

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

Honorable M. Elaine Hammond

Wednesday, July 20, 2016

Current as of 7/12/2016 at 10:58 AM

San Jose Courtroom 3020

U.S. Courthouse and Federal Bldg.

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

10:00 AM **15-52545** Jo Anna Lim Furagganan

Ch 13

Trustee: Derham-Burk

Moving: David W. Brody

Opposing:

Debtor or Plaintiff Attorney: David A. Boone

Matter: **a) Contested Hearing re Objection to Confirmation of Plan Filed by LoanMe, Inc. (11)**

b) Motion to Dismiss Case Pre-Confirmation Pursuant to 11 U.S.C. section 1307(c) Filed by Devin Derham-Burk (17)

c) Objection by debtor (22)

Comment (fr 5/27)

10:00 AM **16-50703** Mark Andrew Froling and

Ch 13

Cathleen Michelle Froling

Trustee: Derham-Burk

Moving:

Opposing:

Debtor or Plaintiff Attorney: Aaron Lipton

Matter: **Contested Hearing re: Amended Objection to Confirmation of Chapter 13 Plan Filed by Devine Derham-Burk (29)**

10:00 AM **11-55073** Anthony Magpayo and

Ch 13

Carmela Magpayo

Trustee: Derham-Burk

Moving: Michael D. Lee

Opposing:

Debtor or Plaintiff Attorney: ProSe / None

Matter: **a) Motion for Omnibus Relief Upon Death of Debtor Filed by Carmela Magpayo (51)**

b) Limited Opposition filed by Trustee (57)

10:00 AM **15-51716** Manuel Garcia Nunez and
Ch 13 Patricia Quintero
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. sec. 1307(c) Filed by Devin Derham-Burk (23)**

b) Objection filed by Debtors (25)

Comment (fr 2/26, 4/26)

10:00 AM **15-51954** Franklin D Aspiras and
Ch 13 Hazel Calmerin Aspiras
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) Filed by Devin Derham-Burk (35) (fr 4/26, 6/24)**

b) Objection by debtors (37)

c) Contested Hearing re: Objection to Confirmation of Plan Filed by BANK OF AMERICA, N.A. (31)

**d) Hearing re: Objection to Claim Claimant: The Bank of New York Mellon fka the Bank of New York, As Trustee (CWALT 2006-OA12); Claim No: 4 Filed by Franklin Aspiras (51)
Withdrawal of Claim #4 filed 7/6/16 (53)

10:00 AM **15-52244** Loretta Birmingham
Ch 13
Trustee: Derham-Burk

Moving: Nanette Dumas

Opposing:

Debtor or Plaintiff Attorney: Charles B. Greene

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Matter: **a) Motion to Dismiss Case Pre-Confirmation Pursuant to 11 U.S.C. section 1307(c) Filed by Devin Derham-Burk (46)**

b) Response and Request for Hearing by debtor (48)

c) Contested Hearing re: Objection to Confirmation of Plan Filed by Sergio Roldan (34)

Comment (fr 4/26, 6/24)

10:00 AM **15-52377** Debi Ann Pridemore
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) Filed by Devin Derham-Burk (18)**

b) Objection filed by Debtor (20)

Comment (fr 4/26, 6/24)

10:00 AM **15-52430** George A. Bariao and
Ch 13 Catherine S. Mateo-Bariao
Trustee: Derham-Burk

Moving: Nanette Dumas

Opposing:

Debtor or Plaintiff Attorney: Javed I. Ellahie

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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 (44)**

b) Opposition by debtors (54)

c) Application for Compensation Filed by Debtor's Counsel Javed Ellahie (78)

Fees: \$26,571.25

Expenses: \$1,259.51

d) Limited Opposition by Trustee (82)

Comment (fr 5/27)

10:00 AM **15-52585** Steven J. Yates
Ch 13
Trustee: Derham-Burk

Moving: Nanette Dumas

Opposing:

Debtor or Plaintiff Attorney: Nina C. Decker

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Matter: **a) Motion to Dismiss Case Pre-Confirmation Pursuant to 11 U.S.C. section 1307(c) Filed by Devin Derham-Burk (50)**

b) Objection by debtor (52)

c) Contested Hearing re: Objection to Confirmation of Plan with Proof of Service Filed by JPMORGAN CHASE BANK, N.A. (36)

Comment (fr 5/27)

10:00 AM **15-52655** Yong Chul Kim and
Ch 13 Grace Yun Kim
Trustee: Derham-Burk

Moving: Nanette Dumas

Opposing:

Debtor or Plaintiff Attorney: Scott J. Sagaria

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

b) Opposition by Debtor (36)

Comment (fr 5/27)

10:00 AM **15-52734** Craig W. Magnuson
Ch 13
Trustee: Derham-Burk

Moving: Nanette Dumas

Opposing:

Debtor or Plaintiff Attorney: Paul Seabrook

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Matter: **a) Motion to Dismiss Case Pre-Confirmation Pursuant to 11 U.S.C. section 1307(c) Filed by Devin Derham-Burk (27)**

b) Opposition by debtor (31)

Comment (fr 5/27)

10:00 AM **15-52864** Willie John Riley
Ch 13
Trustee: Derham-Burk

Moving: Nanette Dumas

Opposing:

Debtor or Plaintiff Attorney: Brette L. Evans

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Matter: **a) Motion to Dismiss Case Pre-Confirmation Pursuant to 11 U.S.C. section 1307(c) Filed by Devin Derham-Burk (94)**

b) Declaration in Opposition filed by Debtor (96)

10:00 AM **15-52915** Nicholas John Dalis
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) Filed by Devin Derham-Burk (32)**

b) Objection filed by Debtor (35)

Comment (fr 6/24)

10:00 AM **15-53019** Bruce J Gordon and
Ch 13 Linda L Gordon
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) Filed by Devin Derham-Burk (31)**

b) Objection filed by Debtors (39)

Comment (fr 6/24)

10:00 AM **15-53306** Michael Ali Moore
Ch 13
Trustee: Derham-Burk

Moving: Nanette Dumas

Opposing:

Debtor or Plaintiff Attorney: Nancy Weng

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

b) Response filed by Debtor (35)

10:00 AM **15-53396** Phillip Alan Greene and
Ch 13 Joan Emma Samarita Greene
Trustee: Derham-Burk

Moving: Nanette Dumas

Opposing:

Debtor or Plaintiff Attorney: James Jingming Cai

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Matter: **a) Motion to Dismiss Case Pre-Confirmation Pursuant to 11 U.S.C. section 1307(c) Filed by Devin Derham-Burk (21)**

b) Opposition filed by Debtors (27)

10:00 AM **16-50810** Sidney Theodore Scarlett
Ch 13
Trustee: Derham-Burk

Moving: Nanette Dumas

Opposing:

Debtor or Plaintiff Attorney: ProSe / None

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Matter: **Motion to Dismiss Case with a Two Year Bar to Re-Filing Filed by Devin Derham-Burk (54)**

10:00 AM 12-53986

Dan Noble and
Eileen Cecilia Noble

Ch 13

Trustee: Derham-Burk

Moving: Rami N. Haddad

Opposing:

Debtor or Plaintiff Attorney: Scott J. Sagaria

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Matter: a) **Motion to Approve Loan Modification Agreement After Completion of Mortgage Mediation Program . Filed by The Bank of New York Mellon fka The Bank of New York, as Trustee for the holders of the Certificates, First Horizon Mortgage Pass-Through Certificates Series FHASI 2003- AR-3, by First Horizon Home (51)**

b) Objection by Trustee (53)
