

HONORABLE STEPHEN JOHNSON, CALENDAR FOR TUESDAY, NOV. 1, 2016, AT 9:55 A.M.

Courtroom: 3099

Courtroom Deputy: Tanya Bracegirdle

Court Recorder: Lupe Barron

Law Clerk: Laurent Chen

**SEE ATTACHED CHAPTER 13
UNCONTESTED AND CONTESTED
CONFIRMATION CALENDAR**

- | | |
|--|----------------------|
| 10. JORGE SANCHEZ
16-51255 SLJ | ATTY – GOLF & HAMMES |
| 11. BOBBY & JANETTE CATURA
16-51607 SLJ | ATTY – MAYDANIK |
| 12. LISSETT CARRASQUEL
16-51795 SLJ | ATTY – BOONE |
| 13. TRAVIS SOULIA
16-52118 SLJ | ATTY – BOONE |
| 14. ROSE BALANGATAN
16-52165 SLJ | ATTY – FULLER |
| 15. ESPERANZA ROCHA-AYALA
16-52204 SLJ | ATTY – CENTRAL COAST |
| 16. FRANK ENCISO
16-52304 SLJ | ATTY – SEABROOK |
| 17. CRIS GUEVARRA
16-52328 SLJ | ATTY – GOLD & HAMMES |

**INITIAL CONFIRMATION CALENDAR FOR CASES
WITH OUTSTANDING OBJECTIONS**

JUDGE JOHNSON, TUESDAY, NOVEMBER 1, 2016 at 11:00 a.m.

From: 341 Meetings of Creditors, October 12, 17& 19 2016

TO BE PLACED ON TRUSTEE'S PENDING LIST:

- | | |
|--|--|
| 18. MICHAEL WONG
16-52433 SLJ | ATTY – MLNARIK
OBJECTION BY – TRUSTEE |
| 19. JAMES & JOY BAYLER
16-52436 SLJ | ATTY – FULLER
OBJECTION BY - TRUSTEE |
| 20. DARLYNE VELASCO
16-52454 SLJ | ATTY – EVANS
OBJECTION BY – TRUSTEE |
| 21. BRIAN CABLE
16-52457 SLJ | ATTY – FULLER
OBJECTION BY – TRUSTEE & JEANINE
CABLE |
| 22. RONALD & MARJORIE LUNDBERG
16-52463 SLJ | ATTY – BROOKS
OBJECTION BY - TRUSTEE |
| 23. JOGINDER DHALIWAL
16-52473 SLJ | Dismissed 10/28/16
ATTY – ZLOTOFF
OBJECTION BY – TRUSTEE |
| 24. PETER SALAZAR JR
16-52476 SLJ | ATTY – MOHER
OBJECTION BY – TRUSTEE |
| 25. THEODORE HARTLEB
16-52482 SLJ | ATTY – BOONE
OBJECTION BY – TRUSTEE |
| 26. LORNA BUCHANAN
16-52485 SLJ | ATTY – BOONE
OBJECTION BY - TRUSTEE |

