

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

**Honorable M. Elaine Hammond**

**Tuesday, July 19, 2016**

*Current as of 7/18/2016 at 10:45 AM*

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**San Jose Courtroom 3020**

**U.S. Courthouse and Federal Bldg.**

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

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10:00 AM **16-05023** Central Holdings, LLC v. Vasquez

† Ch 7

16-51025 Mariano Vasquez

**Moving:** Mary Ellmann Tang

**Opposing:**

**Debtor or Plaintiff Attorney:** Mary Ellmann Tang

**Matter:** Status Conference

**Complaint for Injunctive Relief Pursuant to 11 U.S.C. §105(A)**

**Pl - Central Holdings, LLC**

**Atty for Pl - Mary Tang (925) 678-1878**

**Def- Mariano Vasquez**

**\*\*OFF CALENDAR, NOTICE OF DISMISSAL FILED 7/18/16\*\***

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10:00 AM **16-05026** Morazan v. Morazan-Aviles

† Ch 13

16-50030 Janet Morazan Aviles

**Moving:** Paul M. Koenig

**Opposing:**

**Debtor or Plaintiff Attorney:** Paul M. Koenig

**Matter:** Status Conference

**Complaint for Determination of Right to Discharge and Dischargeability of Debt/Obligation for Elder Abuse, Breach of Fiduciary Duties, Fraud, Conversion, and Money Damages**

**Pl - Marvin Morazan**

**Atty for Pl - Paul Koenig (925) 253-2000**

**Atty for Def - Brette Evans (408) 298-8910**

**Def: Janet Morazan-Aviles, aka Janet Morazan**

**\*Motions to Dismiss Hrg 8/17/16 at 11:00 AM**

**\*\*CONTINUED TO 10/17/16 AT 10:00 A.M. PER SIGNED ORDER ON 7/7/16\*\***

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10:00 AM **16-05027**

Bariao et al v. Huggins et al

† Ch 13

15-52430

George A. Bariao and Catherine S. Mateo-Bariao

**Moving:** Javed I. Ellahie

**Opposing:**

**Debtor or Plaintiff Attorney:** Javed I. Ellahie

**Matter:** Status Conference

**Complaint to Determine Nature, Extent and Validity of Liens and to Quiet Title  
PI - George A. Bariao and Catherine S. Mateo-Bariao aka Cathy Bariao  
Atty for PI - Javed Ellahie (408) 294-0404**

**Def's: Lawrence Huggins and George A. Bariao as  
Co-Trustees of the Orthello Trust; Carlos  
Velasquez and Cathy S. Bariao as Co-  
Trustee of the Nexus Solutions Trust;  
Carlos Velasquez and Cathy S. Mateo-  
Bariao as Co-Trustees of the Inoest Point  
Trust; and Carlos Velasquez and Catherine  
S. Mateo-Bariao as Co-Trustees of the  
Nova Group Trust**

**Off calendar per Judgment by Default as to all defendants on 6/30/16**

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10:00 AM **16-05028**

Hjelmeset et al v. PND Investment et al

† Ch 7

16-50797

Ramses Espiritu Puno

**Moving:**

**Opposing:**

**Debtor or Plaintiff Attorney:** Mariam S. Marshall

**Matter:** a) Status Conference

**Complaint (1) for Declaratory Relief; (2) to Void Post-Petition Perfection of Foreclosure Sale in  
Violation of Automatic Stay; (3) to Avoid the Trustee's Deed Upon Sale and (4) to Determine  
Liability for Avoided Transfer by Fred Hjelmeset, Trustee**

**Atty for PI - Mariam Marshall (925) 446-4546**

**Atty for Defs - Benjamin Levinson (408) 866-2999**

**Def's:**

**PND Investment,  
Jagroop Bhandal and  
Charanjit Bhandal - Answer fld 5/27/16**

**b) Third Party Complaint For Declaratory Judgment And Indemnity (9)**

**Third Party Defs:**

**Wilmington Savings Fund Society, FSB, D/B/A Christiana Trust As Trustee of the Residential  
Credit Opportunities Trust Series 2015-1,  
Bergstrom Law, Ltd.**

**a&b) CONTINUED TO 8/3/16 AT 11:00 A.M. PER SIGNED ORDER ON 7/12/16\*\***

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10:00 AM **16-05030** Santa Cruz Berry Farming Company, LLC v. NATIONWIDE AGRIBUSINESS I  
† Ch 11  
15-51771 Santa Cruz Berry Farming Company, LLC

