

HONORABLE STEPHEN JOHNSON, CALENDAR FOR TUESDAY, JANUARY 27, 2015, AT 9:55 A.M.

Courtroom: 3099

Courtroom Deputy: Anna Rosales

Court Recorder:

Law Clerk: Laurent Chen

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

UNCONTESTED CALENDAR – CONFIRMATION ADVANCED PER RESOLUTION

JUDGE JOHNSON – January 27, 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**With respect to the following cases, objections were filed and subsequently withdrawn;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. BEN TALEBI &
SHIRIN AGHAMOHAMMADDABAGH
13-5-4537 SLJ
ATTY - BOONE
2. RAYMOND & IRENE GARCIA
13-5-4708 SLJ
ATTY – CENTRAL COAST BANKRUPTCY
3. JOSEPH GARZA
13-5-4917 SLJ
ATTY – EVANS
4. LEE ZERTUCHE
13-5-6082 SLJ
ATTY – SAGARIA
5. ZAHIR QUDDUS
14-5-0119 SLJ
ATTY – HENSHAW
6. LESLIE VASQUEZ
14-5-0507 SLJ
ATTY – MORAN
7. JERRY & JUDITH GARCIA
14-5-1030 SLJ
ATTY – MOORE
8. JOSE & GISELA NAVA
14-5-1976 SLJ
ATTY – SABARATNAM
9. JAY & CHRISTINE EVES
14-5-2765 SLJ
ATTY – ATTORNEY DEBT RELIEF

10. VERONICA ECHEVERRIA
14-5-3972 SLJ

ATTY – CENTRAL COAST BANKRUPTCY

11. JOHN MCGEHEE
14-5-4117 SLJ

ATTY – MOORE

12. RAFAEL DAVILA
14-5-4524 SLJ

ATTY – MEHR

Renewed Trustee's Objection to Confirmation filed. Case to remain on TPL.

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 – January 27, 2015 at 9:55 a.m.

The following cases shall be **CONFIRMED**:

13. ROLANDO FLORES 14-5-4649 SLJ	ATTY – SHULMAN
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14. JENNIFER PULLIAM 14-5-4673 SLJ	ATTY – MOORE
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15. STEVEN MATTOS 14-5-4676 SLJ	ATTY – MOORE
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16. DAVE GEMPIS 14-5-4709 SLJ	ATTY – SHULMAN
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17. FRESIA BASCONCELLO 14-5-4752 SLJ	ATTY – SAGARIA
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18. VAN SALUD 14-5-4764 SLJ	ATTY – MAYDANIK
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**INITIAL CONFIRMATION CALENDAR FOR POST BANKRUPTCY REFORM ACT CASES
WITH OUTSTANDING OBJECTIONS**

JUDGE JOHNSON – January 27, 2015 at 9:55 a.m.

From: 341 MEETING OF CREDITORS, January 5, 9, & 14, 2015

TO BE PLACED ON TRUSTEE’S PENDING LIST:

- | | |
|--|--|
| 19. CORY NAROG
14-5-3945 SLJ | ATTY – NICHANI
OBJECTION BY – TRUSTEE & JPMORGAN
CHASE |
| 20. GREGORIO TREJO
14-5-4624 SLJ | ATTY – BOONE
OBJECTION BY – TRUSTEE |
| 21. JENNIFER HARRIS
14-5-4692 SLJ | ATTY – SAGARIA
OBJECTION BY – TRUSTEE & SANTANDER |
| 22. RONALD & JANICE AUSTIN
14-5-4698 SLJ | ATTY – SILVEIRA
OBJECTION BY – TRUSTEE |
| 23. GABRIEL & STELLA PALACIO
14-5-4705 SLJ | ATTY – BOONE
OBJECTION BY – TRUSTEE |
| 24. JOHN FONT & NANCY TOPF
14-5-4716 SLJ | ATTY – BOONE
OBJECTION BY – TRUSTEE & WELLS
FARGO |
| 25. GABRIELA GONZALEZ-SOTO
14-5-4741 SLJ | ATTY – CENTRAL COAST BANKRUPTCY
OBJECTION BY – TRUSTEE |
| 26. CANDICE HEWITT
14-5-4755 SLJ | ATTY – MOHER
OBJECTION BY – TRUSTEE |
| 27. SHALOMAH & POLLY WILLIAMS
14-5-4757 SLJ | ATTY – MAYDANIK
OBJECTION BY – TRUSTEE |

