

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

Honorable Stephen L. Johnson

Thursday, July 21, 2016

Current as of 7/21/2016 at 8:18 AM

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 Determine that Mortgage is Current Filed by Debtor (121)**

b) Limited Objection by PNC Bank, N.A. (127)

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

10:00 AM **13-54537** Ben E Talebi and

Ch 13

Shirin Aghamohammaddabagh

Trustee: Derham-Burk

Moving: Lucy F. Wang

Opposing: David A. Boone

Matter: **Motion to Dismiss Case or Convert to a Chapter 7 Case Filed by State Board Of Equalization (39)**

Comment **Tentative Ruling: Grant. No opposition filed and motion states a case for dismissal under 1307(c) and for failing to make post-petition tax pymts.**

10:00 AM **15-50221** Johnny Larry Lonardo and

Ch 13

Tanya Lisa Lonardo

Trustee: Derham-Burk

Moving: Brette L. Evans

Opposing: Nanette Dumas

Matter: **a) Amended Motion to Modify Plan Filed by Debtor (59)**

b) Amended Opposition by Trustee (63)

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

1

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10:00 AM **15-51527** Walter Eugene Williams
Ch 13
Trustee: Derham-Burk
Moving: Reilly Wilkinson
Opposing: David A. Boone

Matter: **Hearing re Objection to Confirmation of Plan Filed by ARLP Trust 5 (19)**

Comment **Tentative Ruling: Matter will be called. Not clear the current plan (5/17/16) was served on current holder. See claims docket for Carrington (which was transferree as of 2/2016).**

4

10:00 AM **15-53395** Elizabeth M Miller
Ch 13
Trustee: Derham-Burk
Moving: James Jingming Cai
Opposing: Mark K. Oto

Matter: **a) MOTION TO VALUE AND AVOID LIEN OF SANTA CLARA COUNTY FEDERAL CREDIT UNION Filed by Debtor (25)**

b) Opposition by Santa Clara County Federal Credit Union (38)

Comment **Tentative Ruling: Matter to be set for evidentiary hrg re valuation. Parties should have availability of counsel and witnesses at the hrg for trial setting.**

5

10:00 AM **15-53469** Pamela L. Preston
Ch 13
Trustee: Derham-Burk
Moving: Bonni S. Mantovani
Opposing: Charles B. Greene

Matter: **Hearing re Objection to Confirmation of Plan Filed by HSBC Bank USA, N.A. (24)**

Comment **Tentative Ruling: *Objection Withdrawn 7/19/16**

6

10:00 AM **15-53645** Rebecca Marie Vasquez
Ch 13
Trustee: Derham-Burk
Moving: Matthew G. Grech
Opposing: Joe M. Tamarit

Matter: **Hearing re Objection to Claim No. 7-1 Joe M. Tamarit Filed by Debtor (40) (fr 4/21, 5/19)**

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

7

10:00 AM **15-54015** Kim Narog
Ch 13
Trustee: Derham-Burk
Moving: James A. McDaniel
Opposing: Adam Hauf

Matter: **Motion for Order Sustaining Objection to Debtor's Claim of Exemptions Filed by Quail Creek Mutual Water Company (44) (fr 5/19)**

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

8

10:00 AM **16-50048** Thomas A Tacci
Ch 13
Trustee: Derham-Burk
Moving: Mitchell L. Abdallah
Opposing: Edward G. Schloss

Matter: **Hearing re Objection to Confirmation of Plan Filed by BAYVIEW LOAN SERVICING, LLC, servicing agent for E*Trade Bank (20)**

Comment **Tentative Ruling: Notice of hearing & objections withdrawn 7/15/16**

9

10:00 AM **16-50063** Karri P. Toscano
Ch 13
Trustee: Derham-Burk
Moving: Brandye N. Foreman
Opposing: Susan D. Silveira

Matter: **a) Hearing re Objection to Confirmation of Plan with Proof of Service Filed by JPMorgan Chase Bank, N.A. (15) *Objection withdrawn 7/8/16**

b) Hearing re Objection to Confirmation of Chapter 13 Plan Filed by Derham-Burk, Devin (16)

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

10

10:00 AM **16-50528** Shannon A. McFarland
Ch 7
Trustee: Richardson
Moving: Devin L. Pace
Opposing: Cathleen Cooper Moran

Matter: **Motion to Dismiss Case (Pre-Confirmation) Pursuant to 11 U.S.C. Secs. 1307(c) and 109(e) Filed by Devin Derham-Burk (23) (fr 6/16)**

Comment **Tentative Ruling: Case converted to chapter 7 on 7/19/16**

11

10:00 AM **16-51775** Xinhua Song
Ch 13
Trustee: Derham-Burk
Moving: Xinhua Song
Opposing:

Matter: **Order (1) Denying Motion For Extension Of Time For filing Required Documnets And (2) Requiring Debtor To Appear In Person To Show Cause Why This Case Should Not Be Dismissed With Prejudice (9)**

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

12

10:00 AM 16-51851

Charles Nguyen

Ch 13

Trustee: Derham-Burk

Moving:

Opposing:

Matter: **Order (1) Denying Motion For Extension Of Time For Filing Required Documents And (2) Requiring Debtor To Appear In Person To Show Cause Why This Case Should Not Be Dismissed With Prejudice (14)**

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

UNCONTESTED CALENDAR – CONFIRMATION ADVANCED PER RESOLUTION

JUDGE JOHNSON, July 21, 2016 at 10:00 a.m.