27. DANIELLA CASTILLO
16-52489 SLJ

ATTY – GOLD & HAMMES
OBJECTION BY – TRUSTEE
*****ADDL PROVISIONS IN PLAN*****

28. DANA & HEDY HENDERSON
16-52499 SLJ

ATTY – BOONE
OBJECTION BY – TRUSTEE

29. ALEJANDRO DE MIRANDA
16-52500 SLJ

ATTY – BOONE
OBJECTION BY – TRUSTEE

30. MARY FONG
16-52504 SLJ

ATTY – SEABROOK
OBJECTION BY – TRUSTEE & INTERO
REALTY, J.L REALTY & ZHENG TIAN

31. RODNEY CLORE
16-52506 SLJ

ATTY – CENTRAL COAST
OBJECTION BY – TRUSTEE

32. JOSEPH JOHNSON
16-52508 SLJ

ATTY – BULLOCK
OBJECTION BY - TRUSTEE

33. JORGE SOLIS
16-52510 SLJ

ATTY – ABDALLAH
OBJECTION BY – TRUSTEE

34. ROSHAN & NEMIA SHARMA
16-52521 SLJ

ATTY – SAGARIA
OBJECTION BY - TRUSTEE

35. ALAN & SHARON SHULMAN
16-52526 SLJ

ATTY – MOORE
OBJECTION BY – TRUSTEE

36. DAVID & KELLY DEROCHA
16-52530 SLJ

ATTY – MOORE
OBJECTION BY - TRUSTEE

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

Honorable Stephen L. Johnson

Tuesday, November 1, 2016

Current as of 10/31/2016 at 1:22 PM

San Jose Courtroom 3099

U.S. Courthouse and Federal Bldg.

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

10:00 AM **16-52378** Boom Limo LLC
Ch 11

Moving: Jonathan Cahill

Opposing:

Debtor or Plaintiff Attorney: John G. Downing

Matter: **Motion for Relief from Stay RS #JCC-214, Filed by Brenner Financial, Inc. (39)**

1

10:00 AM **16-52543** Carlos Humberto Velasquez
Ch 7
Trustee: Hjelmeset

Moving: Erin M. McCartney

Opposing:

Debtor or Plaintiff Attorney: Patricia M. Zerbini

Matter: **Motion for Relief from Stay 201 Gravatt Drive, Oakland, CA 94705 RS #EMM-16381, Filed by The Bank Of New York Mellon (7)**

2

***Statement of Non-Opposition filed by Debtor 10/28/16**

10:00 AM **16-52853** Bonicella V. Colet
Ch 11

Moving: W. Patrick Kelley Sr.

Opposing:

Debtor or Plaintiff Attorney: Lars T. Fuller

Matter: **Motion for Relief from Stay RS #WPK-002, Filed by Chris Toeppen et al (18)**

3

***CONT TO 11/4/16 AT 10:00 AM BEFORE JUDGE ELAINE HAMMOND IN COURTROOM 3020**

10:00 AM **16-52865** Brian Baker
Ch 7
Trustee: Kaelin
Moving: Sam Chandra
Opposing:
Debtor or Plaintiff Attorney: ProSe / None

Matter: **Motion for Relief from Stay RS #SC-01, Filed by Breckenridge Property Fund 2015, LLC (11)**
***Dismissed & Closed 10/21/16**

4

10:00 AM **16-52936** Shawn Christopher Blick
Ch 7
Trustee: Poonja
Moving: Christopher Pagonis Alexander
Opposing:
Debtor or Plaintiff Attorney: ProSe / None

Matter: **Motion for Relief from Stay for Property located at 99 Vista Montana #2421 San Jose, CA 95134
RS #CPA-004, Filed by Equity Residential Management, LLC (9)**
***Debtor filed Request for continuance 10/25/16, creditor filed opposition**

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

Honorable Stephen L. Johnson

Tuesday, November 1, 2016

Current as of 10/31/2016 at 1:20 PM

San Jose Courtroom 3099

U.S. Courthouse and Federal Bldg.

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

10:30 AM **11-55198** Pamela Jane Savage

Ch 13

Trustee: Derham-Burk

Moving: Gilbert R. Yabes

Opposing:

Debtor or Plaintiff Attorney: Ben E. Dupre

Matter: **a) Motion for Relief from Stay RS #GRY-103, Filed by WELLS FARGO BANK, N.A. (38)**

b) Opposition by Debtor (40)

10:30 AM **12-58404** Denon Stanley Smith and

Ch 13

Taunya Lorraine Harris-Smith

Trustee: Derham-Burk

Moving: Daniel K. Fujimoto

Opposing:

Debtor or Plaintiff Attorney: Brette L. Evans

Matter: **Motion for In Rem Relief from Stay RS #JCC-215, Filed by U.S. Bank NA (103)**