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

Honorable Stephen L. Johnson

Tuesday, January 27, 2015

Current as of 1/22/2015 at 3:06 PM

San Jose Courtroom 3099

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

10:00 AM **14-54640** Sonia Chavez Garcia

Ch 7

Trustee: Hjelmset

Moving: Daniel K. Fujimoto

Opposing:

Debtor or Plaintiff Attorney: Elias Portales

Matter: **Motion for Relief from Stay RS #ASW-2670, Filed by Bank of America, N.A. (9)**

1

10:00 AM **14-54872** Ursulo Cruz

Ch 7

Trustee: Poonja

Moving: Kevin A. Harris

Opposing:

Debtor or Plaintiff Attorney: ProSe / None

Matter: **Motion for Relief from Stay, and for Request for the court to retain jurisdiction of the case Filed by Vanka Land, Inc. (9)**

2

***Dismissed & Closed 12/29/14**

10:00 AM **14-55004** Alfonso Avila Sanchez

Ch 7

Trustee: Bowyer

Moving: Jennifer Muse

Opposing:

Debtor or Plaintiff Attorney: Nikhil Bhatnagar

Matter: **Motion for Relief from Stay RS #AMC-1, Filed by Central Mortgage Company (11)**

3

***Dismissed & Closed 1/5/15**

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

Honorable Stephen L. Johnson

Tuesday, January 27, 2015

Current as of 1/22/2015 at 3:06 PM

San Jose Courtroom 3099

U.S. Courthouse and Federal Bldg.

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

10:30 AM **11-57506** Vanessa Roth
Ch 13
Trustee: Derham-Burk
Moving: Marlene Fong
Opposing:
Debtor or Plaintiff Attorney: James S.K. Shulman

Matter: **Motion for Relief from Co-Debtor Stay As to Non-Filing Co-Debtor Viola Pena Filed by Blossom Hill Homes Association (17)**

***Statement on Non-Opposition filed by Debtor 1/8/15**

10:30 AM **12-58984** Robert Randy Sanchez
Ch 13
Trustee: Derham-Burk
Moving: Christina J. O
Opposing:
Debtor or Plaintiff Attorney: Merrill E. Zimmershead

Matter: **Motion for Relief from Stay RS #CJO-380, Filed by Green Tree Servicing LLC (20)**

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)**

1

2

3

10:30 AM **13-50874** Corey Richard Crochiere and
Ch 13 Emi Crochiere
Trustee: Derham-Burk

Moving: Michael R. Gonzales

Opposing:

Debtor or Plaintiff Attorney: Norma L. Hammes

4

Matter: **a) Motion for Relief from Stay RS #MRG-215, Filed by Capital One Auto Finance a division of Capital One, N.A. (53)**

b) Opposition filed by Debtors

Comment (fr 1/6)

10:30 AM **13-51671** James Blank and
Ch 13 Greliza Blank
Trustee: Derham-Burk

Moving: Jonathan Cahill

Opposing:

Debtor or Plaintiff Attorney: Lars T. Fuller

5

Matter: **Motion for Relief from Stay RS #JCC-94, Filed by Wells Fargo Bank, N.A. (36)**

10:30 AM **13-55411** Shawn Lynette Hegarty
Ch 13
Trustee: Derham-Burk

Moving: Austin P. Nagel

Opposing:

Debtor or Plaintiff Attorney: Michael K. Mehr

6

Matter: **Motion for Relief from Stay RS #APN-2587 Against Debtor and Against A Nonfiling Co-Debtor Filed by Camp Capitola Homeowners Association (44)**

10:30 AM **14-50496** Ronald G. Arthur and
Ch 13 Brenda Arthur
Trustee: Derham-Burk

Moving: Bonni S. Mantovani

Opposing:

Debtor or Plaintiff Attorney: Cathay Fulton Ericksen

7

Matter: **a) Motion for Relief from Automatic Stay And In Rem Relief RS #LSR 817 Filed by Random Properties Acquisitions Corp. III (42)**

b) Opposition filed by Debtors (45)

