

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

Honorable M. Elaine Hammond

Friday, September 16, 2016

Current as of 9/14/2016 at 3:43 PM

San Jose Courtroom 3020

U.S. Courthouse and Federal Bldg.

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

10:00 AM **13-55231** Michelle Rae Sobol

Ch 7

Trustee: Bowyer

Moving: Thomas J. Prenovost Jr.

Opposing:

Debtor or Plaintiff Attorney: David A. Boone

Matter: **Motion for Relief from Stay RS #TJP-1, Filed by Veros Credit (44)**

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10:00 AM **16-50797** Ramses Espiritu Puno

Ch 7

Trustee: Hjelmeset

Moving: Benjamin R. Levinson

Opposing:

Debtor or Plaintiff Attorney: Arasto Farsad

Matter: **a) Motion for Adequate Protection , or in the alternative Motion for Relief from Stay RS #BRL-326, Filed by PND Investment, Jagroop Bhandal and Charanjit Bhandal (52)**

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b) Opposition filed by Trustee (60)

c) Joinder in Opposition filed by Debtor (61)

d) Motion to Dismiss Case for Abuse Under 11 U.S.C. Section 109(g)(2) Filed by PND Investment, Jagroop Bhandal and Charanjit Bhandal (44)

e) Joinder in Motion to Dismiss by Wilmington Savings Fund Society (50) Atty Yvonne McGovern

f) Opposition to Motion to Dismiss by debtor (55)

g) Joinder in Debtor's Opposition by Fred Hjelmeset, Trustee (56) Atty - Mariam Marshall

DISCHARGED 6/30/16

10:00 AM **16-51884** Maria Rosario Acosta
Ch 7
Trustee: Richardson

Moving: Theron Spencer Covey

Opposing:

Debtor or Plaintiff Attorney: Clark A. Miller

Matter: **Motion for Relief from Stay RS #TSC-1, Filed by Bank of America, N.A. (10)**

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10:00 AM **16-52030** Jeffrey John Lacy
Ch 7
Trustee: Barris

Moving: Austin P. Nagel

Opposing: Stephen H. Kim

Debtor or Plaintiff Attorney: Stephen H. Kim

Matter: **Amended Motion For Relief from Automatic Stay (RE: related document(s)7 Motion for Relief From Stay filed by Creditor Santander Consumer USA Inc.). Filed by Santander Consumer USA Inc. (8)**

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STATEMENT OF NON-OPPOSITION FILED 9/1/16

10:00 AM **16-52299** Hyun Jung Cha
Ch 7
Trustee: Bowyer

Moving: Austin P. Nagel

Opposing:

Debtor or Plaintiff Attorney: JunHwan Kim

Matter: **Motion for Relief from Stay RS #APN-2925, Filed by BMW Financial Services NA, LLC, service provider for Financial Services Vehicle Trust (19)**

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10:00 AM **16-52312** Al Turnage
Ch 7
Trustee: Richardson

Moving: Randall D. Naiman

Opposing:

Debtor or Plaintiff Attorney: ProSe / None

Matter: **Motion for Relief from Stay (1036 Tyler Street, Fairfield, CA 94533) RS #RDN-1, Filed by U.S. Bank Trust, N.A., as Trustee for LSF9 Master Participation Trust (11)**

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10:00 AM **16-52346** Blanca Rocio Garcia
Ch 7
Trustee: Bowyer

Moving: Anthony O. Egbase

Opposing:

Debtor or Plaintiff Attorney: ProSe / None

Matter: **Motion for In Rem Relief from Stay (Unlawful Detainer) RS #1, Filed by Valeria Lapizco (10)**

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10:00 AM **16-51137** Jennifer Margaret Bajacan
Ch 13
Trustee: Derham-Burk

Moving: Reilly Wilkinson

Opposing:

Debtor or Plaintiff Attorney: David A. Boone

Matter: **Motion for Relief from Stay and Co-Debtor Stay RS #RDW-751, Filed by CAM XI TRUST (23)**

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10:00 AM **16-50331** Robert A. Burmeister
Ch 13

Trustee: Derham-Burk

Moving: Mary Ellmann Tang

Opposing:

Debtor or Plaintiff Attorney: Brette L. Evans

Matter: **Motion for Relief from Stay 12520 Saratoga Creek Drive, Saratoga CA RS #MET-906, Filed by Bank of the west (43)**

