

**UNITED STATES BANKRUPTCY COURT**

Eastern District of California

Honorable Robert S. Bardwil  
Bankruptcy Judge  
Modesto, California

**July 29, 2009 at 10:30 A.M.**

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**INSTRUCTIONS FOR PRE-HEARING DISPOSITIONS**

**1. Matters resolved without oral argument:**

Unless stated otherwise, the court will prepare a civil minute order on each matter listed. If the moving party wants a more specific order, it should submit a proposed amended order to the court. In the event a party wishes to submit such an Order it needs to be titled "Amended Civil Minute Order."

If the moving party has received a response or is aware of any reason, such as a settlement, that a response may not have been filed, the moving party must contact Nancy Williams, the Courtroom Deputy, at (916) 930-4580 at least one hour prior to the scheduled hearing.

- 2. The court will not continue any short cause evidentiary hearings scheduled below.**
- 3. If a matter is denied or overruled without prejudice, the moving party may file a new motion or objection to claim with a new docket control number. The moving party may not simply re-notice the original motion.**
- 4. If no disposition is set forth below, the matter will be heard as scheduled.**

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1.	09-91300-D-7	DORA ROSAS	HEARING - MOTION FOR
	RFM #1		RELIEF FROM AUTOMATIC STAY
	KEYBANK, USA, VS.		6-17-09 [11]

The matter is resolved without oral argument. This motion was noticed under LBR 9014-1(f)(2). However, the debtor's Statement of Intentions indicates she intends to surrender the collateral and the trustee has filed a Report of No Assets. Accordingly, the court finds a hearing is not necessary and will grant relief from stay by minute order. There will be no further relief afforded. No appearance is necessary.

2.	09-91001-D-7	DONALD/EDWINA SLOAN	HEARING - MOTION FOR
	PD #1		RELIEF FROM AUTOMATIC STAY
	WELLS FARGO HOME MORTGAGE, VS.		6-19-09 [18]

The matter is resolved without oral argument. The court's records indicate that no timely opposition has been filed and the relief requested in the motion is supported by the record. As such the court will grant relief from stay by minute order. There will be no further relief afforded. No appearance is necessary.

3. 09-91101-D-7 BILLY/CAROL THORNTON HEARING - MOTION FOR  
APN #1 RELIEF FROM AUTOMATIC STAY  
FORD MOTOR CREDIT CO., VS. 6-30-09 [14]

The matter is resolved without oral argument. The court's records indicate that no timely opposition has been filed and the relief requested in the motion is supported by the record. As such the court will grant relief from stay by minute order. As the debtors are not making post-petition payments and the creditor's collateral is a depreciating asset, the court will also waive FRBP 4001(a)(3). There will be no further relief afforded. No appearance is necessary.

4. 09-91701-D-11 ADVANCE DISPOSAL, INC. STATUS CONFERENCE  
6-5-09 [1]

5. 09-90802-D-7 MANUEL/TAMMY MONIZ HEARING - OBJECTON  
SF #2 TO TRUSTEE'S REPORT OF NO  
DISTRIBUTION BY GARY FARRAR  
CHAPTER 7 TRUSTEE OF THE  
MONIZ, INC. BANKRUPTCY CASE  
5-29-09 [40]

6. 08-92803-D-7 BRADY/VERONIKA POST HEARING - ORDER  
TO SHOW CAUSE RE DISMISSAL  
OF CASE OR IMPOSITION OF  
SANCTIONS  
6-29-09 [56]

7. 08-92803-D-7 BRADY/VERONIKA POST HEARING - MOTION FOR  
DMM #1 RELIEF FROM AUTOMATIC STAY  
WACHOVIA MORTGAGE, FSB, VS. 6-30-09 [57]

The matter is resolved without oral argument. The court's records indicate that no timely opposition has been filed and the relief requested in the motion is supported by the record. As such the court will grant relief from stay by minute order. There will be no further relief afforded. No appearance is necessary.

8. 08-92803-D-7 BRADY/VERONIKA POST HEARING - MOTION FOR  
DMM #2 RELIEF FROM AUTOMATIC STAY  
WACHOVIA MORTGAGE, FSB, VS. 6-30-09 [62]

The matter is resolved without oral argument. The court's records indicate that no timely opposition has been filed and the relief requested in the motion is supported by the record. As such the court will grant relief from stay by minute order. There will be no further relief afforded. No appearance is necessary.

9. 09-91004-D-7 ERIC/ALICIA LOPEZ HEARING - MOTION  
MDM #1 TO ABANDON REAL PROPERTY  
6-24-09 [30]

The matter is resolved without oral argument. There is no timely opposition to the trustee's motion to abandon real property and the trustee has demonstrated the property to be abandoned is of inconsequential value to the estate. Accordingly, the motion will be granted and the property that is the subject of the motion will be deemed abandoned by minute order. No appearance is necessary.

10. 09-90705-D-7 JAMES/SUSAN DENI HEARING - MOTION FOR  
SMR #1 ORDER MODIFYING/VACATING  
JOHN MAHANEY, VS. THE AUTOMATIC STAY  
6-25-09 [45]

The matter is resolved without oral argument. The court's records indicate that no timely opposition has been filed and the relief requested in the motion is supported by the record. The debtors received their discharge on and, as a result, the stay is no longer in effect as to the debtors (see 11 U.S.C. § 362(c)(3)). Accordingly, the motion will be denied as to the debtors as moot. The court will grant relief from stay as to the trustee and the estate, and will waive FRBP 4001(a)(3). This relief will be granted by minute order. There will be no further relief afforded. No appearance is necessary.

