Extend Time, 101 Order and Notice of Dismissal for Failure to Comply). Filed by Jorge Gonzalez (106)**
order setting hearing

d) **Motion to Dismiss Case Pre-confirmation Pursuant to 11 U.S.C. Section 1307(c)(1) Filed by Devin Derham-Burk (62)**

Comment (fr 10/8)