Comment (fr 8/5)

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10:00 AM **16-51523** Harald Alexander Te Nijenhuis
Ch 13

Trustee: Derham-Burk

Moving: Erin M. McCartney

Opposing:

Debtor or Plaintiff Attorney: James S. Knopf

Matter: **Motion for Relief from Stay 2428 Hecate Place, San Jose, CA 95124 RS #EMM-16927, Filed by The Bank Of New York Mellon (18)**

10

10:00 AM **16-52337** Sam Kao Phan
Ch 13

Trustee: Derham-Burk

Moving: Vincent V. Frounjian

Opposing:

Debtor or Plaintiff Attorney: James S.K. Shulman

Matter: **Motion for Relief from Stay RS #VVF-15, Filed by American Honda Finance Corporation (9)**

STATEMENT OF NON-OPPOSITION FILED BY DEBTOR

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10:00 AM **15-50002** Eduardo Bucio
Ch 13

Trustee: Derham-Burk

Moving: Erica Loftis

Opposing:

Debtor or Plaintiff Attorney: Jason Vogelpohl

Matter: **a) Motion for Relief from Stay RS #ETL-1586, Filed by Toyota Motor Credit Corporation (30)**

b) Statement filed by Trustee (33)

12

10:00 AM **15-51633** Mimi Ngoc Trieu
Ch 13
Trustee: Derham-Burk

Moving: Arnold L. Graff

Opposing:

Debtor or Plaintiff Attorney: Scott J. Sagaria

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Matter: **Motion for Relief from Stay and Co-Debtor Stay RS #ALG-283 Filed by WELLS FARGO BANK, N.A. (43)**

Comment (fr 8/5)

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 for Relief from Stay RS #DBR-016, Filed by 705A Investors, LLC and 1115 Investors, LLC (21)**

b) Opposition by debtors (53)

OFF CALENDAR, CASE DISMISSED 9/8/19

10:00 AM **15-52716** John Gilbert Imperial
Ch 13
Trustee: Derham-Burk

Moving: Arnold L. Graff

Opposing:

Debtor or Plaintiff Attorney: H. Jayne Ahn

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Matter: **Motion for Relief from Stay RS #ALG -307, Motion for Relief from Co-Debtor Stay. Filed by Wells Fargo Bank, N.A. (32)**

10:00 AM **15-52918** Pedro Martinez
Ch 13
Trustee: Derham-Burk

Moving: Arnold L. Graff

Opposing:

Debtor or Plaintiff Attorney: James S. Knopf

16

Matter: **Motion for In Rem Relief from Stay RS #ALG-272, Filed by Wells Fargo Bank, N.A. (52)**

Comment (fr 7/1, 8/5)

10:00 AM **15-53344** David Alan Morgensen
Ch 13
Trustee: Derham-Burk

Moving: Vanessa H. Widener

Opposing:

Debtor or Plaintiff Attorney: David A. Boone

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Matter: **Motion for Relief from Stay Motion For Relief From Automatic Stay RS #AMC-003, Filed by Central Mortgage Company dba Central Mortgage Loan Servicing Company (42)**

10:00 AM **15-53400** Emmanuel O. Abello and
Ch 13 Mariagina E. Abello
Trustee: Derham-Burk

Moving: Austin P. Nagel

Opposing:

Debtor or Plaintiff Attorney: Lars T. Fuller

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Matter: **Motion for Relief from Stay RS #APN-2902, Filed by Wells Fargo Bank, N.A., dba Wells Fargo Dealer Services (19)**

Comment (fr 8/5, 8/19)

10:00 AM **15-53620** Irene Inez Balandra
Ch 13
Trustee: Derham-Burk

Moving: Jennifer C. Wong

Opposing:

Debtor or Plaintiff Attorney: Brette L. Evans

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Matter: **a) Motion for Relief from Stay RS #JCW-10403, Filed by U.S. Bank Trust, N.A. (44)**

b) Declaration of Brett Evans in Reply to the Motion (59)

Comment (fr 4/22, 7/1, 8/5)

10:00 AM **15-53875** Horace William Washington
Ch 13
Trustee: Derham-Burk

Moving: Jennifer C. Wong

Opposing:

Debtor or Plaintiff Attorney: Brette L. Evans

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Matter: **Motion for Relief from Stay RS #JCW-10524, Filed by U.S. Bank National Association (38)**

