

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

Honorable Stephen L. Johnson

Thursday, March 17, 2016

Current as of 3/15/2016 at 12:54 PM

San Jose Courtroom 3099

U.S. Courthouse and Federal Bldg.

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

10:00 AM **10-52527** Marsha Howard

Ch 13

Trustee: Derham-Burk

Moving: Cathleen Cooper Moran

Opposing: Peter J. Van Zandt

Matter: [a\) Motion To Deem Mortgage Current Filed by Debtor \(94\)](#)

[b\) Opposition by PNC Bank, N.A. \(101\)](#)

Comment **Tentative Ruling:** This matter will be called

10:00 AM **11-50020** Henderson S. Ford, III and

Ch 13

Deanna L. Ford

Trustee: Derham-Burk

Moving: Dean Lloyd

Opposing:

Matter: [Motion to Withdraw as Attorney Filed by Law Offices of Dean Lloyd \(124\)](#)

Comment **Tentative Ruling:** No objection filed. Granted. Debtor's counsel to upload order which must contain Debtors' address for service purposes

10:00 AM **11-50174** Manouchehr Hatamipour and

Ch 13

Shahla Hatamipour

Trustee: Derham-Burk

Moving: Michael K. Mehr

Opposing:

Matter: [Motion to Extend Time for Payment Under Confirmed Chapter 13 Plan Filed by Debtor \(59\)](#)

Comment **Tentative Ruling:** Matter will be called.

10:00 AM **11-50924** Kjartan Dean Armann

Ch 13

Trustee: Derham-Burk

Moving: Henry G. Rendler

Opposing:

Matter: **Supplemental Application for Compensation of Fees: \$4,299.00 & Reimbursement of Expenses: \$149.82 Filed by Henry G. Rendler, Counsel for Debtor (82)**

Comment **Tentative Ruling: Fees allowed under § 330(a)(4)(B).**

4

10:00 AM **11-52123** George O. Ekeh and

Ch 13

Augustina C. Ekeh

Trustee: Derham-Burk

Moving: Brian M. Kandel

Opposing:

Matter: **Motion For Authority to Incur Secured Debt For The Purpose of Modifying The Terms Of An Existing Secured Loan For Real Property Filed by Debtor (113)**

***Statement of Non-Opposition filed by Trustee 2/24/16**

Comment **Tentative Ruling: Matter will be called because Paragraph 4 of the motion is unclear. Are escrow charges included in mo pymt? Also, does modified payment begin in 11/2011?**

5

10:00 AM **11-56834** Benjamin W. Berry and

Ch 13

Patricia L. Mann-Berry

Trustee: Derham-Burk

Moving: Angie YC Tong

Opposing:

Matter: **a) Supplemental Application for Compensation of Fees: \$2,815.00 & Reimbursement of Expenses: \$54.09 Filed by The Mlnarik Law Group, Inc., Counsel for Debtors (77)**

b) Opposition by Debtors (76)

Comment **Tentative Ruling: Counsel should address Debtors' objection. Billed fees are \$595, far below amount sought in applicaiton (see Ex. A).**

6

10:00 AM **12-56329** Roger A. Shoemate and

Ch 13

Debra A. Shoemate

Trustee: Derham-Burk

Moving: Brette L. Evans

Opposing:

Matter: **Application for Compensation of Fees: \$3,360.00 & Reimbursement of Expenses: \$63.00 Filed by Evans Law Offices, Counsel for Debtor (80)**

Comment **Tentative Ruling: Approved. See § 330(a)(4)(B).**

7

10:00 AM **13-51125** Scott R. Ridgway

Ch 13

Trustee: Derham-Burk

Moving: Saman Taherian

Opposing:

Matter: a) **Application for Compensation of Fees: \$6,245.50 Filed by The Fuller Law Firm, PC, Counsel for Debtor (58)**

b) **Response by Trustee (60)**

Comment **Tentative Ruling: Matter will be called to address trustee's response to the application.**

8

10:00 AM **15-50048** Michael Patrick Campbell and

Ch 13

Claudine Sarkis-Campbell

Trustee: Derham-Burk

Moving: Robert L. Goldstein

Opposing: Marguerite C. Stricklin

Matter: **Hearing re Objection to Confirmation of Plan Third Amended Plan, Dated October 2, 2015 Filed by State Board Of Equalization (72)**

***No COS **Dtr fld 4th Amd Plan 11/13/15**

Comment **Tentative Ruling: Matter will be called. Will require evidentiary hearing to resolve, so counsel should know their availability so court can set trial date.**