11. 09-91005-D-7 ODISHO VARDEH AND HEARING - MOTION TO  
TOG #1 NADA TAMRAZ EXCUSE CO-DEBTOR FROM ATTENDING  
THE FIRST MEETING OF CREDITORS  
6-30-09 [19]

12. 09-91407-D-7 BENTO/NOLA FERNANDEZ HEARING - MOTION FOR  
PD #1 RELIEF FROM AUTOMATIC STAY  
US BANK NATIONAL ASSOC., VS. 6-26-09 [15]

The matter is resolved without oral argument. The court's records indicate that no timely opposition has been filed and the relief requested in the motion is supported by the record. As such the court will grant relief from stay. As the debtors' Statement of Intentions indicates they will surrender the property, the court will also waive FRBP 4001(a)(3) by minute order. There will be no further relief afforded. No appearance is necessary.

13. 08-90508-D-7 RADNI YOUKHANEH HEARING - FIRST AND  
SF #5 FINAL APPLICATION OF SUNTAG &  
FEUERSTEIN FOR COMPENSATION  
AND REIMBURSEMENT OF EXPENSES  
(\$2,695.00 FEES; \$160.48 COSTS)  
6-30-09 [127]

The matter is resolved without oral argument. The court's records indicate that no timely opposition has been filed and the relief requested in the application is supported by the record. As such the court will grant the application by minute order. No appearance is necessary.

14. 09-91208-D-7 LUIS/MARIA SAMANO HEARING - MOTION FOR  
PPR #1 RELIEF FROM AUTOMATIC STAY  
HONDA LEASE TRUST LSR, VS. 6-11-09 [12]

The matter is resolved without oral argument. The court's records indicate that no timely opposition has been filed and the relief requested in the motion is supported by the record. As such the court will grant relief from stay by minute order. As the debtors are not making post-petition payments and the creditor's collateral is a depreciating asset, the court will also waive FRBP 4001(a)(3). There will be no further relief afforded. No appearance is necessary.

15. 08-92509-D-7 JAIME/CAROLINA GARCIA HEARING - ORDER  
TO SHOW CAUSE RE DISMISSAL  
OF CASE OR IMPOSITION OF  
SANCTIONS  
6-15-09 [53]

The deficiency has been corrected. As a result the court will issue a minute order discharging the order to show cause and the case will remain open. No appearance is necessary.

16. 09-90709-D-7 MATTHEW/BERTA PARNELL, VS. HEARING - MOTION  
MWW #1 TO AVOID LIEN  
HSBC BANK NEVADA, N.A. 6-15-09 [17]

The matter is resolved without oral argument. The court's records indicate that no timely opposition has been filed and the relief requested in the motion is supported by the record. As such the court will grant the motion. Moving party is to submit an appropriate order. No appearance is necessary.

17. 09-91112-D-7 LINA VILLEGAS HEARING - MOTION FOR  
ASW #1 RELIEF FROM AUTOMATIC STAY  
U.S. BANK N.A., VS. 6-18-09 [14]

The matter is resolved without oral argument. The court's records indicate that no timely opposition has been filed and the relief requested in the motion is supported by the record. As such the court will grant relief from stay. As the debtor's Statement of Intentions indicates she will surrender the property, the court will also waive FRBP 4001(a)(3) by minute order. There will be no further relief afforded. No appearance is necessary.

18. 09-91312-D-7 TRACI SANDERS-CLAYTON HEARING - MOTION FOR  
RCO #1 RELIEF FROM AUTOMATIC STAY  
MORTGAGE ELECTRONIC REGISTRATION 6-29-09 [11]  
SYSTEMS, INC., VS.

The matter is resolved without oral argument. The court's records indicate that no timely opposition has been filed and the relief requested in the motion is supported by the record. As such the court will grant relief from stay. As the debtor's Statement of Intentions indicates she will surrender the property, the court will also waive FRBP 4001(a)(3) by minute order. There will be no further relief afforded. No appearance is necessary.

19. 09-91512-D-7 LUIS/KATHLEEN ESPINOZA HEARING - ORDER  
TO SHOW CAUSE RE DISMISSAL  
OF CASE OR IMPOSITION OF  
SANCTIONS  
7-2-09 [27]

20. 09-91613-D-7 GREGORY/LISA CARTER HEARING - ORDER  
TO SHOW CAUSE RE DISMISSAL  
OF CASE OR IMPOSITION OF  
SANCTIONS  
6-18-09 [8]

**The deficiency has been corrected. As a result the court will issue a minute order discharging the order to show cause and the case will remain open. No appearance is necessary.**

21. 09-91317-D-7 MARK MCCORMICK HEARING - MOTION FOR  
PD #1 RELIEF FROM AUTOMATIC STAY  
GMAC MORTGAGE, LLC, VS. 6-26-09 [16]

**The matter is resolved without oral argument. The court's records indicate that no timely opposition has been filed and the relief requested in the motion is supported by the record. As such the court will grant relief from stay. As the debtor's Statement of Intentions indicates he will surrender the property, the court will also waive FRBP 4001(a)(3) by minute order. There will be no further relief afforded. No appearance is necessary.**

22. 09-90620-D-7 MANUEL/MARIA MELLO HEARING - MOTION FOR  
PD #1 RELIEF FROM AUTOMATIC STAY  
US BANK NAITONAL ASSOC., VS. 6-15-09 [35]

