

HONORABLE STEPHEN JOHNSON, CALENDAR FOR TUESDAY, NOVEMBER 24, 2015, AT 9:55A .M.

Courtroom: 3099

Courtroom Deputy: Tanya Bracegirdle

Court Recorder: Monica Tartaglia

Law Clerk: Laurent Chen

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

UNCONTESTED CALENDAR – CONFIRMATION ADVANCED PER RESOLUTION

JUDGE JOHNSON – November 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**With respect to the following cases, objections were filed and subsequently withdrawn;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. JESSICA GOMEZ
15-5-0955 SLJ | ATTY – BOONE |
| 2. BILLY GARCIA
15-5-1570 SLJ | ATTY – PRICE LAW GROUP |
| 3. BEVERLY CRANFORD
15-5-2701 SLJ | ATTY – CENTRAL COAST |

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 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 – November 24, 2015 at 9:55 a.m.

The following cases shall be **CONFIRMED**:

4. JOHN CASTILLO
15-5-3056 SLJ

ATTY – CENTRAL COAST

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

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

From: 341 MEETING OF CREDITORS, November 9, 2015

TO BE PLACED ON TRUSTEE'S PENDING LIST:

- | | |
|-----------------------------------------|----------------------------------------------------|
| 5. DOAN NINH
15-5-3004 SLJ | ATTY – TRAN
OBJECTION BY – TRUSTEE |
| 6. TIM & DENISE NEWSOM
15-5-3036 SLJ | ATTY – HENSHAW
OBJECTION BY – TRUSTEE & US BANK |
| 7. GWENDOLYN TODD
15-5-3045 SLJ | ATTY – BOONE
OBJECTION BY – TRUSTEE |
| 8. KIRK AVUGWI
15-5-3060 SLJ | ATTY – PRO SE
OBJECTION BY - TRUSTEE |
| 9. YUAN YUAN
15-5-3082 SLJ | ATTY – RENDLER
OBJECTION BY - TRUSTEE |

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

Honorable Stephen L. Johnson

Tuesday, November 24, 2015

Current as of 11/20/2015 at 1:37 PM

San Jose Courtroom 3099

U.S. Courthouse and Federal Bldg.

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

10:00 AM **12-51940** Patricia De Luca

Ch 7

Trustee: Poonja

Moving: Jennifer C. Wong

Opposing:

Debtor or Plaintiff Attorney: Theresia C. Sandhu

Matter: [Motion for Relief from Stay RS #JCW-10189, Filed by U.S. Bank NA. \(328\)](#)

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10:00 AM **15-51434** Eric Susewitz and

Ch 7

Brandi Susewitz

Trustee: Poonja

Moving: Austin P. Nagel

Opposing:

Debtor or Plaintiff Attorney: Robert L. Goldstein

Matter: [Motion for Relief from Stay RS #APN-2780, Filed by Wells Fargo Bank, N.A. \(17\)](#)

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10:00 AM **15-52768** Surinder K. Saini

Ch 7

Trustee: Bowyer

Moving: Darlene C. Vigil

Opposing:

Debtor or Plaintiff Attorney: Ronald Z. Berki

Matter: [Motion for Relief from Stay RS #EAT-1569, Filed by Bank of America, N.A. \(11\)](#)

3

10:00 AM **15-53025** Ericson V. Morales and

Ch 7

Maria Delores Morales

Trustee: Kaelin

Moving: Halie Leonard

Opposing:

Debtor or Plaintiff Attorney: Charles B. Greene

Matter: [Motion for Relief from Stay RS #LSR-1038, Filed by The Bank of New York Mellon \(8\)](#)

Comment (fr 11/10)

4

10:00 AM **15-53118**

Georgia Brown-Kyes

Ch 7

Trustee: Hjelmeset

Moving: Michael W. Malter

Opposing:

Debtor or Plaintiff Attorney: ProSe / None

Matter: **Motion for Relief from Stay RS #MWM-248, Filed by Vizcaya Homeowners Association (14)**

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

**Honorable Stephen L. Johnson
Tuesday, November 24, 2015**

Current as of 11/20/2015 at 1:42 PM

San Jose Courtroom 3099

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

10:30 AM **11-56773** Gonzalo Castillo Fernandez and
Ch 13 Maria C Gomez De Fernandez
Trustee: Derham-Burk

Moving: Megan E. Lees

Opposing:

Debtor or Plaintiff Attorney: Jason Vogelpohl

Matter: **Motion for Relief from Stay RS #MEL-029, Filed by Bank of New York (54)**

