

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

**Honorable Dennis Montali
Monday, August 22, 2016**

Current as of 8/26/2016 at 9:56 AM

San Francisco Courtroom 17

**U.S. Bankruptcy Court
450 Golden Gate Ave. 16th Floor
San Francisco, CA 94102**

9:30 AM **15-31526** Gabriele Redick
Ch 13
Trustee: Burchard

**Moving:
Opposing:**

Matter: Trial re Motion to Value Personal Property

2 Hours

OFF CALENDAR

1

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

**Honorable Dennis Montali
Tuesday, August 23, 2016**

Current as of 8/26/2016 at 9:56 AM

San Francisco Courtroom 17

**U.S. Bankruptcy Court
450 Golden Gate Ave. 16th Floor
San Francisco, CA 94102**

9:00 AM **29-00001**
Ch 7

Judge Montali Calendar

Moving:
Opposing:

Matter: [No Matters on Calendar](#)

1

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

**Honorable Dennis Montali
Wednesday, August 24, 2016**

Current as of 8/26/2016 at 9:56 AM

San Jose Courtroom 3070

**U.S. Courthouse and Federal Bldg.
280 S 1st Street
San Jose, CA 95113**

11:00 AM **14-54590** Angeleno Properties, LLC

Ch 7

Trustee: Kaelin

Moving: Sandi Meneely Colabianchi

Opposing:

Matter: [Hearing on Trustee's Final Report and Applications for Compensation by 1\) Doris Kaelin 2\) Andrade & Associates 3\) Kokjer, Pierotti 4\) Gordon & Reese](#)

1

11:00 AM **15-52824** Huong Ngoc Tran

Ch 7

Trustee: Kaelin

Moving: Doris A. Kaelin

Opposing:

Matter: [Hearing on Trustee's Final Report and Application for Compensation by Doris Kaelin](#)

2

11:00 AM **16-51479** Genoveva A Rodriguez

Ch 7

Trustee: Kaelin

Moving:

Opposing:

Matter: [Hearing on Reaffirmation Agreement \(pro se\) filed by Requestor TD Auto Finance LLC](#)

3

11:00 AM **16-51587** Karen Kana Aragon

Ch 7

Trustee: Poonja

Moving:

Opposing:

Matter: [Hearing on Reaffirmation Agreement](#)

4

11:30 AM **16-51622** Gregory Wayne Haddox
Ch 7
Trustee: Hjelmset
Moving: Austin P. Nagel
Opposing:

Matter: **Motion for Relief from Stay Filed by Santander Consumer USA Inc., dba Chrysler Capital**

5

11:30 AM **16-51724** Joshua Henry Noland
Ch 7
Trustee: Richardson
Moving:
Opposing:

Matter: **Motion for Relief from Stay Filed by State Farm Mutual Automobile Insurance Company**

6

11:30 AM **16-51751** Theresa C. McDaniel
Ch 7
Trustee: Richardson
Moving: Mary Ellmann Tang
Opposing:

Matter: **Motion for Relief from Stay 2013 Forest River Trailer, Vehicle I.D. No. 4X4FCMJ27D6001880
Filed by Bank of the West**

7

1:30 PM **13-53290** Steve Kim
Ch 11

Moving:
Opposing:

Matter: **Status Conference.**

8

1:30 PM **16-51859** Pomeroy Partners
Ch 11

Moving: Jon G. Brooks
Opposing:

Matter: **Final Hearing on MOTION FOR ORDER AUTHORIZING INTERIM USE OF CASH
COLLATERAL**

9

1:30 PM **16-51859** Pomeroy Partners
Ch 11

Moving: Jon G. Brooks
Opposing:

Matter: **Motion to Approve Sale of Real Property Free and Clear of Liens and Interests, and Assume
Purchase Agreement by Consent**

10

1:30 PM **10-59579** Kennita Lane Watson
Ch 7
Trustee: Barris

Moving:
Opposing:

Matter: **Motion to Amend Order Granting Motion for Approval of Compromise/Motion to Close Watson's 2010 Chapter 7 Case Filed by I. William Wiser**

11

1:30 PM **16-05022** Wilczak et al v. Select Portfolio Servicing, Inc. et al
† Ch 11
15-52365 Joseph L. Wilczak and Judith A. Wilczak

Moving: Bradley Paul Elley
Opposing:

