

Courtroom: 3099

Courtroom Deputy: Anna Rosales

Court Recorder:

Law Clerk: Laurent Chen

**SEE ATTACHED CHAPTER 13
UNCONTESTED/CONTESTED
CONFIRMATION**

UNCONTESTED CALENDAR – CONFIRMED ADVANCED PER SOLUTION

JUDGE JOHNSON – February 24, 2015 at 9:55 a.m.

**With respect to the following cases, objections were filed and subsequently withdrawn;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

The following cases shall be **CONFIRMED**:

1. KEITH CROCE & APRIL LOVECROCE ATTY – BOONE
13-54230 SLJ

2. STEPHEN & ROSALIE ROMERO ATTY – BOONE
14-50087 SLJ

3. JAY ATANGAN ATTY – WHITMAN & CARDOSI
14-51863 SLJ

4. CORAZON V DELGADO ATTY – GUTCHINOV
14-54915 SLJ

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 earlier hearing 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 – February 24, 2015 at 9:55 a.m.

The following cases shall be **CONFIRMED**:

- | | |
|--|----------------------|
| 5. RONILO MAGRIBAY &
DANILET FANDINO
14-5-5021 SLJ | ATTY – GOLD & HAMMES |
| 6. KIMBERLY & SARAH LUCERO
14-5-5033 SLJ | ATTY – BOONE |
| 7. ESTER IMPERIAL
14-5-5095 SLJ | ATTY – BOONE |

**INITIAL CONFIRMATION CALENDAR FOR POST BANKRUPTCY REFORM ACT CASES
WITH OUTSTANDING OBJECTIONS**

JUDGE JOHNSON – February 24, 2015 at 9:55 a.m.

From: 341 MEETING OF CREDITORS, February 9, 2015

TO BE PLACED ON TRUSTEE’S PENDING LIST:

- | | |
|---|---|
| 8. LANY LIN
14-5-3510 SLJ | ATTY – TRAPP
OBJECTION BY – TRUSTEE |
| 9. HADLEY & MADELEINE JOHNSONS
14-5-5017 SLJ | ATTY – MEHR
OBJECTION BY – TRUSTEE & LOS ALAMOS
NATIONAL BANK |
| 10. ERLINDA BERNAL
14-5-5026 SLJ | ATTY – SAGARIA
OBJECTION BY – TRUSTEE |
| 11. PHUNG LU
14-5-5031 SLJ | ATTY – PRO SE
OBJECTION BY – TRUSTEE |
| 12. DAVID & MARGIE PRIETO
14-5-5035 SLJ | ATTY – BOONE
OBJECTION BY - TRUSTEE |
| 13. JOSEPH & ANA MORLA
14-5-5052 SLJ | ATTY – BOONE
OBJECTION BY – WELLS FARGO BANK |
| 14. STEVEN & CECILIA ASHLEY
14-5-5054 SLJ | ATTY – GREENE
OBJECTION BY - TRUSTEE |
| 15. MELTAM ISAAC & JOLIANA CHAMAKY
14-5-5069 SLJ | ATTY – FULLER
OBJECTION BY – TRUSTEE |
| 16. KERRY FULCHER
14-5-5070 SLJ | ATTY – EVANS
OBJECTION BY – TRUSTEE |

17. BRADLEY & SHARON HARTUNG
14-5-5097 SLJ

ATTY – HENSHAW
OBJECTION BY – TRUSTEE &
DR. AARON HINDE

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

Honorable Stephen L. Johnson

Tuesday, February 24, 2015

Current as of 2/19/2015 at 9:25 AM

San Jose Courtroom 3099

U.S. Courthouse and Federal Bldg.

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

10:00 AM **13-54350** Robert S. Tosto

Ch 7

Trustee: Richardson

Moving: Arnold L. Graff

Opposing:

Debtor or Plaintiff Attorney: W. Kirk Moore

Matter: [Motion for Relief from Stay RS #MEL-005, Filed by The Bank of New York Mellon \(46\)](#)

1

10:00 AM **14-54501** Rosalie Viola Valoff

Ch 7

Trustee: Bowyer

Moving: Vincent V. Frounjian

Opposing:

Debtor or Plaintiff Attorney: David S. Henshaw

Matter: [Motion for Relief from Stay RS #VVF-5, Filed by American Honda Finance Corporation \(13\)](#)

2

10:00 AM **15-50344** Shannon Grant

Ch 7

Trustee: Poonja

Moving: Mary Ellmann Tang

Opposing:

Debtor or Plaintiff Attorney: ProSe / None

Matter: [Motion for Relief from Stay real property commonly referred to as 339 East Hazel Street, #3, Inglewood, CA 90302 RS #MET-865, Filed by Elena Bove \(10\)](#)

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

Honorable Stephen L. Johnson

Tuesday, February 24, 2015

Current as of 2/19/2015 at 9:26 AM

San Jose Courtroom 3099

U.S. Courthouse and Federal Bldg.