**Moving:** Thomas A. Vogeles

**Opposing:**

**Debtor or Plaintiff Attorney:** Thomas A. Vogeles

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**Matter:** **Status Conference**  
**Complaint for 1. Avoidance of Unauthorized PostPetition Transfers and**  
**2. Recovery and Preservation of PostPetition Transfers**  
**PI - Santa Cruz Berry Farming Co., Inc.,**  
**Atty for PI - Thomas Vogeles (714) 641-1232**

**Atty for Def - Aaron Lipton ((831) 687-8711**  
**Def: McSherryt & Hudson - Answer fld 5/31/16**

**Atty for Def - Daniel Anderson ((614) 462-5013**  
**Def: Nationwide Agribusiness Insurance Co - Answer filed 6/9/16**

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10:00 AM **16-05005** Hjelmset v. Gomez  
† Ch 7  
15-52646 Juan Gomez

**Moving:** Mariam S. Marshall

**Opposing:**

**Debtor or Plaintiff Attorney:** Mariam S. Marshall

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**Matter:** **Status Conference**  
**Complaint to Sell Real Property Free and Clear of Co-Owner's Interest**  
**PI - Fred Hjelmset, Trustee in Bankruptcy**  
**Atty for PI - Mariam Marshall (925) 446-4546**

**Atty for Def - Peter Pappas (925) 754-0772**  
**Def: Marisela Gomez; answer filed 2/17/16**

**Comment** (fr 3/21)

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10:00 AM **16-05012** Alvernaz v. Alvernaz  
† Ch 13  
15-53342 Amie Lynn Alvernaz

**Moving:** J. William Peironnet

**Opposing:**

**Debtor or Plaintiff Attorney:** J. William Peironnet

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**Matter:** **Status Conference**  
**Complaint - Objections and Challenge to Dischargeability of Debt(s)**  
**PI - Manuel Frank Alvernaz**  
**Atty for PI - J. William Peironnet (408) 356-5231**

**Atty for Defendant - Jason Vogelpohl (831) 783-0260**  
**Def: Amie Lynn Alvernaz, aka Amie Lynn Ragan**

**\*Amended Complaint filed 5/26/16\***

**\*Alias Summons issued 6/13/16\***

**Comment** (fr 4/27)

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10:00 AM **15-05082** Ahmadi v. Ajir  
† Ch 7  
15-51110 Kambiz Ajir

**Moving:**

**Opposing:**

**Debtor or Plaintiff Attorney:** Robert E. Rosenthal

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**Matter:** a) **Status Conference**  
**Second Amended Complaint to Determine Dischargeability of Debt (39) (fr 9/24, 12/7, 2/8, 5/9)**  
**PI - Bahman Ahmadi**  
**Atty for PI - Matt Rankin (831) 649-5551**  
  
**Atty for Def - Stephen Kim (831) 221-5045**  
**Def: Kambiz Ajir**

b) **Motion to Dismiss Third Amended Complaint to Determine Dischargeability of a Debt Pursuant to Federal Rule of Civil Procedure 12(b)(6) Filed by Kambiz Ajir (50)**

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10:00 AM **15-05120** Szyjewicz v. Szyjewicz  
† Ch 7  
15-51769 Nancy Szyjewicz

**Moving:** David B. Rao

**Opposing:**

**Debtor or Plaintiff Attorney:** David B. Rao

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**Matter:** **Status Conference**  
**Complaint to Determine Dischargeability of Debt (11 U.S.C. Section 523(a)(5)and (a)(15))**  
**PI - Eddy Szyjewicz**  
**Atty for PI - David Rao (408) 295-1700**  
  
**Atty for Def - Michael Mehr (831) 425-5757**  
**Def: Nancy Szyjewicz**

**\*\*CONTINUED TO 9/19/16 AT 10:00 A.M. PER SIGNED ORDER ON 7/11/16\*\***

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10:00 AM **15-05123**

Del Piero v. Mendoza

† Ch 7

15-52019

Elias Castillo Torres

**Moving:**

**Opposing:**

**Debtor or Plaintiff Attorney:** Mariam S. Marshall

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**Matter:** **Status Conference**

**Complaint: 1) to Avoid Fraudulent Transfer of Real Property; and 2) to Determine Liability for Avoided Transfer**

**PI - Marc Del Piero, Trustee**

**Atty for PI - Mariam Marshall (925) 446-4546**

**Atty for Def - Ralph Guenther (831)783-3440**

**Def: Maria Gricelda Mendoza, aka Mendoza Maria Gricelda  
answer filed 9/16/15**

**\*\*CONTINUED TO 10/17/16 AT 10:00 A.M.\*\***

**Comment** (fr 12/7)

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