

UNITED STATES BANKRUPTCY COURT

Eastern District of California

Honorable Robert S. Bardwil
Bankruptcy Judge
Modesto, California

August 20, 2008 at 10:30 a.m.

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.**

1.	08-91100-D-7	BRET/DEBBIE OSTRANDER	CONT. HEARING - AMENDED ORDER TO SHOW CAUSE RE DISMISSAL OF CASE OR IMPOSITION OF SANCTIONS 7-3-08 [15]
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2.	08-91100-D-7	BRET/DEBBIE OSTRANDER	HEARING - ORDER TO SHOW CAUSE RE DISMISSAL OF CASE OR IMPOSITION OF SANCTIONS 7-9-08 [16]
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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.

3. 08-91100-D-7 BRET/DEBBIE OSTRANDER CONT. HEARING - APPLICATION FOR WAIVER OF THE CHAPTER 7 FILING FEE FOR INDIVIDUALS WHO CANNOT PAY THE FILING FEE IN FULL OR IN INSTALLMENTS 7-11-08 [18]

4. 08-90303-D-7 DUANE TORRES, JR. CONT. HEARING - MOTION FOR RELIEF FROM AUTOMATIC STAY ON REAL PROPERTY FUNDING, INC. 6-19-08 [29]

This hearing was continued from July 9, 2008 and at that time, per the request of the parties, the court set a briefing schedule. Opposition to the motion was due July 25, 2008, with a reply, if any, due August 6, 2008. As of August 15, 2008, no further documents have been filed in this matter. As debtors failed to timely file opposition to the motion and the relief requested in the motion is supported by the record, the court will grant relief from stay by minute order with no further relief being afforded. No appearance is necessary.

5. 08-91003-D-7 JIM/BRENDA COOK HEARING - MOTION FOR RELIEF FROM AUTOMATIC STAY APN #1 FORD MOTOR CREDIT CO., VS. 7-15-08 [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.

6. 08-90705-D-11 ALAN CHENEY & ASSO. INS. HEARING - MOTION TO EXTEND TIME TO ASSUME OR REJECT NON-RESIDENTIAL REAL PROPERTY LEASE WFH #8 SERVICES MODESTO, INC. 7-24-08 [139] O.S.T.

7. 08-91305-D-7 LUONG LAU HEARING - ORDER
TO SHOW CAUSE RE DISMISSAL
OF CASE OR IMPOSITION OF
SANCTIONS
7-9-08 [7]

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.

8. 08-91406-D-7 JORGE COSS AND SANDRA ZAVALA HEARING - MOTION FOR
WGM #1 RELIEF FROM AUTOMATIC STAY
INDYMAC FEDERAL BANK FSB, VS. ON REAL PROPERTY
7-21-08 [7]

9. 08-90408-D-7 LEON/SALLY SUTTON HEARING - MOTION FOR
MDE #1 RELIEF FROM AUTOMATIC STAY
CITIMORTGAGE, INC., VS. 6-26-08 [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. 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.

10. 08-90508-D-7 RADNI YOUKHANEH HEARING - MOTION FOR
MBB #1 RELIEF FROM AUTOMATIC STAY
MORTGAGE ELECTRONIC REGISTRATION SYSTEMS, INC., VS. 7-11-08 [82]

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 1, 2008 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.

11. 08-90508-D-7 RADNI YOUKHANEH HEARING - MOTION FOR
SF #3 AUTHORIZATION TO SELL ESTATE'S
INTEREST IN REALTY TO DEBTOR
7-7-08 [72]

The notice of hearing indicates an incorrect address for the court. As the sale will be subject to overbids this matter will be continued to September 3, 2008, 2007 at 10:30 a.m. to allow the moving party to serve notice of continued hearing and correct this defect. No appearance is necessary.

12. 08-91208-D-7 PHILLIP/MARY GEHMAN HEARING - MOTION FOR
PD #1 RELIEF FROM AUTOMATIC STAY
WELLS FARGO HOME 7-7-08 [10]
MORTGAGE, 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 and waive FRBP 4001(a)(3) by minute order. There will be no further relief afforded. No appearance is necessary.