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

10:30 AM **10-55640** Juan A Betancourt and
Ch 13 Consuelo Betancourt
Trustee: Derham-Burk

Moving: Christina J. O

Opposing:

Debtor or Plaintiff Attorney: Saman Taherian

Matter: [Motion for Relief from Stay RS #CJO-415, Filed by Bank of America, N.A. \(54\)](#)

1

10:30 AM **11-52422** Shahin Zonoobi
Ch 13
Trustee: Derham-Burk

Moving: Megan E. Lees

Opposing:

Debtor or Plaintiff Attorney: Lars T. Fuller

Matter: [Motion for Relief from Stay RS #MEL-006, Filed by Wells Fargo Bank, NA \(20\)](#)

2

10:30 AM **12-59124** Carmen Herrera Candelaria
Ch 13
Trustee: Derham-Burk

Moving: Jonathan J. Damen

Opposing:

Debtor or Plaintiff Attorney: Christopher Jon Jackson

Matter: [Motion for Relief from Stay RS #JJD-1706, Filed by Bank Of America, N.A. \(30\)](#)

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***Stipulated APO submitted 2/13**

Comment (cont fr 1/27)

10:30 AM **13-52451** David Lespron Esquivel
Ch 13
Trustee: Derham-Burk

Moving: Michael M. Wintringer

Opposing:

Debtor or Plaintiff Attorney: Lars T. Fuller

4

Matter: [Motion for Relief from Stay RS #MMW-005, Filed by MOAD LLC, a California Limited Liability Company \(42\)](#)

10:30 AM **14-51642** Samuel S. Rodriguez
Ch 13
Trustee: Derham-Burk

Moving: Daniel K. Fujimoto

Opposing:

Debtor or Plaintiff Attorney: James S.K. Shulman

5

Matter: [Motion for Relief from Stay RS #ASW-2662, Filed by U.S. Bank N.A. \(20\)](#)

Comment (fr 1/6, 1/27)

10:30 AM **14-51872** George Francis Mahoney, III and
Ch 13 Janice Marie Mahoney
Trustee: Derham-Burk

Moving: Jennifer C. Wong

Opposing:

Debtor or Plaintiff Attorney: Scott J. Sagaria

6

Matter: [Motion for Relief from Stay RS #JCW-10042, Filed by CitiMortgage, Inc. \(32\)](#)

Comment (fr 1/6,1/27)

10:30 AM **14-53152** Carlos Antonio Vargas, Jr. and
Ch 13 Alejandra Esther Gutierrez
Trustee: Derham-Burk

Moving: Jennifer C. Wong

Opposing:

Debtor or Plaintiff Attorney: Stanley Phan

7

Matter: [Motion for Relief from Stay RS #JCW-10025, Filed by Wells Fargo Bank, N.A. \(29\)](#)

10:30 AM **14-53298** Karen Y Kirby
Ch 13
Trustee: Derham-Burk

Moving: Megan E. Lees

Opposing:

Debtor or Plaintiff Attorney: Michael K. Mehr

8

Matter: [Motion for Relief from Stay RS #MEL-007, Filed by Wells Fargo Bank, N.A. \(25\)](#)

10:30 AM **14-54525** Karen Huang
Ch 13
Trustee: Derham-Burk
Moving: Diane V. Weifenbach
Opposing:
Debtor or Plaintiff Attorney: Kayla Grant

9

Matter: **Motion for Relief from Stay and Co-Debtor Stay re: Real Property at 2433 Santiago Street, San Francisco, CA RS #DVW-1, Filed by U.S. Bank, N.A. (32)**

10:30 AM **14-54584** Richard Alan Pierce
Ch 13
Trustee: Derham-Burk
Moving: Austin P. Nagel
Opposing:
Debtor or Plaintiff Attorney: Norma L. Hammes

10

Matter: **Motion for Relief from Stay RS #APN-2615, Filed by BMW Bank of North America (60)**

10:30 AM **15-50048** Michael Patrick Campbell and
Ch 13 Claudine Sarkis-Campbell
Trustee: Derham-Burk
Moving: Marguerite C. Stricklin
Opposing:
Debtor or Plaintiff Attorney: Robert L. Goldstein

11

Matter: **Motion for Relief from Stay RS #MCS-1, Filed by State Board Of Equalization (20)**

10:30 AM **15-50245** Nick Patrick Satalino
Ch 13
Trustee: Derham-Burk
Moving:
Opposing: Steven B. Mains
Debtor or Plaintiff Attorney: Sidney C. Flores

12

Matter: **a) Motion to Extend Automatic Stay as to All Creditors Filed by Debtor (11)**
b) Opposition by Wells Fargo Bank, N.A.