Matter: **Status Conference.**

12

1:30 PM **16-05022** Wilczak et al v. Select Portfolio Servicing, Inc. et al
† Ch 11
15-52365 Joseph L. Wilczak and Judith A. Wilczak

Moving: Regina J. McClendon
Opposing:

Matter: **Defendants' Motion to Dismiss First Amended Adversary Complaint FOR LACK OF SUBJECT MATTER JURISDICTION AND/OR ABSTENTION PRINCIPLES, OR ALTERNATIVELY, FOR FAILURE TO STATE A CLAIM Filed by Select Portfolio Servicing, Inc.**

13

1:30 PM **15-05139** First Korean Christian Church of San Jose v. Reverend Dae Young Kim et al
† Ch 11
15-52857 First Korean Christian Church of San Jose

Moving:
Opposing:

Matter: **Status Conference.**

14

1:30 PM **15-05139** First Korean Christian Church of San Jose v. Reverend Dae Young Kim et al
† Ch 11
15-52857 First Korean Christian Church of San Jose

Moving:
Opposing:

Matter: **Order to Show Cause Re Remand**

15

1:30 PM	15-05151	First Korean Christian Church of San Jose v. Kim	
	† Ch 11		
	15-52857	First Korean Christian Church of San Jose	
Moving:	Dong Wuk Kim		
Opposing:			
Matter:	Status Conference.		16
1:30 PM	15-05151	First Korean Christian Church of San Jose v. Kim	
	† Ch 11		
	15-52857	First Korean Christian Church of San Jose	
Moving:			
Opposing:			
Matter:	Order to Show Cause RE Remand		17
1:30 PM	15-52857	First Korean Christian Church of San Jose	
	Ch 11		
Moving:	Joon W. Song		
Opposing:			
Matter:	Motion for Relief from Stay (Real Property) re: 1145 E. Arques Avenue, Sunnyvale, CA 94085 Filed by BBCN Bank c/o The Song Law Group		18
1:30 PM	15-52857	First Korean Christian Church of San Jose	
	Ch 11		
Moving:	Stanley A. Zlotoff		
Opposing:			
Matter:	Motion to Sell Real Property Free and Clear of Interests Combined with motion to Sell Real Property		19
1:30 PM	08-55305	James Madison Kelley	
	Ch 7		
	Trustee: Hjelmeset		
Moving:	James Madison Kelley		
Opposing:			
Matter:	Motion for Relief From Void Judgment for Lack of Jurisdiction Filed by James Kelley		20
1:30 PM	08-55305	James Madison Kelley	
	Ch 7		
	Trustee: Hjelmeset		
Moving:	Fred Hjelmeset		
Opposing:			
Matter:	Motion for Order Authorizing Trustee to Abandon Property and Litigation		21

1:30 PM	08-55305	James Madison Kelley	
	Ch 7		
	Trustee: Hjelmeset		
Moving:	James Madison Kelley		
Opposing:			
Matter:	Status Conference on Objection to Claim No. 3 (JPMorgan Chase Bank)		22
<hr/>			
1:30 PM	08-55305	James Madison Kelley	
	Ch 7		
	Trustee: Hjelmeset		
Moving:	James Madison Kelley		
Opposing:			
Matter:	Status Conference on Objection to Claim No. 2 (JPMorgan Chase)		23
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1:30 PM	15-53524	John Jefferson Vitalich	
	Ch 11		
Moving:	Arlena V. Carrozzi		
Opposing:			
Matter:	Creditor Dalepaul Ventures, Inc.'s Motion for an Order Stating Automatic Stay Terminated/Expired as to the Debtor John Jefferson Vitalich, the Debtor's Property, and the Debtors Estate		24
<hr/>			
1:30 PM	15-53524	John Jefferson Vitalich	
	Ch 11		
Moving:	Matthew R. Clark III		
Opposing:			
Matter:	Motion TO CONFIRM NO STAY IS IN EFFECT, OR IN THE ALTERNATIVE, for Relief from THE AUTOMATIC Filed by JPMORGAN CHASE BANK, NATIONAL ASSOCIATION		25
<hr/>			
1:30 PM	16-05047	Vitalich v. Alliance Bancorp and the Bank of New York et al	
	† Ch 11		
	15-53524	John Jefferson Vitalich	
Moving:			
Opposing:			
Matter:	Status Conference.		26
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1:30 PM **16-05047** Vitalich v. Alliance Bancorp and the Bank of New York et al
† Ch 11
15-53524 John Jefferson Vitalich