13. 08-91012-D-7 KIKA ENRIQUEZ HEARING - MOTION FOR
PD #1 RELIEF FROM AUTOMATIC STAY
MORTGAGE ELECTRONIC REGISTRATION 7-8-08 [16]
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.

14. 08-91313-D-7 ROBERT SMITH HEARING - MOTION FOR
JHW #1 RELIEF FROM AUTOMATIC STAY
DAIMLERCHRYSLER FINANCIAL 7-18-08 [8]
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. 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.

15. 05-92915-D-7 SEVEN ASSOCIATES HEARING - MOTION
CWC #5 TO ABANDON PERSONAL PROPERTY
OF THE ESTATE
7-21-08 [184]

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

16. 08-91318-D-7 BERNARD LEE HEARING - MOTION FOR
PD #1 RELIEF FROM AUTOMATIC STAY
WELLS FARGO HOME 7-22-08 [10]
MORTGAGE, 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 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.

17. 08-90821-D-7 JORDAN BURNS HEARING - ORDER
TO SHOW CAUSE RE DISMISSAL
OF CASE OR IMPOSITION OF
SANCTIONS
7-10-08 [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.

18. 08-91121-D-7 MARK SHIFFLER, JR. HEARING - MOTION FOR
KSH #1 RELIEF FROM AUTOMATIC STAY
DEUTSCHE BANK NATIONAL 7-10-08 [9]
TRUST CO., 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 he 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.

19. 08-90325-D-7 STANLEY BRISKEY, JR. HEARING - MOTION FOR
SW #1 RELIEF FROM AUTOMATIC STAY
GMAC, VS. 7-24-08 [41]

20. 08-91225-D-7 FREDY/IRENE JAIME HEARING - MOTION FOR
PD #1 RELIEF FROM AUTOMATIC STAY
BANK OF AMERICA MORTGAGE, VS. 7-9-08 [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. 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.

21. 08-91225-D-7 FREDY/IRENE JAIME HEARING - MOTION FOR
MBB #1 RELIEF FROM AUTOMATIC STAY
MORTGAGE ELECTRONIC REGISTRATION 7-11-08 [18]
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.

22. 08-91225-D-7 FREDY/IRENE JAIME HEARING - MOTION FOR
MBB #2 RELIEF FROM AUTOMATIC STAY
MORTGAGE ELECTRONIC REGISTRATION 7-11-08 [25]
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.

23. 08-91325-D-7 LUCILA SANCHEZ HEARING - ORDER
TO SHOW CAUSE RE DISMISSAL
OF CASE OR IMPOSITION OF
SANCTIONS
7-18-08 [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.

24. 08-90326-D-7 RICKEY/SUSAN MCDONALD HEARING - ORDER
TO SHOW CAUSE RE DISMISSAL
OF CASE OR IMPOSITION OF
SANCTIONS
7-24-08 [39]

25. 08-91326-D-7 DAVID TEDESCO HEARING - ORDER
TO SHOW CAUSE RE DISMISSAL
OF CASE OR IMPOSITION OF
SANCTIONS
7-18-08 [9]

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.

26. 08-91327-D-7 W. DANIEL/POPPY SPEARS HEARING - ORDER
TO SHOW CAUSE RE DISMISSAL
OF CASE OR IMPOSITION OF
SANCTIONS
7-18-08 [11]

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.

27. 07-91028-D-7 ACME PAINTING, INC. HEARING - FIRST
SF #9 AND FINAL FEE APPLICATION OF
SUNTAG & FEUERSTEIN AS LEGAL
COUNSEL FOR CHAPTER 7 TRUSTEE
(\$11,760.00 FEES; \$757.34 EXP.)
7-15-08 [90]

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.

28. 08-91229-D-7 LAURA GOMEZ HEARING - MOTION FOR
PD #1 RELIEF FROM AUTOMATIC STAY
WELLS FARGO BANK, NA, VS. 7-3-08 [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 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.

29. 05-92730-D-7 EUGENE WILSON HEARING - FIRST
SF #4 AND FINAL FEE APPLICATION OF
SUNTAG & FEUERSTEIN AS LEGAL
COUNSEL FOR CHAPTER 7 TRUSTEE
(\$2,296.66 FEES; \$1,453.34 EXP)
7-15-08 [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 application is supported by the record. As such the court will grant the application by minute order. No appearance is necessary.