10:30 AM **12-59018** Danny Ramos Argonza and

Ch 13

Katherine Dalao

Trustee: Derham-Burk

Moving: Brian H. Tran

Opposing:

Debtor or Plaintiff Attorney: Michael W. Malter

Matter: **Motion for Relief from Stay (real property) 195 Smith Ranch Court, Los Gatos, California 95032
RS #EMM-10950, Filed by DEUTSCHE BANK NATIONAL TRUST COMPANY (54)**

***Cont. to 12/6/16 at 10:30 am pursuant to stipulated Order 10/31/16**

10:30 AM **12-59130** Todd William Anderson
Ch 13
Trustee: Derham-Burk

Moving: Joshua Scheer

Opposing:

Debtor or Plaintiff Attorney: Lars T. Fuller

Matter: **Motion for Relief from Stay and Co-Debtor Stay RS #RDW-737 Filed by Technology Credit Union (61)**

4

10:30 AM **13-53416** Jenny Le Diep and
Ch 13 Steven H. Khuu
Trustee: Derham-Burk

Moving: Erin M. McCartney

Opposing:

Debtor or Plaintiff Attorney: Cathay Fulton Ericksen

Matter: **Motion for Relief from Stay re: Real Property Located at 1424 Stone Creek Drive, San Jose, California 95132 RS #EMM-16730, Filed by Wilmington Savings Fund Society (63)**

5

***Off calendar pursuant to APO 10/19/16**

Comment (fr 9/6, 10/4)

10:30 AM **14-53339** Douglas John Payne
Ch 13
Trustee: Derham-Burk

Moving: Darren J. Devlin

Opposing:

Debtor or Plaintiff Attorney: Andrew A. Moher

Matter: **Motion for Relief from Stay RS #DJD-001, Filed by Seterus, Inc.(62)**

6

***Cont. to 12/13/16 at 10:30 am pursuant to stipulated Order 10/31/16**

10:30 AM **15-50056** Omar Garaza Palapuz and
Ch 13 Jane Quilindrino Palapuz
Trustee: Derham-Burk

Moving: Christina J. O

Opposing:

Debtor or Plaintiff Attorney: W. Kirk Moore

Matter: **Motion for Relief from Stay RS #CJO-646, Filed by U.S. Bank Trust, N.A. (50)**

7

Comment (fr 10/4 pending APO)

10:30 AM **15-50239** Andres Cano and
Ch 13 Guadalupe Cano-Mendoza
Trustee: Derham-Burk
Moving: Nichole Glowin
Opposing:
Debtor or Plaintiff Attorney: David A. Boone

8

Matter: **Motion for Relief from Stay regarding property address: 138 Cherry Blossom Drive, Freedom, CA 95019 RS #NLG-1, Filed by Seterus, Inc. (41)**

10:30 AM **15-50361** Kathleen Ann Wesley
Ch 13
Trustee: Derham-Burk
Moving: Brandye N. Foreman
Opposing:
Debtor or Plaintiff Attorney: James Jingming Cai

9

Matter: **Motion for Relief from Stay RS #CJO-640, Filed by U.S. Bank Trust, N.A., as Trustee for LSF9 Master Participation Trust**

Comment (fr 10/4 pending APO)

10:30 AM **15-53308** Lynette Paradiso
Ch 13
Trustee: Derham-Burk
Moving: Gilbert R. Yabes
Opposing:
Debtor or Plaintiff Attorney: Gary Paul

10

Matter: **Motion for Relief from Stay and Co-Debtor Stay RS #GRY-107, Filed by Wilmington Savings Fund Society, FSB, (68)**

10:30 AM **15-53600** Dan Charles Dunn
Ch 13
Trustee: Derham-Burk
Moving: Erica Loftis
Opposing:
Debtor or Plaintiff Attorney: Brette L. Evans

11

Matter: **a) Motion for Relief from Stay RS #ETL-1564, Filed by U.S. Bank N.A. (47)**

b) Opposition filed by Debtor (53)