Comment (fr 12/16)

10:30 AM **14-50499** Martin Flores
Ch 13
Trustee: Derham-Burk

Moving: Brian H. Tran
Opposing: Michael J. Yesk
Debtor or Plaintiff Attorney: Michael J. Yesk

Matter: [Amended Motion for Relief from Stay RS #BHT-310409, Filed by PHH Mortgage Corporation \(51\)](#)

8

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

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

Comment (fr 1/6)

9

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

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

Comment (fr 1/6)

10

10:30 AM **14-52498** Felipe V. Arellano
Ch 13
Trustee: Derham-Burk

Moving: Christina J. O
Opposing:
Debtor or Plaintiff Attorney: James S.K. Shulman

Matter: [Motion for Relief from Stay RS #CJO-382, Filed by Green Tree Servicing LLC \(19\)](#)

11

10:30 AM **14-53302** Raymond Juarez
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-004, Filed by U.S. Bank N.A. \(49\)](#)

12

10:30 AM **14-53798** Ray K. Lockett, Jr.
Ch 13
Trustee: Derham-Burk

Moving: Austin P. Nagel

Opposing:

Debtor or Plaintiff Attorney: Richard L. Jare

13

Matter: **Motion for Relief from Stay RS #APN-2590, Filed by Exeter Finance Corp. (30)**

10:30 AM **15-50018** Fernando Martinez
Ch 13
Trustee: Derham-Burk

Moving: Kirkman J. Hoffman

Opposing:

Debtor or Plaintiff Attorney: ProSe / None

14

Matter: **Motion for Relief from Stay re: 2559 MONTE LINDO CT., SAN JOSE, CA 95121 RS #1, Filed by JONATHAN SUN (6)**

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

**Honorable Stephen L. Johnson
Wednesday, January 28, 2015**

Current as of 1/22/2015 at 3:09 PM

San Jose Courtroom 3099

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

1:30 PM **11-50936** Ronnie A Lindo and
Ch 7 Janice L Lindo
Trustee: Richardson

Moving: Charles P. Maher

Opposing:

Matter: a) **Notice of Hearing on Trustee's Final Account (John W. Richardson) & Application for Compensation for Fees: \$4,241.92 & Reimbursement of Expenses: \$104.02**

b) **First & Final Application for Compensation for Fees: \$4,428.00 & Reimbursement of Expenses: \$79.46 by McKenna Long & Aldridge, LLP, Counsel to Trustee (92)**

c) **Application for Compensation for Fees: \$1,358.00 & Reimbursement of Expenses: \$110.90 by Kokjer, Pierotti, Maiocco & Duck, Accountant to Trustee (102)**

1:30 PM **12-50072** Timothy McAdams
Ch 7
Trustee: Poonja

Moving: Diana D. Herman

Opposing:

Matter: a) **Notice of Hearing on Trustee's Final Account (Mohamed Poonja) & Application for Compensation for Fees: Proposed \$26,382.27 & Reimbursement of Expenses: \$254.28 (Total requested \$46,614.09 & \$449.28)**

b) **First & Final Application for Compensation for Fees: Proposed \$1,870.66 & Reimbursement of Expenses: \$37.08 by McKenna Long & Aldridge, LLP, Counsel to Trustee (92) (Total requested \$47,477.00 & \$1,655.70)**

Comment b) **Granted per Order 12/16/13 (doc #107)**

1:30 PM **13-56069** Antonio Luna-Moran
Ch 7
Trustee: Richardson

Moving: John W. Richardson

Opposing:

Matter: **Notice of Hearing on Trustee's Final Account (John W. Richardson) & Application for Compensation for Fees: \$1,350.00 & Reimbursement of Expenses: \$59.84**

Wednesday, January 28, 2015

† indicates associated main case data

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

Honorable Stephen L. Johnson

Wednesday, January 28, 2015

Current as of 1/22/2015 at 3:11 PM

U.S. Courthouse and Federal Bldg.