9

10:00 AM **15-52125** Michael David Long

Ch 13

Trustee: Derham-Burk

Moving: Brette L. Evans

Opposing: Katelyn Knapp

Matter: a) **Application for Compensation of Fees: \$17,950.00 & Reimbursement of Expenses: \$173.94 Filed by Evans Law Offices, Counsel for Debtor (71)**

b) **Hearing re Objection to Confirmation of Plan Filed by Green Tree Servicing LLC (15)**

***OBJECTION WITHDRAWN 3/9/16**

c) **Motion to Dismiss Case Pre-Confirmation Pursuant to 11 U.S.C. Sec. 1307(c) Filed by Devin Derham-Burk (67)*WITHDRAWN 3/10/16**

d) **Opposition by Debtor (70)**

Comment **Tentative Ruling: Motion to Dismiss and Obj to Confirmation both withdrawn. Fees allowed as filed. See § 330(a)(4)(B).**

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10:00 AM **15-53774**

Angelo Gus Vossos

Ch 13

Trustee: Derham-Burk

Moving: James T. Cois

Opposing: Catherine Schlomann Robertson

15

Matter: **a) Motion to Sell (Business) Filed by Debtor (28)**

b) Objection by Lighthouse Bank (35)

c) Opposition by Trustee (38)

Comment **Tentative Ruling: Matter will be called.**

UNCONTESTED CALENDAR – CONFIRMATION ADVANCED PER RESOLUTION

JUDGE JOHNSON – March 17, 2016 at 10:00 a.m.

**With respect to the following cases, objections were filed and subsequently withdrawn;
therefore, the Court confirms the following cases:**

The following cases shall be **CONFIRMED**:

- | | |
|---|-----------------|
| 16. NGHIEM NGUYEN
15-51216 SLJ | ATTY – PHAN LAW |
| 17. DAVID LAGWAY
15-53865 SLJ | ATTY – BOONE |
| 18. RICHARD COURTNEY
15-54037 SLJ | ATTY – LIPTON |
| 19. ADRIANA BEYNON
15-54067 SLJ | ATTY – FULLER |
| 20. CHRISTIAN & MERIAN
SALAZAR
16-50043 SLJ | ATTY – MOORE |

The Court has determined that it is in the best interests of creditors and the estates to hold the Confirmation Hearings earlier than 21 days after the meetings of creditors. No objections to the earlier hearings have been filed; therefore, the following plans are either confirmed or placed on the Trustee's Pending List:

**INITIAL CONFIRMATION CALENDAR FOR CASES
WITH NO OUTSTANDING OBJECTIONS**

JUDGE JOHNSON – March 17, 2016 at 10:00 a.m.

The following cases shall be **CONFIRMED**:

- | | |
|--|--------------|
| 21. KHALIL KHISHEN
16-50099 SLJ | ATTY – EVANS |
| 22. DANIEL & LAURA RADCLIFFE
16-50103 SLJ | ATTY – MOORE |
| 23. STEVEN HOOD
16-50139 SLJ | ATTY – EVANS |

**INITIAL CONFIRMATION CALENDAR FOR POST BANKRUPTCY REFORM ACT CASES
WITH OUTSTANDING OBJECTIONS**

JUDGE JOHNSON –March 17, 2016 at 10:00 a.m.

From: 341 MEETING OF CREDITORS, February 29, 2016

TO BE PLACED ON TRUSTEE’S PENDING LIST:

- | | |
|--|---|
| 24. FELIX SERNA
16-50078 SLJ | ATTY – LUU
OBJECTION BY – TRUSTEE & WELLS FARGO BANK |
| 25. MARGIREY EVANGELISTA
16-50081 SLJ | ATTY – MLNARICK LAW GROUP
OBJECTION BY – TRUSTEE & US BANK |
| 26. LILIANNA HUERTA
16-50093 SLJ | ATTY – SHULMAN
OBJECTION BY – WELLS FARGO BANK |
| 27. MICAH & TAI TURCK
16-50104 SLJ | ATTY – MOORE
OBJECTION BY – TRUSTEE |
| 28. RAFAEL TORRES
16-50105 SLJ | ATTY – FARSAD
OBJECTION BY – TRUSTEE |
| 29. MACARIO ORTIZ
16-50121 SLJ | ATTY – SEABROOK
OBJECTION BY – TRUSTEE |
| 30. STACY YOUNG
16-50124 SLJ | ATTY – LIN & WOOD
OBJECTION BY – TRUSTEE |
| 31. JOSE & CRUZ MIRANDA
16-50131 SLJ | ATTY – WGS LAW
OBJECTION BY - TRUSTEE |
| 32. HILDEBERTO
LOPEZ-SALAZAR JR
16-50138 SLJ | ATTY – ZERBINI
OBJECTION BY - TRUSTEE |