**The matter is resolved without oral argument. The court's records indicate that no timely opposition has been filed and the relief requested in the motion is supported by the record. As such the court will grant relief from stay by minute order. There will be no further relief afforded. No appearance is necessary.**

23. 09-91120-D-7 VANG/NANCY CHANTHAVONG HEARING - MOTION FOR  
PD #1 RELIEF FROM AUTOMATIC STAY  
AURORA LOAN SERVICES, LLC, VS. 6-30-09 [15]

**The matter is resolved without oral argument. The court's records indicate that no timely opposition has been filed and the relief requested in the motion is supported by the record. As such the court will grant relief from stay. As the debtors' Statement of Intentions indicates they will surrender the property, the court will also waive FRBP 4001(a)(3) by minute order. There will be no further relief afforded. No appearance is necessary.**

24. 09-91520-D-7 CARLOS GONZALEZ HEARING - APPLICATION  
FOR TEMPORARY WAIVER OF  
THE CREDIT COUNSELING  
REQUIREMENT  
6-10-09 [8]

**This case was dismissed on July 9, 2009. As a result the application will be denied by minute order as moot. No appearance is necessary.**

25. 09-91520-D-7 CARLOS GONZALEZ HEARING - MOTION FOR  
PD #1 RELIEF FROM AUTOMATIC STAY  
GREENPOINT MORTGAGE  
FUNDING, INC., VS. 6-29-09 [16]

**This case was dismissed on July 9, 2009. As a result the motion will be denied by minute order as moot. No appearance is necessary.**

26. 08-92821-D-7 KATHY BARBOZA CONT. HEARING - OBJECTION  
SF #3 TO CLAIM OF EXEMPTION  
IN REAL PROPERTY  
3-9-09 [24]

27. 09-91221-D-7 FRANK/HEATHER BABAIAN HEARING - MOTION FOR  
PD #1 RELIEF FROM AUTOMATIC STAY  
CITIBANK, N.A., VS. 6-17-09 [15]

The matter is resolved without oral argument. The court's records indicate that no timely opposition has been filed and the relief requested in the motion is supported by the record. As such the court will grant relief from stay. As the debtors' Statement of Intentions indicates they will surrender the property, the court will also waive FRBP 4001(a)(3) by minute order. There will be no further relief afforded. No appearance is necessary.

28. 09-91321-D-7 GABINO HERNANDEZ AND HEARING - MOTION FOR  
KAT #1 MARIA CUEVAS RELIEF FROM AUTOMATIC STAY  
ONE WEST BANK FSB, VS. 6-24-09 [14]

The matter is resolved without oral argument. The court's records indicate that no timely opposition has been filed and the relief requested in the motion is supported by the record. As such the court will grant relief from stay by minute order. There will be no further relief afforded. No appearance is necessary.

29. 09-91521-D-7 GORGONIO/OLGA BARCENAS HEARING - MOTION FOR  
RCO #1 RELIEF FROM AUTOMATIC STAY  
MORTGAGE ELECTRONIC REGISTRATION 6-23-09 [9]  
SYSTEMS, INC., VS.

The matter is resolved without oral argument. The court's records indicate that no timely opposition has been filed and the relief requested in the motion is supported by the record. As such the court will grant relief from stay by minute order. There will be no further relief afforded. No appearance is necessary.

30. 09-91623-D-7 ROBERTO/VANESSA GUTIERREZ HEARING - MOTION FOR  
PD #1 RELIEF FROM AUTOMATIC STAY  
WELLS FARGO BANK, N.A, VS. 6-17-09 [9]

The matter is resolved without oral argument. The court's records indicate that no timely opposition has been filed and the relief requested in the motion is supported by the record. As such the court will grant relief from stay. As the debtors' Statement of Intentions indicates they will surrender the property, the court will also waive FRBP 4001(a)(3) by minute order. There will be no further relief afforded. No appearance is necessary.

31. 09-91525-D-7 MAEGAN SMITH HEARING - ORDER  
TO SHOW CAUSE RE DISMISSAL  
OF CASE OR IMPOSITION OF  
SANCTIONS  
7-1-09 [16]

**This case was dismissed on July 9, 2009. As a result the order to show cause will be removed from calendar as moot. No appearance is necessary.**

32. 08-92827-D-7 ABBAD/AMANI TAYYAR HEARING - MOTION OF  
09-9020 SSA #2 DEFENDANTS' TO DISMISS  
SALVADOR AVILA, VS. PLAINTIFFS' FIRST AMENDED  
CLAIM FOR RELIEF AS TO  
DEFANDANT  
ABBAD/AMANI ALTAYYAR FOR FAILURE TO STATE A CLAIM  
FOR RELIEF; MOTION FOR MORE  
DEFINTE STATEMENT  
6-26-09 [25]

33. 09-90032-D-11 GOLDEN EAGLE ESTATES, LLC HEARING - FIRST  
TBC #10 APPLICATION FOR INTERIM  
COMPENSATION OF DEBTOR'S  
APPRAISER (\$3,100.00)  
7-1-09 [170]

**Tentative Ruling: The court is inclined to deny the motion for the following reasons: (1) the moving party failed to serve several creditors at the addresses on their filed proofs of claim as required by FRBP 2002(g); (2) the moving party filed its schedules some time after its petition was filed, but failed to file an amended master address list; apparently as a result, the moving party failed to serve Balboa Capital, CBK, Pentech Financial, and Rocky Munari, liste don the F-schedule; (3) the moving party served only the notice of hearing, and failed to serve the motion and supporting declaration on the US. Trustee, counsel for the committee, and parties requesting special notice; and (4) the notice of hearing fails to provide sufficient information in that it fails to identify the appraiser sought to be compensated. The court also notes that there are no time sheets on file for the appraiser who billed on an hourly basis. The court will hear the matter.**