30. 08-91232-D-7 DIRK ALEXANDER HEARING - ORDER
TO SHOW CAUSE RE DISMISSAL
OF CASE OR IMPOSITION OF
SANCTIONS
7-22-08 [18]

31. 08-91433-D-7 RAYMOND HALL HEARING - ORDER
TO SHOW CAUSE RE DISMISSAL
AND/OR IMPOSITION OF SANCTIONS
FOR FAILURE TO TENDER FEES OR
AN APPLICATION TO PAY FEES IN
INSTALLMENTS WITH BANKRUPTCY
PETITION
7-18-08 [7]

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.

32. 08-90835-D-7 ALFRED/STELLA HERRERO HEARING - MOTION FOR
KSH #1 RELIEF FROM AUTOMATIC STAY
MORTGAGE ELECTRONIC REGISTRATION 7-16-08 [13]
SYSTEMS, 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.

33. 08-90136-D-7 PERRY GALATI HEARING - MOTION
SF #6 TO SELL ESTATE'S INTEREST
IN POOL BUSINESS ASSETS
TO DEBTOR
7-21-08 [32]

34. 08-91137-D-7 MARY OLIVIERA HEARING - ORDER
TO SHOW CAUSE RE DISMISSAL
OF CASE OR IMPOSITION OF
SANCTIONS
7-9-08 [21]

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 46th day following the petition date (the 46th day is July 28, 2008). Accordingly, the court will issue a minute order confirming that the case was automatically dismissed pursuant to section 521(i) of the Bankruptcy Code. This matter is therefore removed from calendar as moot. No appearance is necessary.

35. 08-91137-D-7 MARY OLIVIERA

HEARING - ORDER
TO SHOW CAUSE RE DISMISSAL
OF CASE OR IMPOSITION OF
SANCTIONS
7-22-08 [30]

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 46th day following the petition date (the 46th day is July 28, 2008). Accordingly, the court will issue a minute order confirming that the case was automatically dismissed pursuant to section 521(i) of the Bankruptcy Code. This matter is therefore removed from calendar as moot. No appearance is necessary.

36. 08-91137-D-7 MARY OLIVIERA
SR #2
FEDERAL NATIONAL MORTGAGE
ASSOCIATION, VS.

HEARING - SECOND
AMENDED MOTION FOR RELIEF
FROM AUTOMATIC STAY
(UNLAWFUL DETAINER)
7-24-08 [47]

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 46th day following the petition date (the 46th day is July 28, 2008). Accordingly, the court will issue a minute order confirming that the case was automatically dismissed pursuant to section 521(i) of the Bankruptcy Code. This matter is therefore removed from calendar as moot. No appearance is necessary.

37. 08-91139-D-7 CRAIG/RAMONA COKER
ASW #1
MORTGAGE ELECTRONIC REGISTRATION
SYSTEMS, INC., VS.

HEARING - MOTION FOR
RELIEF FROM AUTOMATIC STAY
7-15-08 [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. As such the court will grant relief from stay by minute order. There will be no further relief afforded. No appearance is necessary.

38. 08-90740-D-7 REMON/MARY WARDA
MBB #1

HEARING - MOTION FOR
RELIEF FROM AUTOMATIC STAY
7-11-08 [53]

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 August 12, 2008 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 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.

39. 08-90841-D-7 JAMES/UEN FREEMAN HEARING - MOTION FOR
ABG #1 RELIEF FROM AUTOMATIC STAY
KINECTA FEDERAL CREDIT UNION, VS. 7-3-08 [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 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.

40. 06-90245-D-7 SHIRLEY BAPTIST HEARING - APPLICATION TO
SF #2 EMPLOY BARON & BUDD AND BATES
LAW FIRM AS SPECIAL LITIGATION
COUNSEL
7-23-08 [29]

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.

41. 08-91145-D-7 DARRIUS SHUEMAKE HEARING - MOTION FOR
MBB #1 RELIEF FROM AUTOMATIC STAY
MORTGAGE ELECTRONIC REGISTRATION 7-10-08 [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 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.

42. 08-91245-D-7 DOUGLAS POWELL, JR. HEARING - MOTION FOR
PD #1 RELIEF FROM AUTOMATIC STAY
CHASE HOME FINANCE, LLC, VS. 7-18-08 [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 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.