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

**Honorable Stephen L. Johnson
Wednesday, February 25, 2015**

Current as of 2/13/2015 at 10:50 AM

San Jose Courtroom 3099

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

1:30 PM **12-58338** Dam T. Phan and
Ch 7 Hue M. Trinh
Trustee: Poonja

Moving: Gregg S. Kleiner

Opposing:

Matter: **a) Notice of Hearing on Trustee's Final Account (Poonja) & Application for Compensation for Fees: \$625.00 & Reimbursement of Expenses: \$67.01**

b) First & Final Application for Compensation for Fees: \$3,513.00 & Reimbursement of Expenses: \$53.13 by McKenna Long & Aldridge, LLP, Counsel to Trustee (41)

1:30 PM **13-54588** Rebecca Ann Honig
Ch 7
Trustee: Poonja

Moving: Gregg S. Kleiner

Opposing:

Matter: **a) Notice of Hearing on Trustee's Final Account (Poonja) & Application for Compensation for Fees: \$5,536.63 & Reimbursement of Expenses: \$99.39**

b) First & Final Application for Compensation for Fees: \$2,594.00 & Reimbursement of Expenses: \$14.66 by McKenna Long & Aldridge, LLP, Counsel to Trustee (22)

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

**Honorable Stephen L. Johnson
Wednesday, February 25, 2015**

Current as of 2/19/2015 at 8:10 AM

San Jose Courtroom 3099

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

2:00 PM **14-51518** Susan Mary Fox

Ch 7

Trustee: Richardson

Moving: Stanley A. Zlotoff

Opposing: John S. Wesolowski

Matter: **a) Motion to Reconsider Order of Conversion Filed by Debtor (61)**

b) Opposition by United States Trustee

***Stipulated order submitted to continue to 3/11/15 at 2:00 p.m.**

2:00 PM **14-54150** Kenneth David Gonzales

Ch 11

Moving: William J. Healy

Opposing:

Matter: **Motion to Dismiss Case Filed by Debtor (42)**

Comment ***Continued Status Conference scheduled for 3/5/15 at 10:00 a.m.**

2:00 PM **15-50238** Alfonso Avila Sanchez

Ch 7

Trustee: Kaelin

Moving: Nikhil Bhatnagar

Opposing:

Matter: **Order (1) Denying Debtor's Application for Waiver of the Chapter 7 Filing Fee and (2) Requiring Debtor to Appear In Person and Show Cause Why this Case should not be Dismissed with Prejudice (8)**

2:00 PM 15-50420

Ramon Chavarria

Ch 7

Trustee: Kaelin

Moving: Ramon Chavarria

Opposing:

Matter: **Order to Show Cause Re: Dismissal and Setting Hearing on Application for Waiver of Filing Fee**
(6)

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

**Honorable Stephen L. Johnson
Wednesday, February 25, 2015**

Current as of 2/19/2015 at 8:25 AM

San Jose Courtroom 3099

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

3:30 PM **14-55048** Candice Lee Smith
Ch 7
Trustee: Poonja

Moving:

Opposing:

Debtor or Plaintiff Attorney: W. Kirk Moore

Matter: **Hearing Regarding Reaffirmation Agreement by Bank of the West (8)**

1

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

Honorable Stephen L. Johnson

Thursday, February 26, 2015

Current as of 2/19/2015 at 9:09 AM

San Jose Courtroom 3099

U.S. Courthouse and Federal Bldg.

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

2:00 PM **14-05135** Woolf, Jr et al v. United States Department of Education et al et al

† Ch 7

14-53437

Stephen Bradford Woolf, Jr. and Dena Marie Woolf

Moving: Stephen Woolf Jr

Opposing:

Matter: **Telephonic Case Management RE: Complaint to Determine Dischargeability of Debt Pursuant to 11 U.S.C. 523(a)(8)**

Atty for Pl - Pro Per (604) 798-4060

Atty for Def ECMC - Miriam Hiser (415) 345-9234

***Answer filed 1/23/15**

Comment ***Summons Stale**

2:00 PM **15-05002** Remmel v. Avalonbay Communities, Inc.

† Ch 7

14-54462

Renee Dawn Remmel

Moving: Matthew D. Metzger

Opposing:

Matter: **Telephonic Case Management RE: Complaint Seeking to Set Aside Preference**

Atty for Pl - Matthew Metzger (415) 513- 5980

2:00 PM **15-05001** Efthymiou v. Michael

† Ch 13

14-54605

William Michael

Moving: John F. Mounier Jr.