34. 09-90635-D-7 BRYAN SPARKS HEARING - MOTION FOR  
JHW #1 RELIEF FROM AUTOMATIC STAY  
DAIMLER TRUST, VS. 6-13-09 [38]

The matter is resolved without oral argument. The court's records indicate that no timely opposition has been filed and the relief requested in the motion is supported by the record. As such the court will grant relief from stay by minute order. As the debtor is not making post-petition payments and the creditor's collateral is a depreciating asset, the court will also waive FRBP 4001(a)(3). There will be no further relief afforded. No appearance is necessary.

35. 09-91138-D-7 VERONICA ORTEGA HEARING - MOTION FOR  
PD #1 RELIEF FROM AUTOMATIC STAY  
BANK OF AMERICA, N.A., VS. 6-26-09 [15]

The matter is resolved without oral argument. The court's records indicate that no timely opposition has been filed and the relief requested in the motion is supported by the record. As such the court will grant relief from stay by minute order. There will be no further relief afforded. No appearance is necessary.

36. 09-91339-D-7 MANUEL/VIRGINIA COELHO HEARING - ORDER  
TO SHOW CAUSE RE DISMISSAL,  
CONVERSION OR IMPOSITION OF  
SANCTIONS  
6-18-09 [10]

The deficiency has been corrected. As a result the court will issue a minute order discharging the order to show cause and the case will remain open. No appearance is necessary.

37. 09-91842-D-7 MELANIE BRAUN HEARING - AMENDED MOTION  
JKB #1 FOR RELIEF FROM THE AUTOMATIC  
ELIZABETH PARCELLS, VS. STAY  
7-1-09 [14]

The matter is resolved without oral argument. The court's records indicate that no timely opposition has been filed and the relief requested in the motion is supported by the record. As such the court will grant relief from stay by minute order. There will be no further relief afforded. No appearance is necessary.

38. 09-90843-D-7 TIMOTHY POE  
PD #1  
NATIONAL CITY MORTGAGE, VS.

HEARING - MOTION FOR  
RELIEF FROM AUTOMATIC STAY  
6-26-09 [14]

The matter is resolved without oral argument. The court's records indicate that no timely opposition has been filed and the relief requested in the motion is supported by the record. The debtor received his discharge on July 14, 2009 and, as a result, the stay is no longer in effect as to the debtor (see 11 U.S.C. § 362(c)(3)). Accordingly, the motion will be denied as to the debtor as moot. The court will grant relief from stay as to the trustee and the estate, and will waive FRBP 4001(a)(3). This relief will be granted by minute order. There will be no further relief afforded. No appearance is necessary.

39. 09-91843-D-7 PENNY ALDRETE  
ADR #1  
CALIFORNIA EQUITY MANAGEMENT  
GROUP INC., VS.

HEARING - MOTION FOR  
RELIEF FROM AUTOMATIC STAY  
6-19-09 [8]

The matter is resolved without oral argument. The court's records indicate that no timely opposition has been filed and the relief requested in the motion is supported by the record. As such the court will grant relief from stay by minute order. There will be no further relief afforded. No appearance is necessary.

40. 09-90944-D-7 SANIEL/MICHELE PRASAD  
TOG #1

HEARING - MOTION TO  
ABANDON PIZZA BUSINESS  
EQUIPMENT AND FIXTURES  
5-29-09 [16]

41. 09-91545-D-7 BRUCE RUNION

HEARING - ORDER  
TO SHOW CAUSE RE DISMISSAL  
OF CASE OR IMPOSITION OF  
SANCTIONS  
6-16-09 [12]

The debtor has failed to file the information required under Bankruptcy Code §521(a)(1) within 45 days of the petition date. The consequence for failing to file this information is automatic dismissal effective on the 46<sup>th</sup> day following the petition date (the 46th day is July 13, 2009). Accordingly, the court will issue a minute order confirming that the case was automatically dismissed on July 13, 2009 pursuant to section 521(i) of the Bankruptcy Code. This matter is therefore removed from calendar as moot. No appearance is necessary.

42. 09-91246-D-7 MICHAEL/BEVERLEY WAGNER HEARING - MOTION FOR  
PD #1 RELIEF FROM AUTOMATIC STAY  
CITIBANK, N.A., VS. 7-1-09 [20]

The matter is resolved without oral argument. The court's records indicate that no timely opposition has been filed and the relief requested in the motion is supported by the record. As such the court will grant relief from stay by minute order. There will be no further relief afforded. No appearance is necessary.

43. 09-91247-D-7 CLAYTON/KARI MILLER HEARING - MOTION FOR  
PD #1 RELIEF FROM AUTOMATIC STAY  
JP MORGAN CHASE BANK, N.A., VS. 6-30-09 [14]

The matter is resolved without oral argument. The court's records indicate that no timely opposition has been filed and the relief requested in the motion is supported by the record. As such the court will grant relief from stay by minute order. There will be no further relief afforded. No appearance is necessary.