10:00 AM **14-50322** Thomas Martin Lanctot
Ch 13
Trustee: Derham-Burk

Moving: Jennifer Wang

Opposing:

Debtor or Plaintiff Attorney: David A. Boone

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Matter: **Motion for Relief from Stay RS #JHW-16, Filed by Credit Acceptance Corporation (66)**

10:00 AM **12-54157** Dennis Lee Andringa and
Ch 13 Brenda Kay Andringa
Trustee: Derham-Burk

Moving: Jennifer C. Wong

Opposing:

Debtor or Plaintiff Attorney: Robert L. Goldstein

22

Matter: [Motion for Relief from Stay RS #JCW-10522, Filed by Nationstar Mortgage, LLC \(74\)](#)

10:00 AM **12-54633** Lexie A. Smith
Ch 13
Trustee: Derham-Burk

Moving: Arnold L. Graff

Opposing:

Debtor or Plaintiff Attorney: W. Kirk Moore

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Matter: [Motion for Relief from Stay RS #JCW-10535, Filed by Wilmington Trust, National Association \(92\)](#)

10:00 AM **12-57957** Geraldine A. Davis
Ch 13
Trustee: Derham-Burk

Moving: Jennifer C. Wong

Opposing:

Debtor or Plaintiff Attorney: Renee C. Mendoza

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Matter: [Motion for Relief from Stay RS #JCW-10409, Motion for Relief from Co-Debtor Stay. Filed by JPMorgan Chase Bank, N.A. \(74\)](#)

10:00 AM **12-59170** Marie Louise Cates
Ch 13
Trustee: Derham-Burk

Moving: Christina J. O

Opposing:

Debtor or Plaintiff Attorney: Drew Henwood

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Matter: [Motion for Relief from Stay RS #CJO-643, Filed by Bank of America, N.A. \(53\)](#)

10:00 AM **11-57882** Lou Marino and
Ch 13 Francesca Marino
Trustee: Derham-Burk

Moving: Arnold L. Graff

Opposing:

Debtor or Plaintiff Attorney: Paul Seabrook

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Matter: [Motion for Relief from Stay with Certificate of Service RS #ALG-306, Filed by Deutsche Bank National Trust Company \(68\)](#)

10:00 AM **11-61375** Joe Alvarez and
Ch 13 Virginia Hernandez Alvarez
Trustee: Derham-Burk

Moving: Reilly Wilkinson

Opposing:

Debtor or Plaintiff Attorney: Javed I. Ellahie

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Matter: **Motion for Relief from Stay RS #RDW-757, Filed by c/o Scheer Law Group U.S. Bank National Association (77)**

10:00 AM **14-51505** Devine Blessings, Inc.
Ch 11

Moving: Benjamin R. Levinson

Opposing:

Debtor or Plaintiff Attorney: Eliza Xuan Wang

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Matter: **a) Motion for Relief from Stay to Modify Stay to Allow Movant to take Certain Actions in its Pending Case in California Superior Court RS #BRL-325, Filed by 167 E. William, LLC (106)**

b) Opposition filed by Debtor (110)

10:00 AM **14-51508** Thomas John Spielbauer
Ch 11

Moving: Benjamin R. Levinson

Opposing:

Debtor or Plaintiff Attorney: Stanley A. Zlotoff

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Matter: **a) Motion for Relief from Stay to Modify Stay to Allow Movant to take Certain Actions in its Pending Case in California Superior Court RS #BRL-324, Filed by 167 E. William, LLC (167)**

b) Opposition filed by Debtor (171)

10:00 AM **16-52460** Fernando C. Saraya and
Ch 13 Gloria M. Saraya
Trustee: Derham-Burk

Moving: Badma Gutchinov

Opposing:

Debtor or Plaintiff Attorney: Badma Gutchinov

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Matter: **Motion to Extend Automatic Stay Filed by Fernando Saraya (7)**

10:00 AM **16-52536**

Ch 13

Trustee: Derham-Burk

Moving: Stanley A. Zlotoff

Opposing:

Debtor or Plaintiff Attorney: Stanley A. Zlotoff

Michael Thomas Morrissey and

Tracey Annette McCarroll

Matter: **a) Motion to Extend Automatic Stay Filed by Tracey McCarroll (7)**

b) Opposition filed by Creditor Carol L. Lehman Trust (12)

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