Opposing:

Matter: **Telephonic Case Management RE: Complaint to Determine Nondischargeability of Debt Under 11 U.S.C. §523(a)(2)(A), §523(a)(4) and §523(a)(19)(A)**

Atty for Pl - Cheryl Rouse (415) 575-9444

Atty for Def - Cathay Ericksen (408) 287-7717

***Answer fld 2/5/15**

Thursday, February 26, 2015

† indicates associated main case data

Page 1

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2:00 PM **14-05136** Yee v. US Department of Education Chela et al
† Ch 7
14-54638 Rebecca Lynn-Yee

Moving:
Opposing:

Matter: Telephonic Case Management RE: Complaint to Determine Dischargeability of Student Loans

Atty for PI - Pro Per

Atty for American Education Services - Miriam Hiser (408) 345-9234

***Summons not served**

2:00 PM **14-05137** Yee v. US Income Tax et al
† Ch 7
14-54638 Rebecca Lynn-Yee

Moving:
Opposing:

Matter: Telephonic Case Management RE: Complaint to Determine Dischargeability of Taxes

Atty for PI - Pro Per

***Summons not served**

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

**Honorable Stephen L. Johnson
Thursday, February 26, 2015**

Current as of 2/19/2015 at 9:16 AM

San Jose Courtroom 3099

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

2:30 PM **12-05180** Doe et al v. McLaughlin
† Ch 13
12-53708 Andrew McLaughlin

Moving:
Opposing:

Matter: Telephonic Case Management RE: Complaint for Damages and FOR JURY TRIAL

Atty for Pl - Todd Emanuel (650) 369-8900

Atty for Def - Pro Per

Comment (cont fr 11/29, 1/31, 12/12, 10/30/14) *Parties liquidating claim in state court

2:30 PM **14-05046** Post Confirmation Committee v. Narvid Scott LLP
† Ch 11
13-53054 A&C Health Care Services, Inc.

Moving:
Opposing:

Matter: Telephonic Case Management RE: Complaint for: (1) Avoidance and Recovery of Preferential Transfers; (2) Avoidance and Recovery of Unauthorized Post Petition Transfers; (3) Accounting and Turnover; (4) Damages for Willful Violation of the Automatic Stay; (5) Objection to Claim No. 128; (6) Attorneys' Fees

Atty for Pl - Alan Stomel (707) 377-4097

Att for Def - Andrew Goodman (818) 382-6200

***Answer fld 6/4/14**

Comment (fr 7/10, 10/30) *MSJ heard on 12/3 under submission

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2:30 PM 14-05062 Trevino v. Hunnicutt
† Ch 7
13-56589 Daniel Joseph Hunnicutt

Moving:
Opposing:

Matter: Telephonic Case Management RE: Amended Complaint to Determine Dischargeability of Debt §§521(a)(1), 523(a)(6), 523(c)

Atty for Pl - Gina Beltramo (650) 592-5400

Atty for Def - Cathay Erickson (408) 287-7717
***Answer fld 12/19/14**

Comment (fr 9/25, 11/13) *Docket states 727 action, main case discharged & closed 4/8/14, complaint filed 4/11/14;

2:30 PM 14-05120 Rathe v. Page, II
† Ch 7
14-53417 James M Page II

Moving:
Opposing:

Matter: Telephonic Case Management RE: Complaint to Determine Dischargeability of Debt Pursuant to 11 U.S.C. §523(a)(5); 11 U.S.C. § 523(a)(6); 11 U.S.C. §523(a)(15) and for Declaratory Relief

Atty for Pl- Brian M. Kandel (831) 427-5136

Atty for Def - Michael Mehr (831) 425-5757
***Answer fld 11/26/14**

Comment (fr 1/29)

2:30 PM 14-05112 Radzikowski v. Parkview Edge Properties, LLC et al
† Ch 13
14-53764 Edward Stanley Radikowski

Moving:
Opposing:

Matter: Telephonic Case Management RE: Complaint for Wrongful Foreclosure; Cancellation of Trustee's Deed Upon Sale; Negligence; Restitution; Violation of the Automatic Stay; And For Injunctive Relief

Atty for Pl - Michael Stone (831) 713-5773

Atty for Def Parkview - David Poitras (310) 201-3571

***Amended complaint to be fld by 1/23, response 2/20**

***PARTIES FLD STIPULATED JNT STMT 1/23 STATING CASE SETTLED - NO ORDER
UPLOADED OR VOLUNTARY DISMISSAL FILED**

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