44. 09-91548-D-7 ANTONIO/VIRIDIANA HEARING - MOTION FOR  
RCO #1 GONZALEZ RELIEF FROM AUTOMATIC STAY  
BANK OF AMERICA, N.A., VS. 6-23-09 [7]

The matter is resolved without oral argument. The court's records indicate that no timely opposition has been filed and the relief requested in the motion is supported by the record. As such the court will grant relief from stay. As the debtors' Statement of Intentions indicates they will surrender the property, the court will also waive FRBP 4001(a)(3) by minute order. There will be no further relief afforded. No appearance is necessary.

45. 09-90850-D-7 VICTOR/JANIS SCHOTT HEARING - MOTION FOR  
EAT #1 RELIEF FROM AUTOMATIC STAY  
MORTGAGE ELECTRONIC REGISTRATION 6-10-09 [14]  
SYSTEMS, INC., VS.

The matter is resolved without oral argument. The court's records indicate that no timely opposition has been filed and the relief requested in the motion is supported by the record. The debtors received their discharge on July 14, 2009 and, as a result, the stay is no longer in effect as to the debtors (see 11 U.S.C. § 362(c)(3)). Accordingly, the motion will be denied as to the debtors as moot. The court will grant relief from stay as to the trustee and the estate, and will waive FRBP 4001(a)(3). This relief will be granted by minute order. There will be no further relief afforded. No appearance is necessary.

46. 08-91651-D-7 DARREN/MICHELLE FERREIRA HEARING - ORDER  
TO SHOW CAUSE RE DISMISSAL  
OF CASE OR IMPOSITION OF  
SANCTIONS  
6-19-09 [44]

The deficiency has been corrected. As a result the court will issue a minute order discharging the order to show cause and the case will remain open. No appearance is necessary.

47. 09-90755-D-7 KEVN/JULIE CALLAHAN HEARING - MOTION FOR  
MDE #1 RELIEF FROM AUTOMATIC STAY  
CITIMORTGAGE, INC., VS. 6-17-09 [19]

The matter is resolved without oral argument. The court's records indicate that no timely opposition has been filed and the relief requested in the motion is supported by the record. The debtors received their discharge on July 7, 2009 and, as a result, the stay is no longer in effect as to the debtors (see 11 U.S.C. § 362(c)(3)). Accordingly, the motion will be denied as to the debtors as moot. The court will grant relief from stay as to the trustee and the estate, and will waive FRBP 4001(a)(3). This relief will be granted by minute order. There will be no further relief afforded. No appearance is necessary.

48. 09-91463-D-7 SEAN/KRISTY WADE HEARING - MOTION FOR  
APN #1 RELIEF FROM AUTOMATIC STAY  
WELLS FARGO AUTO FINANCE, VS. 6-30-09 [14]

The matter is resolved without oral argument. The court's records indicate that no timely opposition has been filed and the relief requested in the motion is supported by the record. As such the court will grant relief from stay by minute order. As the debtors are not making post-petition payments and the creditor's collateral is a depreciating asset, the court will also waive FRBP 4001(a)(3). There will be no further relief afforded. No appearance is necessary.

49. 09-91567-D-7 JOHN/LORI MORSE HEARING - MOTION FOR  
JHW #1 RELIEF FROM AUTOMATIC STAY  
CHRYSLER FINANCIAL SERVICES 6-24-09 [10]  
AMERICAS LLC, VS.

The matter is resolved without oral argument. The court's records indicate that no timely opposition has been filed and the relief requested in the motion is supported by the record. As such the court will grant relief from stay by minute order. As the debtors are not making post-petition payments and the creditor's collateral is a depreciating asset, the court will also waive FRBP 4001(a)(3). There will be no further relief afforded. No appearance is necessary.

50. 09-91768-D-7 ALAN/DENISE TORRANCE HEARING - MOTION FOR  
JMS #1 RELIEF FROM AUTOMATIC STAY  
CHASE HOME FINANCE, LLC, VS. 6-24-09 [9]

The matter is resolved without oral argument. The court's records indicate that no timely opposition has been filed and the relief requested in the motion is supported by the record. As such the court will grant relief from stay by minute order. There will be no further relief afforded. No appearance is necessary.

51. 09-91371-D-7 NINUS SORISHO-CHAMAKI HEARING - MOTION FOR  
PD #1 RELIEF FROM AUTOMATIC STAY  
BANK OF AMERICA, N.A., VS. 6-18-09 [12]

The matter is resolved without oral argument. The court has considered the debtor's reply, no other timely opposition has been filed and the relief requested in the motion is supported by the record. As such the court will grant relief from stay. As the debtor's Statement of Intentions indicates he will surrender the property, the court will also waive FRBP 4001(a)(3) by minute order. There will be no further relief afforded. No appearance is necessary.

52. 09-91477-D-7 RAUL NEVAREZ AND HEARING - ORDER  
MARIA TOPETE TO SHOW CAUSE RE DISMISSAL  
OF CASE OR IMPOSITION OF  
SANCTIONS  
6-18-09 [7]

53. 09-91577-D-7 ROBERT/KAREN MEDINA HEARING - MOTION FOR  
WGM #1 RELIEF FROM AUTOMATIC STAY  
AMERICAN HOME MORTGAGE ON REAL PROPERTY  
SERVICING, INC., VS. 7-1-09 [10]

The matter is resolved without oral argument. The court's records indicate that no timely opposition has been filed and the relief requested in the motion is supported by the record. As such the court will grant relief from stay. As the debtors' Statement of Intentions indicates they will surrender the property, the court will also waive FRBP 4001(a)(3) by minute order. There will be no further relief afforded. No appearance is necessary.