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

The plans in the following cases shall be **CONFIRMED**:

- | | |
|--------------------------------------|----------------------------|
| 14. JOHNSON AREMU
15-52611 SLJ | ATTY – EVANS |
| 15. CONNIE CONTRERAS
15-52783 SLJ | ATTY – HERNANDEZ LAW GROUP |
| 16. KAMBIZ KARIMI
15-53773 SLJ | ATTY – TRINH LAW |
| 17. MARY TYLER
15-53835 SLJ | ATTY – MORAN LAW |
| 18. HASSAN SALARIAN
15-53893 SLJ | ATTY – ELLAHIE |
| 19. MARGARET WIESE
15-53902 SLJ | ATTY – MEHR |
| 20. LILIANNA HUERTA
16-50093 SLJ | ATTY – SHULMAN |
| 21. MA ABUNGAN
16-50523 SLJ | ATTY – BOONE |
| 22. LYDIA GEPHART
16-50716 SLJ | ATTY – BOONE |
| 23. KAREN AMANN
16-50965 SLJ | ATTY – MOORE |

24. MYRNA BARNES
16-51055 SLJ

ATTY – MOORE

25. MARTIN MEDINA
16-51128 SLJ

ATTY – CENTRAL COAST

26. ESSAN GALO
16-51154 SLJ

ATTY – EVANS

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 early 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, July 21, 2016 at 10:00 a.m.

From: 341 Meetings of Creditors, June 13 & July 8, 2016

The following cases shall be **CONFIRMED**:

- | | |
|---|----------------------|
| 27. ALI FARAKESH
16-50344 SLJ | ATTY – FARSAD |
| 28. JACQUELINE HERNANDEZ
16-51287 SLJ | ATTY – MOORE |
| 29. MANANITA ATIENZA
16-51288 SLJ | ATTY – MOORE |
| 30. IVAN & REBECCA VICTORIA
16-51292 SLJ | ATTY – MOORE |
| 31. GUSTAVO & REBECCA VILLALPANDO
16-51301 SLJ | ATTY – BROOKS |
| 32. ASHLIE LEPEK
16-51311 SLJ | ATTY – SAGARIA |
| 33. DANE RUDD
16-51312 SLJ | ATTY – SAGARIA |
| 34. SOCORRO GONZALEZ
16-51398 SLJ | ATTY – CENTRAL COAST |

35. SENH DUONG
16-51444 SLJ

ATTY – MOORE

36. EDGAR RAMIREZ JR
16-51449 SLJ

ATTY – MOORE

37. ANGELICA ESCOTO
16-51508 SLJ

ATTY – CENTRAL COAST

38. KAVALINDER RANDHAWA &
BABITA LACHHIRAMANI
16-51512 SLJ

ATTY – MOORE

**INITIAL CONFIRMATION CALENDAR FOR CASES
WITH OUTSTANDING OBJECTIONS**

JUDGE JOHNSON, July 21, 2016 at 10:00 a.m.

From: 341 Meetings of Creditors, June 13, 17, 20, 22, 29, July, 6 & 8, 2016

TO BE PLACED ON TRUSTEE'S PENDING LIST:

- | | |
|--|--|
| 39. JENNIFER MADIGAN
15-53552 SLJ | ATTY – MEHR
OBJECTION BY – TRUSTEE & TOYOTA
MOTOR CREDIT |
| 40. MIGUEL & SHERYL MARTINEZ
16-51227 SLJ | ATTY – NICHANI
OBJECTION BY – TRUSTEE |
| 41. DALIA SONNE
16-51237 SLJ | ATTY – CENTRAL COAST
OBJECTION BY – TRUSTEE &
DANIELLE & CHRISTINA LA CLAIR
ADDL PROVISIONS IN PLAN |
| 42. SYLVIA MARTINEZ
16-51240 SLJ | ATTY – BOONE
OBJECTION BY – TRUSTEE |
| 43. ROBERT & EUSTACIA WHITACRE
16-51241 SLJ | ATTY – FULLER
OBJECTION BY – TRUSTEE |
| 44. JACINTO & RENEE GONZALES
16-51244 SLJ | ATTY – SEABROOK
OBJECTION BY – TRUSTEE
ADDL PROVISIONS IN PLAN |
| 45. AGNIESZKA PAWLICKI
16-51252 SLJ | ATTY – WOOD
OBJECTION BY – TRUSTEE |
| 46. ABEL & ANDREA LUGO
16-51304 SLJ | ATTY – FULLER
OBJECTION BY – TRUSTEE |
| 47. KARA SORENSEN
16-51306 SLJ | ATTY – MORAN LAW
OBJECTION BY – TRUSTEE |