43. 07-90847-D-7 PATRICIA SINGLETON HEARING - MOTION
SF #5 FOR AUTHORIZATION TO COMPROMISE
CONTROVERSY RE DISPUTED LIEN
INTEREST OF PACIFIC STATE BANK
7-22-08 [84]

44. 08-90850-D-7 STANLEY/CHARLENE CRUFF HEARING - MOTION FOR
APN #1 RELIEF FROM AUTOMATIC STAY
FORD MOTOR CREDIT CO., VS. 7-23-08 [24]

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.

45. 08-90251-D-11 DONNA ROWEN CONT. HEARING - MOTION FOR
KAT #1 RELIEF FROM AUTOMATIC STAY
MORTGAGE ELECTRONIC REGISTRATION 6-19-08 [47]
SYSTEMS, INC., VS.

The court record indicates that the moving party failed to serve parties entitled to notice per FRBP 4001(a). As such the hearing will be continued to September 3, 2008 at 10:30 a.m. to allow the moving party to serve the parties entitled to notice with the notice of continued hearing and other pleadings required by FRBP 4001(c) giving at least 14 days' notice. No appearance is necessary.

46. 08-90251-D-11 DONNA ROWEN CONT. HEARING - MOTION FOR
DGR #1 EXTENSION OF TIME EXTENDING
DEBTOR'S EXCLUSIVITY PERIODS
AND CURRENT DEADLINES TO FILE
DEBTOR'S PLAN OF REORGANIZATION
AND DISCLOSURE STATEMENT AND
OBTAIN ACCEPTANCE
6-20-08 [53]

47. 08-91052-D-7 FRANCISO SARABIA HEARING - MOTION FOR
PD #1 RELIEF FROM AUTOMATIC STAY
CITI RESIDENTIAL LENDING, INC., VS. 7-18-08 [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 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.

48. 08-90253-D-7 SHEILA BOER HEARING - ORDER
TO SHOW CAUSE RE DISMISSAL
OF CASE OR IMPOSITION OF
SANCTIONS
7-25-08 [77]

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.

49. 08-90753-D-7 JESSE WAGNER CONT. HEARING - ORDER
TO SHOW CAUSE RE DISMISSAL
OF CASE OR IMPOSITION OF
SANCTIONS
6-11-08 [20]

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.

50. 08-90853-D-7 DAVID SUEHS HEARING - MOTION FOR
MDE #1 RELIEF FROM AUTOMATIC STAY
LITTON LOAN SERVICING, INC., VS. 7-22-08 [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. The debtor received his discharge on August 12, 2008 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.

51. 08-90953-D-7 CARINA GARCIA HEARING - ORDER
TO SHOW CAUSE RE DISMISSAL
OF CASE OR IMPOSITION OF
SANCTIONS
7-21-08 [26]

52. 08-91154-D-7 DUBY QUINTOA HEARING - MOTION FOR
APN #1 RELIEF FROM AUTOMATIC STAY
WELLS FARGO AUTO FINANCE, VS. 7-14-08 [11]

The court record indicates that moving party served the debtor and the debtor's attorney at an incorrect address. Also, the amended notice of hearing filed July 16, 2008 indicates an incorrect address for the court. As such this matter will be continued to September 3, 2008, 2007 at 10:30 a.m. to allow the moving party to correct these service defects. No appearance is necessary.

53. 08-91057-D-7 GLENDA BURROW HEARING - MOTION FOR
MEA #1 RELIEF FROM AUTOMATIC STAY
COUNTRYWIDE HOME LOANS, INC., VS. 7-1-08 [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. 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.

54. 08-91257-D-7 STEVEN/KIMBERLY SIPE HEARING - MOTION FOR
DN #1 ABANDONMENT OF BUSINESS
SIPE'S ANTIQUES
7-28-08 [32]

The court record indicates: (1) that moving party failed to serve the creditors who filed Claim Nos. 2 & 4 at the addresses on their proofs of claim, and failed to serve creditor Virginia Paulo, listed in their F-schedule, at all; and (2) the moving parties failed to serve the parties who have requested special notice at docket nos. 8, 12, 13, and 14 at the designated addresses. As such this matter will be continued to September 3, 2008, 2007 at 10:30 a.m. to allow the moving party to correct these service defects. No appearance is necessary.