54. 09-91977-D-7 SONIA LOPEZ HEARING - DEBTOR'S APPLICATION  
FOR WAIVER OF THE CHAPTER 7  
FILING FEE OR OTHER FEE  
6-29-09 [5]

55. 09-91479-D-7 PHILIP/JENESSA NOWELL HEARING - MOTION FOR  
RELIEF FROM AUTOMATIC STAY  
JHW #1 6-18-09 [7]  
CHRYSLER FINANCIAL SERVICES  
AMERICAS LLC, VS.

The matter is resolved without oral argument. The court's records indicate that no timely opposition has been filed and the relief requested in the motion is supported by the record. As such the court will grant relief from stay by minute order. As the debtors are not making post-petition payments and the creditor's collateral is a depreciating asset, the court will also waive FRBP 4001(a)(3). There will be no further relief afforded. No appearance is necessary.

56. 09-90982-D-7 GUADALUPE/ROSALIE GUZMAN HEARING - MOTION FOR  
RELIEF FROM AUTOMATIC STAY  
KAT #1 6-30-09 [14]  
MORTGAGE ELECTRONIC REGISTRATION  
SYSTEMS, INC., VS.

The matter is resolved without oral argument. The court's records indicate that no timely opposition has been filed and the relief requested in the motion is supported by the record. As such the court will grant relief from stay. As the debtors' Statement of Intentions indicates they will surrender the property, the court will also waive FRBP 4001(a)(3) by minute order. There will be no further relief afforded. No appearance is necessary.

57. 09-91582-D-7 LUIS SILVA HEARING - MOTION FOR  
RELIEF FROM AUTOMATIC STAY  
PD #1 6-18-09 [11]  
WELLS FARGO BANK, N.A., VS.

Motion withdrawn by moving party. Matter removed from calendar.

58. 09-91084-D-7 JACOB/CHRISTINE KAHAN HEARING - MOTION FOR  
WGM #1 RELIEF FROM AUTOMATIC STAY  
JP MORGAN CHASE BANK, N.A., VS. ON REAL PROPERTY  
6-29-09 [14]

The matter is resolved without oral argument. The court's records indicate that no timely opposition has been filed and the relief requested in the motion is supported by the record. As such the court will grant relief from stay by minute order. There will be no further relief afforded. No appearance is necessary.

59. 09-91385-D-7 REYNA ESPARZA HEARING - MOTION FOR  
PD #1 RELIEF FROM AUTOMATIC STAY  
WELLS FARGO BANK, NA, VS. 6-10-09 [10]

The matter is resolved without oral argument. The court's records indicate that no timely opposition has been filed and the relief requested in the motion is supported by the record. As such the court will grant relief from stay by minute order. There will be no further relief afforded. No appearance is necessary.

60. 08-90986-D-7 WAYNE/LORI FREDERICK HEARING - AMENDED MOTION FOR  
RAS #1 RELIEF FROM AUTOMATIC STAY  
WELLS FARGO EQUIPMENT TO ENFORCE LIEN ON PERSONAL  
FINANCE, INC., VS. PROPERTY  
6-26-09 [133]

The matter is resolved without oral argument. The court's records indicate that no timely opposition has been filed and the relief requested in the motion is supported by the record. As such the court will grant relief from stay by minute order. As the debtors are not making post-petition payments and the creditor's collateral is a depreciating asset, the court will also waive FRBP 4001(a)(3). There will be no further relief afforded. No appearance is necessary.

61. 08-90986-D-7 WAYNE/LORI FREDERICK HEARING - MOTION TO  
KAK #3 COMPEL CHAPTER 7 TRUSTEE TO  
ABANDON PROPERTY OF THE ESTATE  
6-24-09 [119]

The matter is resolved without oral argument. There is no timely opposition to the debtors' motion to compel abandonment of property and the debtors have demonstrated the property to be abandoned is of inconsequential value to the estate. Accordingly, the motion will be granted and the property that is the subject of the motion will be deemed abandoned by minute order. No appearance is necessary.

62. 09-91286-D-7 ROY/BRENDA MCGUIRE HEARING - MOTION FOR  
RS #1 RELIEF FROM AUTOMATIC STAY  
PATRICIA LYNN, VS. 6-11-09 [9]

The motion is denied for the following reasons: (1) moving party did not file a relief from stay cover sheet contrary to LBR 9014; (2) moving party did not file a separate notice of hearing document contrary to LBR 9014; (3) the proof of service was not filed as a separate document contrary to LBR 9014; (4) moving party used an incorrect address for debtors' attorney (incorrect suite number and incorrect zip code); and (5) moving party did not serve the debtors. For these reasons the court will deny the motion by minute order. No appearance is necessary.

63. 09-91586-D-7 MATTHEW/CHRISTINA SWEET HEARING - MOTION FOR  
APN #1 RELIEF FROM AUTOMATIC STAY  
WELLS FARGO FINANCIAL, VS. 6-30-09 [9]

The matter is resolved without oral argument. The court's records indicate that no timely opposition has been filed and the relief requested in the motion is supported by the record. As such the court will grant relief from stay by minute order. As the debtors are not making post-petition payments and the creditor's collateral is a depreciating asset, the court will also waive FRBP 4001(a)(3). There will be no further relief afforded. No appearance is necessary.

64. 09-91387-D-7 TIM WHITMORE HEARING - MOTION FOR  
JHW #1 RELIEF FROM AUTOMATIC STAY  
CHRYSLER FINANCIAL SERVICES 6-16-09 [12]  
AMERICAS LLC, VS.