48. LUZMARIE AVALOS 16-51326 SLJ	ATTY – PRO SE OBJECTION BY – TRUSTEE
49. JAYESH PATEL 16-51333 SLJ	ATTY – EVANS OBJECTION BY – TRUSTEE & DEUTSCHE BANK ***ADDL PROVISIONS IN PLAN***
50. JULIANNE LLAMAS 16-51345 SLJ	ATTY – LIPTON OBJECTION BY – TRUSTEE
51. PATRICK CALHOUN 16-51346 SLJ	ATTY – BOONE OBJECTION BY – TRUSTEE & WELLS FARGO BANK
52. MICHAEL STEWART 16-51366 SLJ	ATTY – LIPTON OBJECTION BY – TRUSTEE
53. DARREL & KATHERINE GETTS 16-51378 SLJ	ATTY – CENTRAL COAST OBJECTION BY – TRUSTEE ***ADDL PROVISIONS IN PLAN***
54. SHANE HOWELL 16-51390 SLJ	ATTY – EVANS OBJECTION BY – TRUSTEE & NATIONSTAR MORTGAGE
55. DEBORAH HERNANDEZ 16-51391 SLJ	ATTY – LIN & WOOD OBJECTION BY – TRUSTEE
56. MARIA TORRES 16-51395 SLJ	ATTY – PRO SE OBJECTION BY – TRUSTEE
57. ELAINE JONES 16-51420 SLJ	ATTY – NICHANI OBJECTION BY – TRUSTEE
58. LUCIENNE HUNTER 16-51421 SLJ	ATTY – PRO SE OBJECTION BY – TRUSTEE
59. SULUOO TOOMALATAI 16-51432 SLJ	ATTY – BOONE OBJECTION BY – TRUSTEE

60. DONALD DUMONT 16-51436 SLJ	ATTY – GOLD & HAMMES OBJECTION BY – TRUSTEE ***ADDL PROVISIONS IN PLAN***
61. PRESENTACION DOMINGUEZ 16-51441 SLJ	ATTY – SEABROOK OBJECTION BY – TRUSTEE
62. MANUEL MELCHOR JR 16-51445 SLJ	ATTY – MOORE OBJECTION BY – TRUSTEE
63. JOSE MUNOZ & MARY FLORES 16-51447 SLJ	ATTY – BOONE OBJECTION BY – TRUSTEE
64. KRIS ZANKICH III 16-51469 SLJ	ATTY – VOISENAT OBJECTION BY – TRUSTEE
65. ROGELIO SALCEDO & GUILLERMINA BARRERA 16-51474 SLJ	ATTY – EVANS OBJECTION BY- TRUSTEE
66. LOAN NGUYEN & THACH TRAN 16-51487 SLJ	ATTY – SCHEIN & CAI OBJECTION BY – TRUSTEE & WELLS FARGO BANK ***ADDL PROVISIONS IN PLAN***
67. DONNA BERONIA 16-51488 SLJ	ATTY – YURUMEIN LAW OBJECTION BY – TRUSTEE
68. NORIEL ADRICULA 16-51490 SLJ	ATTY – FARSAD OBJECTION BY – TRUSTEE (DRAFT) ***ADDL PROVISIONS IN PLAN***
69. DAVID ARELLANO JR. 16-51510 SLJ	ATTY – JACKSON OBJECTION BY – TRUSTEE (DRAFT)
70. NICOLE MENDEZ 16-51517 SLJ	ATTY – MAYDANIK OBJECTION BY – TRUSTEE
71. YUN KIM 16-51522 SLJ	ATTY – MORAN LAW OBJECTION BY – TRUSTEE

72. BLANCA GOMEZ
16-51540 SLJ

ATTY – CENTRAL COAST
OBJECTION BY – TRUSTEE

**INITIAL CONFIRMATION CALENDAR FOR CASES
WITH NO OBJECTIONS FILED BUT PLAN CONTAINS ADDITIONAL PROVISIONS**

JUDGE JOHNSON, July 21, 2016 at 10:00 a.m.

From: 341 Meetings of Creditors, June 13, 2016

TO BE PLACED ON TRUSTEE'S PENDING LIST:

73. JORGE SANCHEZ
16-51255 SLJ

ATTY – GOLD & HAMMES