

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

**Honorable Stephen L. Johnson**

**Thursday, May 23, 2019**

*Current as of 5/21/2019 at 4:17 PM*

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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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11:00 AM **18-52256** Habte John Haile and  
Ch 13 Eden Ghebrai  
Trustee: Derham-Burk

**Moving:** Devin L. Pace

**Opposing:**

**Debtor or Plaintiff Attorney:** David A. Boone

**Matter:** **Motion to Dismiss Case Pre-Confirmation Pursuant to 11 U.S.C. Sec. 1307(c) Filed by Devin Derham-Burk (41)**

**\*Opposition filed by Debtors (43)**

**Comment** **Tentative Ruling: Case will be dismissed. Counsel's fees will be approved under 11 USC § 330(a)(4)(B).**

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11:00 AM **18-52271** Jose W. Diaz and  
Ch 13 Claudia M. Flores  
Trustee: Derham-Burk

**Moving:** Devin L. Pace

**Opposing:**

**Debtor or Plaintiff Attorney:** Lars T. Fuller

**Matter:** **Motion to Dismiss Case Pre-Confirmation Pursuant to 11 U.S.C. Sec. 1307(c) Filed by Devin Derham-Burk (34)**

**\*Opposition filed by Debtors (36)**

**Comment** **Tentative Ruling: Matter will be called.**

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11:00 AM **18-52375** Peter Van Nguyen  
Ch 13  
Trustee: Derham-Burk  
**Moving:** Devin L. Pace  
**Opposing:**  
**Debtor or Plaintiff Attorney:** David A. Boone  
David (dw) Boone

**Matter:** **Motion to Dismiss Case Pre-Confirmation Pursuant to 11 U.S.C. Sec. 1307(c) Filed by Devin Derham-Burk (37)**

**\*Objection filed by Debtor (42)**

**Comment** **Tentative Ruling: Case will be dismissed if a plan is not confirmed by 7/18/2019**

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11:00 AM **18-52378** Genaro De La Torre, Sr  
Ch 13  
Trustee: Derham-Burk  
**Moving:** Devin L. Pace  
**Opposing:**  
**Debtor or Plaintiff Attorney:** Aaron Lipton

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

**\*Opposition filed by Debtor (33)**

**Comment** **Tentative Ruling: Case will be dismissed if plan is not confirmed by 7/18/2019.**

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11:00 AM **18-52400** Jessica Erika Rodriguez  
Ch 13  
Trustee: Derham-Burk  
**Moving:** Devin L. Pace  
**Opposing:**  
**Debtor or Plaintiff Attorney:** David A. Boone

**Matter:** **Motion to Dismiss Case Pre-Confirmation Pursuant to 11 U.S.C. Sec. 1307(c) Filed by Devin Derham-Burk (32)**

**\*Opposition filed by Debtor (34)**

**\*Motion withdrawn by Trustee on May 17, 2019 (46)**

**Comment** **Tentative Ruling: Withdrawn on 5/17. Matter dropped from calendar.**

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11:00 AM **18-52411** Kevin Javier Garcia and  
Ch 13 Ellisa Jessica Haines  
Trustee: Derham-Burk

**Moving:** Devin L. Pace

**Opposing:**

**Debtor or Plaintiff Attorney:** Jason Vogelpohl

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**Matter:** **Motion to Dismiss Case Pre-Confirmation Pursuant to 11 U.S.C. Sec. 1307(c) Filed by Devin Derham-Burk (29)**

**\*Opposition filed by Debtors (31)**

**Comment** **Tentative Ruling: Case will be dismissed. Debtors have not filed plan they referenced in 4/8/19 opposition and case is not making progress toward confirmation.**

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11:00 AM **18-52412** Gregory M. Johnson  
Ch 13  
Trustee: Derham-Burk

**Moving:** Devin Derham-Burk

**Opposing:**

**Debtor or Plaintiff Attorney:** Renee C. Mendoza  
Cathleen Cooper Moran

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**Matter:** **Motion to Dismiss Case Pre-conformation Filed by Devin Derham-Burk (33)**

**\*Opposition filed by Debtors (36)**

**Comment** **Tentative Ruling: Case will be dismissed if plan is not confirmed by 7/18/2019.**

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11:00 AM **18-52420** Olga Maria Lucio  
Ch 13  
Trustee: Derham-Burk

**Moving:** Devin L. Pace

**Opposing:**

**Debtor or Plaintiff Attorney:** Paul Seabrook

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**Matter:** **Motion to Dismiss Case Pre-Confirmation Pursuant to 11 U.S.C. Sec. 1307(c) Filed by Devin Derham-Burk (30)**

**\*Opposition filed by Debtor (34)**

**Comment** **Tentative Ruling: Case will be dismissed. Opposition (#34, 4/2/19) refers to amended plan but no such plan has been filed. Not making progress toward confirmation.**

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11:00 AM **18-52434** Sameh Mahmoud Hassouba  
Ch 13  
Trustee: Derham-Burk  
**Moving:** Devin L. Pace  
**Opposing:**  
**Debtor or Plaintiff Attorney:** David A. Boone  
David (dw) Boone

**Matter:** **Motion to Dismiss Case Pre-Confirmation Pursuant to 11 U.S.C. Sec. 1307(c) Filed by Devin Derham-Burk (42)**

**\*Opposition filed by Debtor (44)**

**Comment** **Tentative Ruling: Case will be dismissed if plan is not confirmed by 7/18/2019.**

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11:00 AM **18-52451** Charles Marion LeQuieu, II  
Ch 13  
Trustee: Derham-Burk  
**Moving:** Devin L. Pace  
**Opposing:**  
**Debtor or Plaintiff Attorney:** Scott M. Johnson

**Matter:** **Motion to Dismiss Case Pre-Confirmation Pursuant to 11 U.S.C. Sec. 1307(c) Filed by Devin Derham-Burk (23)**

**\*Opposition filed by Debtor (37)**

**Comment** **Tentative Ruling: Case will be dismissed if the plan is not confirmed by 7/18/2019.**

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11:00 AM **18-52570** Hector Ignacio Zuno  
Ch 13  
Trustee: Derham-Burk  
**Moving:** Devin Derham-Burk  
**Opposing:**  
**Debtor or Plaintiff Attorney:** William W. Winters

**Matter:** **Motion to Dismiss Case Pre-conformation Filed by Devin Derham-Burk (36)**

**\*Opposition filed by Debtor (40)**

**Comment** **Tentative Ruling: Matter will be called.**

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11:00 AM **18-52580** James Lee Kammerer and  
Ch 13 Jaqueline Kammerer  
Trustee: Derham-Burk  
**Moving:** Devin Derham-Burk  
**Opposing:**  
**Debtor or Plaintiff Attorney:** David A. Boone  
David (dw) Boone

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**Matter:** **Motion to Dismiss Case Pre-conformation Filed by Devin Derham-Burk (31)**

**\*Opposition filed by Debtors (35)**

**Comment** **Tentative Ruling: Case will be dismissed because it is not making progress toward confirmation.  
Court will reserve jx to consider fee applied filed at DKT 38.**

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11:00 AM **18-52797** Christopher Franz Wullemin  
Ch 13  
Trustee: Derham-Burk  
**Moving:** Devin Derham-Burk  
**Opposing:**  
**Debtor or Plaintiff Attorney:**

ProSe / None

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**Matter:** **Motion to Dismiss Case Pre-conformation Filed by Devin Derham-Burk (40)**

**\*Objection Filed by Debtor (44)**

**Comment** **Tentative Ruling: This matter will be called.**

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