

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

**Honorable Stephen L. Johnson**

**Monday, December 7, 2015**

*Current as of 12/4/2015 at 10:35 AM*

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**San Jose Courtroom 3099**

**U.S. Courthouse and Federal Bldg.**

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

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1:00 PM **15-52770** BioVessel Technologies USA, Inc.  
Ch 7

**Moving:** Wendy W. Smith

**Opposing:** J. Barrett Marum

**Matter:** (3 hours)

**a) Trial re Involuntary Petition Filed by Bruce Shuman Consulting, JDMT, Inc., Fabritec Precision, Inc., Lawrence Vieyra Consulting, Kris McMillen, Thoits Law APC (1)**

**b) Amended Joinder by Kris McMillen (33)**

**c) Amended Joinder by Thoits Law APC (34)**

**Comment** \*Debtor's Answer filed 9/23/15

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HONORABLE STEPHEN JOHNSON, CALENDAR FOR TUESDAY, DECEMBER 8, 2015, AT 9:55 A.M.

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Courtroom: 3099

Courtroom Deputy: Kristine Du

Court Recorder:

Law Clerk: Laurent Chen

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

SLJ 12/8/15 AT 9:55 A.M.

**UNCONTESTED CALENDAR – CONFIRMATION ADVANCED PER RESOLUTION**

**JUDGE JOHNSON – December 8, 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**With respect to the following cases, objections were filed and subsequently withdrawn;  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. LANY LIN<br>14-5-3510 SLJ                  | ATTY – TRAPP         |
| 2. ALEX & MARIA CELIS<br>15-5-2173 SLJ        | ATTY – CENTRAL COAST |
| 3. EUGENE & MITCHELL COLLINS<br>15-5-2289 SLJ | ATTY – BOONE         |

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 – December 8, 2015 at 9:55 a.m.**

The following cases shall be **CONFIRMED**:

- |   |              |
|---|--------------|
| 4. DANIELLA SALCEDO<br>15-5-3165 SLJ                                    | ATTY – BOONE |
| 5. KRISTEN LEAVITT<br>15-5-3198 SLJ                                     | ATTY – BOONE |
| 6. MARLYN BENAVENTE<br>15-5-3204 SLJ                                    | ATTY – BOONE |
| **Case to be placed on TPL. Trustee to file objection to confirmation** |              |
| 7. WHITNEY BRUNST<br>15-5-3208 SLJ                                      | ATTY – BOONE |

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

**JUDGE JOHNSON – December 8, 2015 at 9:55 a.m.**

From: 341 MEETING OF CREDITORS, November 23 & 25, 2011

**TO BE PLACED ON TRUSTEE'S PENDING LIST:**

- |  |  |
|--|--|
| 8. YVONNE HOWARD-WILLIAMS<br>15-5-3174 SLJ | ATTY – HONAKER<br>OBJECTION BY -TRUSTEE                      |
| 9. TIFFANY TRAN<br>15-5-3177 SLJ           | ATTY – PHAN LAW<br>OBJECTION BY – TRUSTEE                    |
| 10. JAMIE REDMOND<br>15-5-3184 SLJ         | ATTY – PRO SE<br>OBJECTION BY - TRUSTEE                      |
| 11. SHEILA MARTINEZ<br>15-5-3194 SLJ       | ATTY – MOORE<br>OBJECTION BY – TRUSTEE & WELLS FARGO<br>BANK |
| 12. JUAN ORTEGA<br>15-5-3235 SLJ           | ATTY – HENWOOD<br>OBJECTION BY – TRUSTEE                     |
| 13. HAROLD LEWIS<br>15-5-3236 SLJ          | ATTY – MORAN LAW<br>OBJECTION BY – TRUSTEE                   |

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

**Honorable Stephen L. Johnson**

**Tuesday, December 8, 2015**

*Current as of 12/7/2015 at 8:52 AM*

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**San Jose Courtroom 3099**

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

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10:00 AM **15-50981** Evergreen Financial Group, L.P.  
Ch 11

**Moving:** Brian L. Holman

**Opposing:**

**Debtor or Plaintiff Attorney:** Jason Vogelpohl

**Matter:** a) **Motion for Relief from Stay RS #BLH-001, Filed by City National Bank, N.A. (64)**

**b) Opposition by Debtor (69)**

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10:00 AM **15-52768** Surinder K. Saini  
Ch 7