Comment (fr 8/16, 9/20, 10/11)

10:30 AM **16-51692** Bertha A. Fregoso
Ch 13
Trustee: Derham-Burk

Moving: Erica Loftis

Opposing:

Debtor or Plaintiff Attorney: David A. Boone

12

Matter: a) **Motion for In Rem Relief From Automatic Stay RS #ETL-1602, and from Co-Debtor Stay. Filed by Wells Fargo Bank, N.A. (26)**

b) **Opposition by Debtor (32)**

***Set per chambers for an oral ruling**

Comment (fr 10/11)

10:30 AM **16-52575** Yo Han Kim
Ch 13
Trustee: Derham-Burk

Moving: Sam Chandra

Opposing:

Debtor or Plaintiff Attorney: David James Trapp

13

Matter: a) **Motion for Relief from Stay RS #SC-01, Filed by Breckenridge Property Fund 2016, LLC (13)**

b) **Opposition by Debtor (23)**

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

Honorable Stephen L. Johnson

Tuesday, November 1, 2016

Current as of 10/28/2016 at 11:20 AM

U.S. Courthouse and Federal Bldg.

280 S 1st Street

San Jose, CA 95113

San Jose Courtroom 3099

1:00 PM **15-05137** Franklin v. Dinh

† Ch 7

15-52401

Hamilton Van Dinh

Moving: Mark Nguyen Franklin

Opposing: Stanley Phan

Matter: **Pre-Trial Hearing RE: Complaint Objecting to Discharge of Debt Under 11 U.S.C. § 727(a)92), (4) and (c)**

1

Comment **One day trial scheduled for 11/8/2016 at 9:00 AM**

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

Honorable Stephen L. Johnson

Wednesday, November 2, 2016

Current as of 10/28/2016 at 11:21 AM

San Jose Courtroom 3099

U.S. Courthouse and Federal Bldg.

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

1:30 PM **15-50553** AQH, LLC
Ch 11

Moving:

Opposing:

Debtor or Plaintiff Attorney: Reno F.R. Fernandez

Matter: **First & Final Application for Compensation of Fees: \$15,486.85 Filed by Baudler & Flanders, Former Accountants for Debtor (231)**

1

1:30 PM **15-51605** Lorenzo Cardenas
Ch 7
Trustee: Poonja

Moving:

Opposing:

Debtor or Plaintiff Attorney: ProSe / None

Matter: **a) Notice of Hearing on Trustee's Final Account (Mohamed Poonja) & Application for Compensation for Fees: \$2,101.85 & Reimbursement of Expenses: \$110.16**

b) Final Application for Compensation for Fees: \$9,675.00 & Reimbursement of Expenses: \$543.90 by Gordon & Rees LLP, Counsel to Trustee (57)

c) Application for Compensation for Fees: \$1,020.00 & Reimbursement of Expenses: \$67.57 by Kokjer, Pierotti, Maiocco & Duck LLP, Accountant to Trustee (56)

2

1:30 PM **15-53224** Lewis Plaster Service, Inc.
Ch 7
Trustee: Richardson

Moving:

Opposing:

Debtor or Plaintiff Attorney: Renee C. Mendoza

Matter: **a) Notice of Hearing on Trustee's Final Account (John W. Richardson) & Application for Compensation for Fees: \$3,791.23 & Reimbursement of Expenses: \$63.67**

b) Application for Compensation for Fees: \$3,234.50 & Reimbursement of Expenses: \$220.02 by Kokjer, Pierotti, Maiocco & Duck LLP, Accountant to Trustee (24)

3

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

**Honorable Stephen L. Johnson
Wednesday, November 2, 2016**

Current as of 10/28/2016 at 11:21 AM

San Jose Courtroom 3099

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

2:00 PM **13-53893** Mi Pueblo San Jose, Inc.
Ch 11

Moving: Michael C. Abel
Opposing:

Matter: **a) Corrected Application for Entry of Final Decree and Order Closing Case Filed by Debtor (1221)**

b) Objection filed by Richard H. Donckers (1243)

Comment (fr 8/10, 9/7, 10/12)

2:00 PM **16-52995** Vikram Sridhar
Ch 7
Trustee: Hjelmset

Moving: Vikram Sridhar
Opposing:

Matter: **Order to Show Cause Re: Dismissal and Setting Hearing on Application for Waiver of Filing Fee (4)**

2:00 PM **16-53022** Barbara Morales
Ch 7
Trustee: Bowyer

Moving:
Opposing:

Matter: **Order to Show Cause for Dismissal And Setting Hearing on Application for Waiver of Filing Fee (4)**

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

**Honorable Stephen L. Johnson
Wednesday, November 2, 2016**

Current as of 10/28/2016 at 11:22 AM

San Jose Courtroom 3099

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

3:30 PM **16-52399** Leslie Jean Mcintosh
Ch 7
Trustee: Richardson

Moving:

Opposing:

Debtor or Plaintiff Attorney: David A. Boone

Matter: [Hearing Regarding Reaffirmation Agreement filed by Creditor Nissan Motor Acceptance Corporation \(11\)](#)

1

3:30 PM **16-52576** James William Hull
Ch 7
Trustee: Bowyer

Moving:

Opposing:

Debtor or Plaintiff Attorney: David A. Boone

Matter: [Hearing Regarding Reaffirmation Agreement filed by Creditor Capital One Auto Finance \(10\)](#)

2

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

**Honorable Stephen L. Johnson
Thursday, November 3, 2016**

Current as of 10/28/2016 at 11:46 AM

San Jose Courtroom 3099

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

10:00 AM **15-50867** Michael Dewayne Richmond and
Ch 11 Yancie Marie Richmond

Moving: Charles B. Greene
Opposing:

Matter: [Status Conference \(6\) \(Last MOR 9/16\)](#)
Comment (fr 1/7, 3/3, 4/7, 5/5, 9/1)

1

10:00 AM **16-50906** Mountain Investments, LLC
Ch 11

Moving: Ralph P. Guenther
Opposing:

Matter: [Status Conference \(4\) \(Last MOR 9/16\)](#)
Comment (fr 5/5, 8/11)

2

10:00 AM **16-51592** Maria G. DeGraaf
Ch 11

Moving: Charles B. Greene
Opposing:

Matter: [Status Conference \(10\) \(Last MOR 7/16\)](#)
Comment (fr 8/11)

3

10:00 AM **16-52733** Robert Leonard Canipe
Ch 11

Moving: David A. Boone
Opposing:

Matter: [Status Conference \(6\) \(Last MOR 9/16\)](#)

4

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

**Honorable Stephen L. Johnson
Thursday, November 3, 2016**

Current as of 10/28/2016 at 11:47 AM

San Jose Courtroom 3099

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

1:30 PM **16-50855** Alicia Beard
Ch 11

Moving: Nam H. Le

Opposing:

Matter: **a) Hearing re Approval of Disclosure Statement Aspect of (Proposed) Combined Chapter 11 Plan of Reorganization & Disclosure Statement (October 20, 2016) Filed by Debtor (32)**

b) Status Conference (6) (Last MOR 7/16)

Comment (fr 10/6)

1

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

**Honorable Stephen L. Johnson
Thursday, November 3, 2016**

Current as of 11/1/2016 at 2:08 PM

San Jose Courtroom 3099

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

2:00 PM **15-05137** Franklin v. Dinh
† Ch 7
15-52401 Hamilton Van Dinh

Moving: Mark Nguyen Franklin

Opposing: Stanley Phan

Matter: **Pre-Trial Hearing RE: Complaint Objecting to Discharge of Debt Under 11 U.S.C. § 727(a)92), (4) and (c)**

Comment **One day trial scheduled for 11/8/2016 at 9:00 AM**

1