280 S 1st Street

San Jose, CA 95113

San Jose Courtroom 3099

2:00 PM **14-54249** Richard V. Gillis and
Ch 7 Ellyce Hoeger
Trustee: Richardson

Moving: Henry B. Niles III

Opposing:

Matter: **Motion to Avoid Judicial Lien Against Residential Real Property held by Bill D. Uber & Virginia R. Uber Filed by Debtor (9)**

1

2:00 PM **14-54947** Thomas Richard McInnis
Ch 11

Moving: Catherine Schломann Robertson

Opposing:

Matter: **a) Motion to Dismiss Case with 1-Year Re-Filing Bar Filed by Seabeach HOA (6)**

b) Amended Order to Show Cause Re: Dismissal With 2-Year Bar to Refiling (28)

Comment *Status Conference 3/5/15

2

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

**Honorable Stephen L. Johnson
Wednesday, January 28, 2015**

Current as of 1/22/2015 at 3:11 PM

San Jose Courtroom 3099

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

3:30 PM **14-54349** Kathleena Renee Rivera
Ch 7
Trustee: Barris

Moving:

Opposing:

Debtor or Plaintiff Attorney: Stephen H. Kim

Matter: [Hearing Regarding Reaffirmation Agreement filed by TD Auto Finance LLC \(13\)](#)

1

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

Honorable Stephen L. Johnson

Thursday, January 29, 2015

Current as of 1/22/2015 at 3:12 PM

San Jose Courtroom 3099

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

2:00 PM **14-05106** Signor v. Guttadauro

† Ch 13

10-63343

Carol A. Signor

Moving: Vinod Nichani

Opposing:

Matter: [Telephonic Case Management RE: Complaint For Injunctive Relief](#)

[Atty for Pl - Vinod Nichani \(408\) 290-6174](#)

[*Summons not served](#)

2:00 PM **14-05125** Miller v. Castaneda

† Ch 7

14-53372

Gloria Castaneda

Moving:

Opposing:

Matter: [Telephonic Case Management RE: Complaint For 1\) Order Denying Discharge to Debtor \(11 U.S.C. §727\) 2\) Order Voiding Fraudulent Transfer](#)

[Atty for Pl - Jeffrey Mentzos \(206\) 787-2615](#)

[Atty for Def - Pro Per](#)

[*Answer filed 12/15/14](#)

1

2

2:00 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**

3

2:00 PM 14-05102 Jarvis et al v. U.S. Bank National Association
† Ch 13
14-53678 William S. Jarvis

Moving:
Opposing:

Matter: Telephonic Case Management RE: Complaint For Declaratory Relief, Quiet Title, to Avoid and Strip Judicial Lien, to Determine the Validity, Extent or Priority of Liens, and for Partition

Atty for Pl - Patric Kelly (408) 341-0234

4

2:00 PM 14-05131 Cutlip v. Deutsche Bank National Trustee Company
† Ch 13
14-54409 Chikako K Cutlip

Moving: Chikako K. Cutlip
Opposing:

Matter: Telephonic Case Management RE: Complaint and Objection to Proof of Claim

Atty for Pl - Pro Se

Atty for Def - Robert Norman (949) 679-1111

Comment *Motion to Dismiss noticed for 2/2/15

5

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

Honorable Stephen L. Johnson

Thursday, January 29, 2015

Current as of 1/22/2015 at 3:13 PM

San Jose Courtroom 3099

U.S. Courthouse and Federal Bldg.

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

2:30 PM **14-05076** Country Club Villa Shopping Center, LLC v. Lopez et al

† Ch 7

14-51759

Ricky Lopez and Ana Ruiz

Moving:

Opposing:

Matter: Telephonic Case Management RE: Complaint to Deny Discharge §727(a)(2), (4), and (5)

Atty for Pl - Craig C. van Keulen (408) 779-7991

Atty for Def - Shawn Parr (408) 267-4500

***Answer filed 8/27/14**

Comment (fr 10/30)

2:30 PM **14-05096** Barris v. Anderson

† Ch 7

14-51923

Nancy Herrera

Moving:

Opposing:

Matter: Telephonic Case Management RE: Complaint to: (1) Avoid Fraudulent Transfer of Personal Property; (2) Avoid Preferential Transfer of Personal Property; And (3) to Determine Liability for Avoided Transfer

Atty for Pl - Mariam Marshall (510) 835-8359

Atty for Def - Pro Per (831) 596-0224

Comment (fr 11/13)

1

2