Trustee: Bowyer

**Moving:** James L. Pagano

**Opposing:**

**Debtor or Plaintiff Attorney:** Ronald Z. Berki

**Matter:** **Motion for Relief from Stay RS #P&K-001, Filed by Yashna Asnani (14)**

**\*Discharged Entered 11/24/15, Case closed 11/25/15**

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10:00 AM **15-53457** Daniel David Radcliffe and  
Ch 7 Cleopatra Pauline Radcliffe

Trustee: Poonja

**Moving:** Austin P. Nagel

**Opposing:**

**Debtor or Plaintiff Attorney:** W. Kirk Moore

**Matter:** **Motion for Relief from Stay RS #APN-2786, Filed by Cab West, LLC (11)**

**\*Statement of Non Opposition filed by Debtor 11/18/15**

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

**Honorable Stephen L. Johnson**

**Tuesday, December 8, 2015**

*Current as of 12/4/2015 at 10:42 AM*

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**San Jose Courtroom 3099**

**U.S. Courthouse and Federal Bldg.**

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

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10:30 AM **13-54468** Catherine Morris

Ch 13

Trustee: Derham-Burk

**Moving:** Austin P. Nagel

**Opposing:**

**Debtor or Plaintiff Attorney:** Brette L. Evans

**Matter:** [Motion for Relief from Stay RS #MDE-1608, Filed by Toyota Motor Credit Corporation \(45\)](#)

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10:30 AM **15-51239** Te Phat Tu and

Ch 13

May Tu

Trustee: Derham-Burk

**Moving:** Halie Leonard

**Opposing:**

**Debtor or Plaintiff Attorney:** Victoria Maydanik

**Matter:** [Motion for Relief from Stay RS #LSR 1058, Filed by U.S. Bank N.A., et al \(34\)](#)

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10:30 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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**Comment** (fr 11/24)

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10:30 AM **15-52125** Michael David Long  
Ch 13  
Trustee: Derham-Burk

**Moving:** Christina J. O

**Opposing:**

**Debtor or Plaintiff Attorney:** ProSe / None

**Matter:** a) **Motion for Relief from Stay for property at 2225 Spencer Court, Santa Cruz, CA 95062 RS #CJO-567, Filed by Ditech Financial LLC (31)**

**b) Objection by Debtor (35)**

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10:30 AM **15-52675** Dung N. Do  
Ch 13  
Trustee: Derham-Burk

**Moving:** Brian H. Tran

**Opposing:**

**Debtor or Plaintiff Attorney:** Marc Voisenat

**Matter:** **Motion for Relief from Stay (Real Property) regarding Property located at 6522 Clifford Drive, Cupertino, California 95014 RS #BHT-1518, Filed by The Bank of New York Mellon (32)**

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10:30 AM **15-52783** Connie Elizabeth Contreras  
Ch 13  
Trustee: Derham-Burk

**Moving:** Marisol A. Nagata

**Opposing:**

**Debtor or Plaintiff Attorney:** Kristy A. Hernandez

**Matter:** **Motion for Relief from Stay RS #EAT-1574, Filed by U.S. Bank N.A. (24)**

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

**Honorable Stephen L. Johnson  
Wednesday, December 9, 2015**

*Current as of 12/4/2015 at 10:45 AM*

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**San Jose Courtroom 3099**

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

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1:30 PM **12-58016** Tom Tung Cao and  
Ch 7 Kim Thu Vu  
Trustee: Hjelmeset

**Moving:** Mariam S. Marshall

**Opposing:**

**Debtor or Plaintiff Attorney:** Theresia C. Sandhu

**Matter:** a) **Notice of Hearing on Trustee's Final Account (Fred Hjelmeset) & Application for Compensation for Fees: \$3,250.00 & Reimbursement of Expenses: \$1.96**

b) **First & Final Application for Compensation for Fees: \$7,320.00 & Reimbursement of Expenses: \$271.18 by Marshall & Ramos, LLP, Counsel to Trustee (34)**

c) **Application for Compensation for Fees: \$1,809.00 & Reimbursement of Expenses: \$134.92 by Kokjer, Pierotti, Maiocco & Duck LLP, Accountant to Trustee (33)**

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1:30 PM **12-58929** Gary Anthony Sunseri and  
Ch 7 Tonia Eileen Sunseri  
Trustee: Barris