The matter is resolved without oral argument. The court's records indicate that no timely opposition has been filed and the relief requested in the motion is supported by the record. As such the court will grant relief from stay. As the debtor's Statement of Intentions indicates he will surrender the property, the court will also waive FRBP 4001(a)(3) by minute order. There will be no further relief afforded. No appearance is necessary.

65. 08-92089-D-11 EMIL/EVELYN GAMBLE CONT. HEARING - MOTION FOR  
SW #1 RELIEF FROM AUTOMATIC STAY  
GMAC, VS. 5-27-09 [83]

66. 08-92089-D-11 EMIL/EVELYN GAMBLE  
SW #2  
GMAC, VS.

HEARING - MOTION FOR  
RELIEF FROM AUTOMATIC STAY  
5-27-09 [89]

67. 09-90689-D-7 GEORGIA YORK  
JHW #1  
CHRYSLER FINANCIAL SERVICES  
AMERICAS LLC, VS.

HEARING - MOTION FOR  
ORDER CONFIRMING TERMINATION  
OF AUTOMATIC STAY  
6-20-09 [10]

**The matter is resolved without oral argument. The court's records indicate that no timely opposition has been filed and the relief requested in the motion is supported by the record. The debtor received her discharge on June 30, 2009 and, as a result, the stay is no longer in effect as to the debtor (see 11 U.S.C. § 362(c)(3)). Accordingly, the motion will be denied as to the debtor as moot. The court will grant relief from stay as to the trustee and the estate, and will waive FRBP 4001(a)(3). This relief will be granted by minute order. There will be no further relief afforded. No appearance is necessary.**

68. 09-91489-D-7 DARREN/CATHY BENTON  
PD #1  
WELLS FARGO BANK, N.A., VS.

HEARING - MOTION FOR  
RELIEF FROM AUTOMATIC STAY  
6-26-09 [12]

**The matter is resolved without oral argument. The court's records indicate that no timely opposition has been filed and the relief requested in the motion is supported by the record. As such the court will grant relief from stay by minute order. There will be no further relief afforded. No appearance is necessary.**

69. 08-91491-D-7 ERICA/DAVID BURDG  
RLB #1

HEARING - DEBTORS'  
MOTION FOR SUBSTITUTION  
OF ATTORNEY  
6-18-09 [51]

70. 09-91491-D-7 RICHARD/REBECCA NANNIE HEARING - MOTION FOR  
PD #1 RELIEF FROM AUTOMATIC STAY  
WELLS FARGO BANK, N.A., VS. 6-22-09 [11]

The matter is resolved without oral argument. The court's records indicate that no timely opposition has been filed and the relief requested in the motion is supported by the record. As such the court will grant relief from stay. As the debtors' Statement of Intentions indicates they will surrender the property, the court will also waive FRBP 4001(a)(3) by minute order. There will be no further relief afforded. No appearance is necessary.

71. 09-91594-D-7 TRACI WADE HEARING - MOTION FOR  
PD #1 RELIEF FROM AUTOMATIC STAY  
WELLS FARGO BANK, N.A., VS. 6-11-09 [10]

The matter is resolved without oral argument. The court's records indicate that no timely opposition has been filed and the relief requested in the motion is supported by the record. As such the court will grant relief from stay. As the debtor's Statement of Intentions indicates she will surrender the property, the court will also waive FRBP 4001(a)(3) by minute order. There will be no further relief afforded. No appearance is necessary.

72. 09-91597-D-11 PRO-ATHLETICS, INC. HEARING - ORDER  
TO SHOW CAUSE RE DISMISSAL,  
CONVERSION OR IMPOSITION OF  
SANCTIONS  
6-26-09 [21]

The deficiency has been corrected. As a result the court will issue a minute order discharging the order to show cause and the case will remain open. No appearance is necessary.

73. 09-91499-D-7 ALEXANDRU/MICHELLE DOBOS HEARING - MOTION FOR  
PD #1 RELIEF FROM AUTOMATIC STAY  
WELLS FARGO BANK, N.A., VS. 6-23-09 [11]

74. 08-91402-D-7 TAMMY NGUYEN HEARING - MOTION FOR  
HRH #1 RELIEF FROM AUTOMATIC STAY  
FIRST FEDERAL BANK 7-15-09 [47]  
OF CA, VS.
75. 09-90802-D-7 MANUEL/TAMMI MONIZ HEARING - MOTION  
MDM #1 TO ABANDON REAL PROPERTY  
7-9-09 [53]
76. 09-91005-D-7 ODISHO VARDEH AND CONT. HEARING - ORDER  
NADA TAMRAZ TO SHOW CAUSE RE DISMISSAL,  
CONVERSION OR IMPOSITION OF  
SANCTIONS  
5-27-09 [13]
77. 09-91607-D-7 AFRIKA SHAW HEARING - MOTION FOR  
PD #1 RELIEF FROM AUTOMATIC STAY  
DEUTSCHE BANK NATIONAL 7-6-09 [10]  
TRUST COMPANY, ET AL., VS.

**The matter is resolved without oral argument. This motion was noticed under LBR 9014-1(f)(2). However, the debtor's Statement of Intentions indicates she intends to surrender the collateral and the trustee has filed a Report of No Assets. Accordingly, the court finds a hearing is not necessary and will grant relief from stay by minute order. There will be no further relief afforded. No appearance is necessary.**

78. 09-91810-D-7 STEVEN/NATOSHA WAYBRIGHT HEARING - MOTION FOR  
ND #1 RELIEF FROM AUTOMATIC STAY  
ONE WEST BANK, FSB, VS. ON REAL PROPERTY  
7-14-09 [11]

79. 09-91612-D-7 GEUREINMARIE GEUREINGER HEARING - MOTION FOR  
KAT #1 RELIEF FROM AUTOMATIC STAY  
DEUTSCHE BANK NATIONAL 7-9-09 [11]  
TRUST COMPANY, VS.

