

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

Honorable Stephen L. Johnson

Thursday, May 19, 2016

Current as of 5/16/2016 at 3:22 PM

San Jose Courtroom 3099

U.S. Courthouse and Federal Bldg.

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

11:30 AM **15-52611** Johnson A. Aremu

Ch 13

Trustee: Derham-Burk

Moving: Devin L. Pace

Opposing:

Debtor or Plaintiff Attorney: Brette L. Evans

Matter: **a) Motion to Dismiss Case Pre-Confirmation Pursuant to 11 U.S.C. Sec. 1307(c) Filed by Devin Derham-Burk (27)**

b) Opposition by debtor (30)

Comment **Tentative Ruling: Court will impose deadline to confirm plan or case will be dismissed: July 21, 2016**

11:30 AM **15-52783** Connie Elizabeth Contreras

Ch 13

Trustee: Derham-Burk

Moving: Devin L. Pace

Opposing:

Debtor or Plaintiff Attorney: Kristy A. Hernandez

Matter: **a) Motion to Dismiss Case Pre-Confirmation Pursuant to 11 U.S.C. Sec. 1307(c) Filed by Devin Derham-Burk (31)**

b) Objection by debtor (37)

Comment **Tentative Ruling: Debtor must be current on plan payments by time of hearing. If current, court will impose deadline to confirm plan or case will be dismissed: July 21, 2016**

11:30 AM **15-52786** Rosavil Balancio Lagrimas
Ch 13
Trustee: Derham-Burk

Moving: Devin L. Pace

Opposing:

Debtor or Plaintiff Attorney: Stanley Phan

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Matter: **a) Motion to Dismiss Case Pre-Confirmation Pursuant to 11 U.S.C. Sec. 1307(c) Filed by Devin Derham-Burk (28)**

b) Objection by debtor (30)

Comment **Tentative Ruling: Court will impose deadline to confirm plan or case will be dismissed: July 21, 2016**

11:30 AM **15-52951** Lornita Madariaga Sagaysay
Ch 13
Trustee: Derham-Burk

Moving: Devin L. Pace

Opposing:

Debtor or Plaintiff Attorney: Stanley Phan

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Matter: **a) Motion to Dismiss Case Pre-Confirmation Pursuant to 11 U.S.C. Sec. 1307(c) Filed by Devin Derham-Burk (31)**

b) Objection by debtor (34)

Comment **Tentative Ruling: None of the documents referred to in the opposition have been filed. Case will be dismissed.**

11:30 AM **15-52958** Ana Maria Magana Pena
Ch 13
Trustee: Derham-Burk

Moving: Devin L. Pace

Opposing:

Debtor or Plaintiff Attorney: Stanley Phan

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Matter: **a) Motion to Dismiss Case Pre-Confirmation Pursuant to 11 U.S.C. Sec. 1307(c) Filed by Devin Derham-Burk (59)**

b) Objection by debtor (61)

Comment **Tentative Ruling: Court requires trustee's input on possibility of plan confirmation. Matter will be called.**

11:30 AM **15-52983** Gwendolyn Joyce Taitt-Relf
Ch 13
Trustee: Derham-Burk

Moving: Devin L. Pace

Opposing:

Debtor or Plaintiff Attorney: Paul Seabrook

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Matter: **a) Motion to Dismiss Case Pre-Confirmation Pursuant to 11 U.S.C. Sec. 1307(c) Filed by Devin Derham-Burk (31)**

b) Opposition by Debtor (34)

Comment **Tentative Ruling:**

11:30 AM **15-53057** Dominador Rinopa Nuval and
Ch 13 Saturnina Reyes Nuval
Trustee: Derham-Burk

Moving: Devin L. Pace

Opposing:

Debtor or Plaintiff Attorney: Jason Vogelpohl

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Matter: **a) Motion to Dismiss Case Pre-Confirmation Pursuant to 11 U.S.C. Sec. 1307(c) Filed by Devin Derham-Burk (22)**

b) Objection by debtors (24)

Comment **Tentative Ruling:** It appears debtors have abandoned the case. The court is inclined to dismiss it or to enter a very short deadline for confirmation.

11:30 AM **15-53060** Kirk P. Avugwi
Ch 13
Trustee: Derham-Burk

Moving: Devin L. Pace

Opposing:

Debtor or Plaintiff Attorney: David A. Boone

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Matter: **a) Motion to Dismiss Case Pre-Confirmation Pursuant to 11 U.S.C. Sec. 1307(c) Filed by Devin Derham-Burk (59)**

b) Opposition by Debtor (62)

Comment **Tentative Ruling:** Court will impose deadline to confirm plan or case will be dismissed: July 21, 2016

11:30 AM **15-53095** Jose Salvador Martinez, Jr. and
Ch 13 Lori Anne Martinez
Trustee: Derham-Burk

Moving: Devin L. Pace

Opposing:

Debtor or Plaintiff Attorney: Scott J. Sagaria

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Matter: **a) Motion to Dismiss Case Pre-Confirmation Pursuant to 11 U.S.C. Sec. 1307(c) Filed by Devin Derham-Burk (24)**

b) Opposition by debtors (26)

Comment **Tentative Ruling: The trustee has continually objected to the failure to supply tax returns for multiple years. If they remain incomplete, case cannot proceed. Court will impose deadline to confirm plan or case will be dismissed: July 21, 2016**

11:30 AM **15-53135** Daved Oscar Garza
Ch 13
Trustee: Derham-Burk

Moving: Devin L. Pace

Opposing:

Debtor or Plaintiff Attorney: W. Kirk Moore

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Matter: **a) Motion to Dismiss Case Pre-Confirmation Pursuant to 11 U.S.C. Sec. 1307(c) Filed by Devin Derham-Burk (21)**

b) Opposition by debtor (23)

Comment **Tentative Ruling: Court will impose deadline to confirm plan or case will be dismissed: August 18, 2016**