55. 08-90858-D-7 ROBERT SMITH HEARING - MOTION FOR
KKY #1 RELIEF FROM AUTOMATIC STAY
OPERATING ENGINEERS #3 7-14-08 [14]
FEDERAL CREDIT UNION, 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.

56. 08-91258-D-7 SANDRA GREENWELL HEARING - MOTION FOR
PD #1 RELIEF FROM AUTOMATIC STAY
AMERICA'S SERVICING COMPANY, 7-22-08 [15]
ET AL., 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.

57. 08-91061-D-7 ROBERT/DOYLENE RUBIO HEARING - MOTION FOR
SW #1 RELIEF FROM AUTOMATIC STAY
GMAC, VS. 7-18-08 [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 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.

58. 08-90763-D-7 FRANCISCO SOTO HEARING - MOTION FOR
MBB #1 RELIEF FROM AUTOMATIC STAY
MORTGAGE ELECTRONIC REGISTRATION 6-27-08 [17]
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 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.

59. 08-90863-D-7 JEFFERY CALLAHAN HEARING - MOTION FOR
APN #1 RELIEF FROM AUTOMATIC STAY
WELLS FARGO AUTO FINANCE, VS. 7-16-08 [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. As the debtor is 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.

60. 08-90766-D-11 CHENEY & ASSOCIATES INS. HEARING - MOTION TO
WFH #9 SERVICES, INC. EXTEND TIME TO ASSUME OR
REJECT NON-RESIDENTIAL REAL
PROPERTY LEASE
7-24-08 [129] O.S.T.

61. 08-91167-D-7 NICOLE/ALBERT ELL HEARING - MOTION FOR
SW #1 RELIEF FROM AUTOMATIC STAY
WACHOVIA DEALER SERVICES, INC., VS. 7-24-08 [29]

62. 08-91167-D-7 NICOLE/ALBERT ELL HEARING - MOTION FOR
SW #2 RELIEF FROM AUTOMATIC STAY
WACHOVIA DEALER 7-18-08 [22]
SERVICES, 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.

63. 08-91367-D-7 JOHNNY ALVAREZ HEARING - ORDER
TO SHOW CAUSE RE DISMISSAL
OF CASE OR IMPOSITION OF
SANCTIONS
7-25-08 [9]

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.

64. 08-90668-D-7 CAROL MORENO HEARING - MOTION FOR
MBB #1 RELIEF FROM AUTOMATIC STAY
MORTGAGE ELECTRONIC REGISTRATION 6-26-08 [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 debtor received her discharge on July 29, 2008 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.

65. 08-91368-D-7 MATTHEW/SHELLEY CLINTON HEARING - ORDER
TO SHOW CAUSE RE DISMISSAL
OF CASE OR IMPOSITION OF
SANCTIONS
7-25-08 [9]

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.

66. 08-91169-D-7 LOUISA AVANTI, VS. HEARING - MOTION
RLB #1 TO AVOID LIEN
KELKRIS ASSOCIATES, INC. 7-11-08 [10]

The motion is denied for the following reasons: (1) the mailing list referred to in the proof of service is not attached, and it cannot otherwise be determined from the record what parties were served; (2) the motion and notice of hearing give an incorrect address for the court; and (3) the motion does not provide sufficient information to make a section 522(f) determination, even accepting all well-pleaded facts as true. The motion does not state the value of the property, the amounts of non-avoidable liens, or the amount of the Debtor's claimed exemption. As a result of these defects, the court will deny the motion by minute order. No appearance is necessary.

67. 08-91270-D-7 PEDRO/PATRICIA DIAZ HEARING - MOTION FOR
PD #1 RELIEF FROM AUTOMATIC STAY
CHASE HOME PINANCE, LLC, VS. 7-18-08 [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.

68. 08-90273-D-7 KEVIN/SHEILA JOHNSON HEARING - MOTION FOR
DES #1 RELIEF FROM AUTOMATIC STAY
EDWARD ESTRADA, VS. 7-18-08 [53]

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. 08-90273-D-7 KEVIN/SHEILA JOHNSON CONT. STATUS CONFERENCE
08-9036 5-7-08 [1]
DON SELBY, VS.
KEVIN JOHNSON, ET AL.