**The matter is resolved without oral argument. This motion was noticed under LBR 9014-1(f)(2). However, the debtor's Statement of Intentions indicates she intends to surrender the collateral and the trustee has filed a Report of No Assets. Accordingly, the court finds a hearing is not necessary and will grant relief from stay by minute order. There will be no further relief afforded. No appearance is necessary.**

80. 09-91819-D-7 JOSEPH/LISA PETERSON HEARING - MOTION FOR  
WGM #1 RELIEF FROM AUTOMATIC STAY  
BANK OF AMERICA, N.A., VS. 7-10-09 [9]

**The matter is resolved without oral argument. This motion was noticed under LBR 9014-1(f)(2). However, the debtors' Statement of Intentions indicates they intend to surrender the collateral and the trustee has filed a Report of No Assets. Accordingly, the court finds a hearing is not necessary and will grant relief from stay by minute order. There will be no further relief afforded. No appearance is necessary.**

81. 07-90125-D-7 JENNIE SPEARS HEARING - MOTION  
SF #5 TO SELL VACANT LAND AND TO  
COMPENSATE REALTOR HANDLING  
SALE TRANSACTION  
7-8-09 [55]

82. 08-92630-D-7 ELIAS CASAS AND HEARING - MOTION FOR  
PD #1 EVELYN DERAS RELIEF FROM AUTOMATIC STAY  
WELLS FARGO BANK, N.A., VS. 7-13-09 [49]

Hearing on this motion has been rescheduled to be hearing on August 12, 2009 at 10:30 a.m. Matter removed from calendar.

83. 09-91631-D-7 MICHAEL MACON CONT. HEARING - DEBTOR'S  
APPLICATION FOR WAIVER OF THE  
CHAPTER 7 FILING FEE OR OTHER  
FEE  
6-1-09 [5]

84. 09-91046-D-7 DOUGALS/MINDY WHEELER HEARING - MOTION FOR  
KAT #1 RELIEF FROM AUTOMATIC STAY  
AURORA LOAN SERVICES, LLC, VS. 7-6-09 [15]

The matter is resolved without oral argument. This motion was noticed under LBR 9014-1(f)(2). However, the debtors' Statement of Intentions indicates they intend to surrender the collateral and the trustee has filed a Report of No Assets. Accordingly, the court finds a hearing is not necessary and will grant relief from stay by minute order. There will be no further relief afforded. No appearance is necessary.

85. 09-91246-D-7 MICHAEL/BEVERLEY WAGNER HEARING - MOTION FOR  
EGS #2 RELIEF FROM AUTOMATIC STAY  
CTX MORTGAGE CO., VS. 7-9-09 [27]

86. 09-91647-D-7 JASMAR SINGH HEARING - ORDER  
TO SHOW CAUSE RE DISMISSAL  
OF CASE OR IMPOSITION OF  
SANCTIONS  
7-7-09 [13]

**The deficiency has been corrected. As a result the court will issue a minute order discharging the order to show cause and the case will remain open. No appearance is necessary.**

87. 09-90854-D-7 SAMUEL/TERESA GOMEZ HEARING - MOTION FOR  
LAZ #1 RELIEF FROM AUTOMATIC STAY  
PRINCIPAL RESIDENTIAL 7-13-09 [14]  
MORTGAGE, INC., VS.

**The matter is resolved without oral argument. This motion was noticed under LBR 9014-1(f)(2). However, the debtors' Statement of Intentions indicates they intend to surrender the collateral and the trustee has filed a Report of No Assets. Accordingly, the court finds a hearing is not necessary and will grant relief from stay by minute order. There will be no further relief afforded. No appearance is necessary.**

88. 09-90256-D-7 VIJAY/SALOCHNA SINGH HEARING - MOTION FOR  
SW #1 RELIEF FROM AUTOMATIC STAY  
WACHOVIA DEALER 7-9-09 [45]  
SERVICES, INC., VS.

89. 09-91059-D-7 SHANE/NICOLE FROEDGE HEARING - OBJECTION TO  
REPORT OF NO DISTRIBUTION  
BY DOROTHY HOWARD  
6-17-09 [22]

90. 09-91566-D-7 ROY/CAROL OWENS HEARING - MOTION FOR  
SW #1 RELIEF FROM AUTOMATIC STAY  
WACHOVIA DEALER SERVICES, INC., VS. 7-14-09 [13]

91. 09-91178-D-7 JUAN/ANGELICA MAGANA HEARING - ORDER  
TO SHOW CAUSE RE DISMISSAL  
OF CASE OR IMPOSITION OF  
SANCTIONS  
7-7-09 [17]

**The deficiency has been corrected. As a result the court will issue a minute order discharging the order to show cause and the case will remain open. No appearance is necessary.**

92. 09-91993-D-7 BRANDY ALLEE HEARING - DEBTOR'S  
APPLICATION FOR WAIVER OF THE  
CHAPTER 7 FILING FEE OR  
OTHER FEE  
6-29-09 [5]

93. 09-92096-D-11 CAMBRIA VENTURES, INC. HEARING - MOTION TO  
CJC #1 DISMISS  
7-7-09 [4]