**Moving:** Barry Milgrom

**Opposing:**

**Debtor or Plaintiff Attorney:** ProSe / None

**Matter:** a) **Notice of Hearing on Trustee's Final Account (Audrey Barris) & Application for Compensation for Fees: \$3,453.55 & Reimbursement of Expenses: \$87.15**

b) **First & Final Application for Compensation for Fees: \$6,100.00 & Reimbursement of Expenses: \$0.00 by Dentons US LLP, Counsel to Trustee (55)**

c) **Final Application for Compensation for Fees: \$4,544.08 & Reimbursement of Expenses: \$1,230.07 by Lubin Olson & Niewiadomski LLP, Special Counsel to Trustee (47)**

d) **First & Final Application for Compensation for Fees: \$4,850.00 & Reimbursement of Expenses: \$0.00 by Gabrielson & Company, Accountant to Trustee (51)**

**Comment** \*Counsel for trustee on phone standby

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1:30 PM 14-52094  
Ch 11

Joseph R Galas and  
Lori Jean Galas

**Moving:**

**Opposing:**

**Debtor or Plaintiff Attorney:** Simran Kaur Singh

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**Matter:** a) Amended Final Application for Compensation of Fees: \$28,407.50 & Reimbursement of Expenses: \$818.55 Filed by Law Office of Simran K. Singh (161)

b) Final Application for Compensation of Fees: \$5,000.00 Filed by Colliers International (157)

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

**Honorable Stephen L. Johnson  
Wednesday, December 9, 2015**

*Current as of 12/4/2015 at 10:47 AM*

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**San Jose Courtroom 3099**

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

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2:00 PM **10-55788** Pacific Metro, LLC  
Ch 7  
Trustee: Everett

**Moving:** J. Barrett Marum  
**Opposing:** David L. Neale

**Matter:** **a) Second Motion for Order Extending Deadline to Assume or Reject Executory Contracts Filed by Trustee, Kyle Everett (658)**

**b) Objection by Windermere Holdings, LLC and Art Brand Studios, LLC (660)**

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2:00 PM **13-51589** Technology Properties Limited LLC  
Ch 11

**Moving:** Robert A. Franklin  
**Opposing:** Robert G. Harris

**Matter:** **a) Motion For Order In Aid Of Implementation Of Plan Filed by Official Committee Of Unsecured Creditors (711)**

**b) Joinder by Patriot Scientific Corporation (715) Charles Hoge**

**c) Joinder by Charles H. Moore (717) Kenneth Prochnow**

**d) Opposition by Alliacense LLC (718) Michael St. James**

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2:00 PM **14-50354** Thuan-Vu Dinh Ho  
Ch 7  
Trustee: Bowyer

**Moving:** Marlene G. Weinstein  
**Opposing:**

**Matter:** **Motion for Order Authorizing Sale of Real Property, Subject to Overbid and Payment of Real Estate Commissions filed by Kari Bowyer, Trustee (56)**

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2:00 PM **15-52140** Gregory Francis Girardot  
Ch 7  
Trustee: Hjelmset  
**Moving:** David A. Boone  
**Opposing:**

**Matter:** **a) Motion to Avoid Lien and Expunge Judicial Liens on Residential Real Property Under 11 U.S.C. S522(f)(1) Filed by Debtor (22)**

**b) Opposition by Johnathan Neil & Aossicates, Inc. (27) Bruce Hatkoff**

**Comment** (fr 11/18)

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2:00 PM **15-52210** Eric Thomas Peters and  
Ch 11 Sherry Lynn Peters

**Moving:** Jason Vogelpohl  
**Opposing:**

**Matter:** **Motion to Allow Sale of Real Property Pursuant to 11 U.S.C. §363(f)(3) and Waiving FRPB 6004(h) Filed by Debtor (40)**

**\*Order shortening time**

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2:00 PM **15-53043** Alejandro C Casabar, Jr. and  
Ch 11 Caroline C Casabar

**Moving:** Nancy Weng  
**Opposing:** Julie M. Glosson

**Matter:** **a) Motion to Convert Chapter 11 Case to Chapter 7 Under 11 U.S.C. §1112(a) Filed by Debtor (20)**

**b) Status Conference (7) (fr 12/3)**

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2:00 PM **15-53219** Nano EDM, LLC  
Ch 7  
Trustee: Hjelmset

**Moving:** Gregg S. Kleiner  
**Opposing:** Rattan Dev S. Dhaliwal

**Matter:** **a) Motion for Order Authorizing Sale of Personal Property at Auction; Pay Auctioneer Commission and Costs; and Pay Certain Administrative Expenses to Landlord Filed by Trustee (34)**

**b) Motion for Order Authorizing Sale of Personal Property Free and Clear of Alleged Interest of Dionizy Slabolepszy Filed by Trustee (36)**

**c) Motion for Reconsideration (Order of 11/18/15) by Debtor (25)**

**\*Order shortening time**

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