70. 08-90273-D-7 KEVIN/SHEILA JOHNSON CONT. HEARING - MOTION FOR
08-9036 SSA #1 SUMMARY JUDGMENT OR SUMMARY
DONALD SELBY, VS. ADJUDICATION OF FACTS
KEVIN JOHNSON, ET AL. 6-13-08 [9]

71. 08-91276-D-7 OSCAR/ANABEL PEREZ HEARING - MOTION FOR
SW #1 RELIEF FROM AUTOMATIC STAY
NUVELL CREDIT CO., VS. 7-18-08 [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.

72. 08-91376-D-7 ALEX/LISA RODRIGUEZ HEARING - MOTION FOR
WGM #1 RELIEF FROM AUTOMATIC STAY
WASHINGTON MUTUAL BANK, VS. ON REAL PROPERTY
7-23-08 [8]

73. 08-90877-D-7 JANET SAVAGE HEARING - ORDER
TO SHOW CAUSE RE DISMISSAL
FOR FAILURE TO TENDER FEES
7-8-08 [28]

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.

74. 08-91177-D-7 WILLIAM/VIVIAN MINAUDO HEARING - ORDER
TO SHOW CAUSE RE DISMISSAL
OF CASE OR IMPOSITION OF
SANCTIONS
7-8-08 [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.

75. 07-90678-D-7 CARLOS/LORENA ESCOBAR HEARING - MOTION FOR
MBB #1 RELIEF FROM AUTOMATIC STAY
MORTGAGE ELECTRONIC REGISTRATION 6-30-08 [53]
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.

76. 08-91178-D-7 JONY MENA HEARING - MOTION FOR
JHW #1 RELIEF FROM AUTOMATIC STAY
DAIMLERCHRYSLER FINANCIAL 7-8-08 [9]
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. 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.

77. 08-90779-D-11 UNIQUE DEPENDABLE INSURANCE HEARING - MOTION TO
WFH #8 SERVICES, INC. EXTEND TIME TO ASSUME OR
REJECT NON-RESIDENTIAL REAL
PROPERTY LEASE
7-24-08 [124] O.S.T.

78. 08-90879-D-7 APOLONIO/SUZANNE YANEZ HEARING - MOTION FOR
ND #1 RELIEF FROM AUTOMATIC STAY
SAXON MORTGAGE SERVICES, ON REAL PROPERTY
INC., VS. 7-18-08 [33]

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.

79. 08-91079-D-7 ROLAND/ALMA FOREMAN HEARING - MOTION FOR
MBB #1 RELIEF FROM AUTOMATIC STAY
MORTGAGE ELECTRONIC REGISTRATION 6-26-08 [10]
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.

80. 08-91279-D-7 JESS/KAYLYNN RAMBARAN HEARING - MOTION FOR
APN #1 RELIEF FROM AUTOMATIC STAY
WELLS FARGO BANK, VS. 7-23-08 [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.

81. 08-90981-D-7 LYNNE CLARK HEARING - MOTION FOR
KAT #1 RELIEF FROM AUTOMATIC STAY
STERLING BANK AND TRUST, FSB, VS. 7-9-08 [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. 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.

82. 08-91081-D-7 JERROLD/JACQUELINE HEARING - ORDER
EISENBERG TO SHOW CAUSE RE DISMISSAL
OF CASE OR IMPOSITION OF
SANCTIONS
7-9-08 [14]

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.

83. 08-90983-D-7 GARRY/MARIA TUCKER HEARING - MOTION FOR
PD #4 RELIEF FROM AUTOMATIC STAY
MORTGAGE ELECTRONIC REGISTRATION 6-30-08 [42]
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.

84. 08-91283-D-7 MARIA HORTA HEARING - MOTION FOR
PD #1 RELIEF FROM AUTOMATIC STAY
GMAC MORTGAGE, LLC, VS. 7-22-08 [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 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.

85. 08-91084-D-7 LEONIDES EUSEBIO HEARING - MOTION FOR
KAS #1 RELIEF FROM AUTOMATIC STAY
INDYMAC BANK, F.S.B., VS. 7-10-08 [12]

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 he 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.