Moving: Jeffrey N. Williams

Opposing:

Matter: **Motion to Dismiss Removed State Court Complaint by Defendants, BNY Mellon, SPS, MERS, and QLSC Pursuant to FRCP 13(B)(6)**

27

1:30 PM **16-05047** Vitalich v. Alliance Bancorp and the Bank of New York et al
† Ch 11
15-53524 John Jefferson Vitalich

Moving: Tim G. Ceperley

Opposing:

Matter: **Defendant Countrywide Home Loans, Inc. and Bank of America, N.A. S/B/M to BAC Home Loans Servcing, LP, F/K/A Countrywide Home Loans Servicing LP's Joinder in Mortgage Electronic Registration System, Quality Loan Servicing Corp., Select Portfolio Servicing, Inc. And The Bank of New York's Motion to Dismiss the Adversary Complaint**

28

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

**Honorable Dennis Montali
Thursday, August 25, 2016**

Current as of 8/26/2016 at 9:56 AM

San Francisco Courtroom 17

**U.S. Bankruptcy Court
450 Golden Gate Ave. 16th Floor
San Francisco, CA 94102**

9:30 AM **13-30829** Jeanie Kim Russell
Ch 13
Trustee: Burchard

Moving: Gilbert R. Yabes

Opposing:

Matter: [Motion for Relief from Stay Motion for Relief from Co-Debtor Stay. Filed by Wells Fargo Bank, National Association, as Trustee for the Holders of the Banc of America Mortgage Securities, Inc. Mortgage Pass Through Certificates, Series 2006-3](#)

1

9:30 AM **13-31884** Stefan Schuch
Ch 13
Trustee: Burchard

Moving: Diane V. Weifenbach

Opposing:

Matter: [Motion for Relief from Stay ; and Memorandum of Points and Authorities in Support Thereof Filed by U.S. Bank N.A. as Legal Title Trustee for Truman 2013 SC4 Title Trust](#)

2

9:30 AM **15-31003** Evangeline Gabriel Santos
Ch 13
Trustee: Burchard

Moving: Mark D. Estle

Opposing:

Matter: [Restored Motion for Relief from Stay Filed by Structured Asset Mortgage Investments II Inc., Bear Stearns ARM Trust, Mortgage Pass-Through Certificates, Series 2006-2, U.S. Bank National Association, as Trustee](#)

3

9:30 AM **16-30769** David Bradford Colclough, Jr.
Ch 11

Moving: Mark D. Estle

Opposing:

Matter: **Motion for Relief from Stay (In Rem) Filed by Wells Fargo Bank, N.A.**

4

OFFF CALENDAR / DISMISSED

9:30 AM **14-30887** Grace C Raqueno
Ch 13

Trustee: Burchard

Moving: Merdaud Jafarnia

Opposing:

Matter: **Amended Motion for Relief from Automatic Stay Filed by U.S. Bank National Association, as Trustee for Residential Funding Mortgage Securities I, Inc., Mortgage Pass-Through Certificates, Series 2005-SA4, its assignees and/or successors, by and through its**

5

10:00 AM **15-30063** Ben Wilson and
Ch 11 Suzanne Wight Wilson

Moving: Minnie Loo

Opposing:

Matter: **United States Trustee's Motion to Convert Case to Chapter 7 Under 11 U.S.C. Section 1112(b)**

6

10:00 AM **15-30063** Ben Wilson and
Ch 11 Suzanne Wight Wilson

Moving: Wade S. Church

Opposing:

Matter: **Hearing on Amended Chapter 11 Plan Filed by Ben Wilson**

7

10:00 AM **16-30887** Sterling Debaroto Inc
Ch 11

Moving:

Opposing:

Matter: **Order to Show Cause**

8

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

**Honorable Dennis Montali
Friday, August 26, 2016**

Current as of 8/26/2016 at 9:56 AM

San Francisco Courtroom 17

**U.S. Bankruptcy Court
450 Golden Gate Ave. 16th Floor
San Francisco, CA 94102**

9:30 AM **11-33313** AMC Doors & Windows, Inc.
Ch 11

Moving: William F. McLaughlin
Opposing:

Matter: **Amended First and Final Application for Compensation Filed by Counsel for Debtor**

1

9:30 AM **15-30915** Ark Toy Company
Ch 7
Trustee: Wirum

Moving: Aron M. Oliner
Opposing:

Matter: **Hearing on Trustee's Final Report and Application(s) for Compensation by 1) Andrea Wirum 2) Duane Morris 3) Kokjer Pierotti**

2

9:30 AM **16-30063** Yellow Cab Cooperative, Inc.
Ch 11

Moving: John D. Fiero
Opposing:

Matter: **Motion by the Official Committee of Unsecured Creditors for Authority to Further Investigate, Commence, Prosecute and Settle Litigation on Behalf of Bankruptcy Estate Against (I) Taxi Property Company, LLC and its Subsidiaries and Affiliates, (II) Member Medallion Holders, and (III) Directors and Officers of the Debtor**

3

9:30 AM **16-30063** Yellow Cab Cooperative, Inc.
Ch 11

Moving: Iain A. Macdonald
Opposing:

Matter: **Motion for Appointment of Member-Drivers' Committee**

4

9:30 AM **16-30206** Michelle B. Valdez
Ch 7
Trustee: Wirum

Moving: Andrea A. Wirum

Opposing:

Matter: [Hearing on Trustee's Final Report and Fee Application by Andrea Wirum](#)

5

10:00 AM **15-03079** Tong v. Baker

† Ch 11

15-30275 Millard W Tong

Moving: Lawrence A. Jacobson

Opposing:

Matter: [Status Conference.](#)

6

10:00 AM **15-03082** Tong v. Bisi

† Ch 11

15-30275 Millard W Tong

Moving: Lawrence A. Jacobson

Opposing:

Matter: [Status Conference.](#)

7

10:00 AM **15-03083** Tong v. Engineered Soil Repairs, Inc.

† Ch 11

15-30275 Millard W Tong

Moving: Lawrence A. Jacobson

Opposing:

Matter: [Status Conference.](#)

8

10:00 AM **15-30275** Millard W Tong

Ch 11

Moving: David J. Cook

Opposing:

Matter: [Motion to Convert Case to Chapter 7 Filed by LUKE BISI AND Status Conference](#)

9

10:00 AM **15-30275** Millard W Tong

Ch 11

Moving:

Opposing:

Matter: [Status Conference.](#)

10

10:00 AM **15-30275** Millard W Tong
Ch 11

Moving: Matthew P. James
Opposing:

Matter: **Motion for Relief from Stay Filed by 330 Esplanade, LLC**

11

CONTINUED

10:00 AM **16-03042** Wirum v. Eubanks
† Ch 7
15-31059 Andrea Ann Eubanks

Moving: Charles P. Maher
Opposing:

Matter: **Motion for Summary Judgment AND Status Conference**

12

10:00 AM **16-30296** Blue Earth, Inc.
Ch 11

Moving: Debra I. Grassgreen
Opposing:

Matter: **Motion of Blue Earth, Inc. to Approve Settlement with Robert C. Potts**

13

OFF CALENDAR

11:00 AM **15-30371** Niles Sats Tanakatsubo
Ch 11

Moving:
Opposing:

Matter: **Status Conference.**

14

11:00 AM **15-03016** Clinton et al v. Turbin
† Ch 7
14-11648 Kelly Patrick David Turbin and Megan Dewitt Clinton

Moving: David N. Chandler
Opposing:

Matter: **Motion To Enforce Settlement Agreement**

15

1:30 PM **15-03050** Yee v. Deutsche Bank Trust Company Americas et al
† Ch 11
09-33269 Gregory Yee

Moving: Lewis Phon

Opposing:

Matter: **Status Conference.**

16

CON'T TO 9/9/16 AT 10:00 AM

1:30 PM **16-03067** Fitzpatrick et al v. O'Dwyer
† Ch 11
11-33215 William Charles Fitzpatrick and Petra Armbrust Fitzpatrick

Moving: Iain A. Macdonald

Opposing:

Matter: **Status Conference.**

17

CON'T TO 9/30/16 AT 1:30 PM

1:30 PM **15-05034** Contreras v. Internal Revenue Service
† Ch 7
11-58290 Mary H. Contreras

Moving:

Opposing:

Matter: **Status Conference.**

18

1:30 PM **14-30177** Ann McFarland Draper
Ch 13
Trustee: Burchard

Moving:

Opposing:

Matter: **Status Conference re Objection to Claim of FTB**

19

CON'T TO 9/16/16 AT 11:00 AM

1:30 PM **16-03046** Kasolas v. Contreras
† Ch 11
14-30725 Hashfast Technologies LLC

Moving: Ashley McDow

Opposing:

Matter: **Status Conference.**

20

1:30 PM **16-03047** Kasolas v. Digi-Key Corporation
† Ch 11
14-30725 Hashfast Technologies LLC
Moving: Ashley McDow
Opposing:
Matter: Status Conference. 21

1:30 PM **16-03049** Kasolas v. Bishop
† Ch 11
14-30725 Hashfast Technologies LLC
Moving: Ashley McDow
Opposing:
Matter: Status Conference. 22

1:30 PM **16-03051** Kasolas v. Hessenflow
† Ch 11
14-30725 Hashfast Technologies LLC
Moving: Ashley McDow
Opposing:
Matter: Status Conference. 23

1:30 PM **16-03052** Kasolas v. Woodward
† Ch 11
14-30725 Hashfast Technologies LLC
Moving: Ashley McDow
Opposing:
Matter: Status Conference. 24

1:30 PM **16-03055** Kasolas v. Package Science Services LLC
† Ch 11
14-30725 Hashfast Technologies LLC
Moving: Ashley McDow
Opposing:
Matter: Status Conference. 25

1:30 PM **16-03056** Kasolas v. DeCastro
† Ch 11
14-30725 Hashfast Technologies LLC
Moving: Ashley McDow
Opposing:
Matter: Status Conference. 26

ALIAS SUMMONS ISSUED FOR 10/21/16 AT 1:30 PM

1:30 PM **16-03013** Sugarman v. Metamining, Inc.
† Ch 11
14-31652 Metawise Group, Inc.
Moving: Christopher D. Sullivan
Opposing:

27

Matter: [Status Conference](#)

1:30 PM **16-03016** Sugarman v. Barnette Energy, LLC
† Ch 11
14-31652 Metawise Group, Inc.
Moving: Christopher D. Sullivan
Opposing:

28

Matter: [Status Conference](#)

1:30 PM **16-03017** Sugarman v. Metamining Nevada, Inc.
† Ch 11
14-31652 Metawise Group, Inc.
Moving: Christopher D. Sullivan
Opposing:

29

Matter: [Status Conference](#)

1:30 PM **16-03031** Sugarman v. Spiro Mining, LLC
† Ch 11
14-31652 Metawise Group, Inc.
Moving: Gregory A. Rougeau
Opposing:

30

Matter: [Status Conference.](#)

1:30 PM **16-03061** Hoskins v. Sinclair et al
† Ch 7
15-30513 Architecture for Humanity
Moving: John H. MacConaghy
Opposing:

31

Matter: [Status Conference.](#)

CON'T TO 9/30/16 AT 1:30 PM

1:30 PM **16-03028** Hoskins v. Tennant et al
† Ch 7
15-31037 Philip D Tennant
Moving: Michael C. Fallon
Opposing:

32

Matter: [Status Conference.](#)

1:30 PM **16-03045** Rdio, Inc. v. Sony Music Entertainment
† Ch 11
15-31430 Rdio, Inc.

Moving: Philip A. Gasteier

Opposing:

Matter: **Status Conference.**

33

CON'T TO 10/21/16 AT 1:30 PM

1:30 PM **16-03015** Hernandez et al v. Guajardo
† Ch 11
15-31452 Debra Marie Guajardo

Moving: Frederick D. Holden

Opposing:

Matter: **Status Conference**

34

TO BE CON'T TO 9/30/16 AT 1:30 PM

1:30 PM **16-03062** 910 La Senda, LLC v. U.S. Bank National Association, successor trustee
† Ch 11
16-30163 910 La Senda, LLC

Moving: Regina J. McClendon

Opposing:

Matter: **Status Conference.**

35

OFF CALENDAR

2:30 PM **15-03077** Transportation Insurance Company v. Cady
† Ch 7
15-30642 Thomas Abraham Cady

Moving:

Opposing:

Matter: **Telephone Conference re Discovery Dispute**

36