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10:30 AM **11-59988** Ralph Theodule and
Ch 13 Deborah L. Theodule
Trustee: Derham-Burk

Moving: Megan E. Lees

Opposing:

Debtor or Plaintiff Attorney: Susan D. Silveira

Matter: **a) Motion for Relief from Stay RS #ALG - 156, Filed by WILMINGTON SAVINGS FUND SOCIETY, FSB (72)**

b) Opposition by Debtor (77)

Comment (fr 9/1, 10/13)

2

10:30 AM **12-54558** German Magadia
Ch 13
Trustee: Derham-Burk

Moving: Megan E. Lees

Opposing:

Debtor or Plaintiff Attorney: David Anh Trinh

Matter: **Motion for Relief from Stay RS #MEL-23, Filed by WILMINGTON SAVINGS FUND SOCIETY, FSB, (43)**

***Off calendar per Stipulated APO 11/15/15**

Comment (fr 10/13)

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10:30 AM **14-50428** Shun Remon Tillman and
Ch 13 Irene Celeste Tillman
Trustee: Derham-Burk

Moving: Mark D. Estle

Opposing:

Debtor or Plaintiff Attorney: Norma L. Hammes

Matter: [Motion for Relief from Stay RS #MDE-1599, Filed by Toyota Motor Credit Corp \(49\)](#)

4

10:30 AM **15-52465** Sharon Favinger
Ch 13
Trustee: Derham-Burk

Moving: Mark D. Estle

Opposing:

Debtor or Plaintiff Attorney: ProSe / None

Matter: [Motion for Relief from Stay RS #MDE-1601 & from Co-Debtor Stay Filed by CIT Bank NA \(38\)](#)

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10:30 AM **15-53382** Erlinda Ponce Cabebe
Ch 13
Trustee: Derham-Burk

Moving: David A. Boone

Opposing:

Debtor or Plaintiff Attorney: David A. Boone

Matter: [Motion to Extend Automatic Stay As to All Creditors Filed by Debtor \(14\)](#)

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10:30 AM **15-53506** Jorge Huerta
Ch 13
Trustee: Derham-Burk

Moving: David Anh Trinh

Opposing:

Debtor or Plaintiff Attorney: ProSe / None

Matter: [Motion for Relief from Stay RS #DAT009, Filed by Derrick Dang \(8\)](#)

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10:30 AM **15-53510** Daniel Edward Jackson and
Ch 13 Christine Carol Jackson
Trustee: Derham-Burk

Moving: Norma L. Hammes

Opposing:

Debtor or Plaintiff Attorney: Norma L. Hammes

Matter: [Motion to Extend Automatic Stay Filed by Debtor \(7\)](#)

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

Honorable Stephen L. Johnson

Tuesday, November 24, 2015

Current as of 11/20/2015 at 1:46 PM

San Jose Courtroom 3099

U.S. Courthouse and Federal Bldg.

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

1:30 PM **15-05102** JLL Consultants, Inc. v. Rowan Management Control Advisors, Inc.

† Ch 11

13-53893

Mi Pueblo San Jose, Inc.

Moving: William J. Healy

Opposing: Eric D. Goldberg

Matter: **Motion to Dismiss, For More Definitive Statement, And to Strike Filed by Defendants (5)**

***OFF CALENDAR PER STIPULATED DISMISSAL 11/19/15**

Comment (fr 9/22, 10/20) *CMC scheduled for 1/28/16 at 2:30pm

1:30 PM **15-05076** AquaLegacy Development, LLC v. 2012 Canrow Owner, LLC et al

† Ch 11

14-50279

AquaLegacy Development, LLC

Moving: Eric C. Schaffer

Opposing: Gavin E. Kogan

Matter: **a) Motion to Dismiss First Amended Complaint for Failure to State A Claim Filed by Defendants, 2012 Canrow Owner, LLC and Medallion Servicing, LLC (24)**

b) Opposition by Plaintiff (28)

c) Case Management RE: First Amended Complaint For Breach of Written Contract; Alternatively, For Specific Performance; and for Promissory Estoppel (22) (fr 11/12)

1:30 PM **15-05065** Logitech, Inc. v. Susewitz et al

† Ch 7

15-51434

Eric Susewitz and Brandi Susewitz

Moving: Matthew D. Metzger

Opposing: Stephen R. Pappas

Matter: **a) Motion to Dismiss First Amended Complaint Filed by Defendants (25)**

b) Opposition by Plaintiff (27)

Comment *CMC scheduled for 1/28/16 at 2:30 p.m.

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