86. 08-91185-D-7 JEFFERY/ERIN STANDLEY HEARING - MOTION FOR
PD #1 RELIEF FROM AUTOMATIC STAY
BANK OF AMERICA, N.A., VS. 7-3-08 [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. 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.

87. 07-91486-D-7 ARGELIA PLASCENCIA HEARING - ORDER
TO SHOW CAUSE RE DISMISSAL
FOR FAILURE TO TENDER FEES
7-14-08 [47]

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.

88. 08-91086-D-7 DONNA SOARES HEARING - ORDER
TO SHOW CAUSE RE DISMISSAL
OF CASE OR IMPOSITION OF
SANCTIONS
7-8-08 [14]

89. 04-90988-D-7 KONI ALCAMO HEARING - APPLICATION
SSA #6 FOR ALLOWANCE OF FIRST AND
FINAL COMPENSATION TO COUNSEL
FOR TRUSTEE (\$7,155.00 FEES;
\$142.78 EXPENSES)
7-23-08 [41]

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.

90. 04-90988-D-7 KONI ALCAMO HEARING - APPLICATION
SSA #7 OF MARIA STOKMAN OF ATHERTON
AND ASSOCIATES, LLP, FOR
COMPENSATION AND REIMBURSE-
MENT OF EXPENSES OF ACCOUNTANT
(\$1,472.00)
7-23-08 [46]

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.

91. 08-90890-D-7 GENE MENDENHALL HEARING - MOTION FOR
PD #1 RELIEF FROM AUTOMATIC STAY
MORTGAGE ELECTRONIC REGISTRATION 7-14-08 [16]
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 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.

92. 08-91190-D-7 CARLOS/CAROL RAMIREZ HEARING - ORDER
TO SHOW CAUSE RE DISMISSAL
OF CASE OR IMPOSITION OF
SANCTIONS
7-7-08 [9]

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.

93. 08-90194-D-13G KAREN JONES HEARING - MOTION TO
TPH #3 CONVERT A CASE UNDER CHAPTER
7 TO A CASE UNDER CHAPTER 13
6-30-08 [44]

CASE CONVERTED 7-3-08

Motion granted without hearing by order entered July 3, 2008. Matter removed from calendar as moot. No appearance is necessary.

94. 08-90694-D-7 THOMAS/LINDA MILLIGAN HEARING - OBJECTION TO
SF #2 DEBTOR'S EXEMPTION CLAIM IN
PERSONAL INJURY CLAIM
6-27-08 [17]

The court record indicates that moving party used an incorrect address, P.O. Box 2541, for the debtors. (This was their address per the petition, but they subsequently filed a change of address (P.O. Box 2531). As such this matter will be continued to September 3, 2008, 2007 at 10:30 a.m. to allow the moving party to correct this notice defect. No appearance is necessary.

95. 08-91294-D-7 ANATOLIY TYNDA
KLR #1

HEARING - MOTION FOR
DISMISSAL OF BANKRUPTCY
6-30-08 [5]

The court record indicates: (1) there is no evidence of service of the amended notice of hearing which is the only document that gives the hearing date; (2) the motion and the amended notice of hearing both give the court's former address, not the new one; (3) there is no indication in the motion, notice, or amended notice as to whether the motion is brought under LBR 9014-1(f) (1) or (f) (2), or as to whether written opposition must be filed, as required by LBR 9014-1(d) (3). As a result of these service defects the court will deny the motion by minute order. No appearance is necessary.

96. 08-91097-D-7 ROGER/RACHEAL SMITH

HEARING - ORDER
TO SHOW CAUSE RE DISMISSAL
OF CASE OR IMPOSITION OF
SANCTIONS
7-9-08 [18]

This case was dismissed on August 4, 2008. As a result the order to show cause will be removed from calendar as moot. No appearance is necessary.

97. 08-91097-D-7 ROGER/RACHEAL SMITH

HEARING - ORDER
TO SHOW CAUSE RE DISMISSAL
OF CASE OR IMPOSITION OF
SANCTIONS
7-22-08 [25]

This case was dismissed on August 4, 2008. As a result the order to show cause will be removed from calendar as moot. No appearance is necessary.

98. 08-91297-D-7 NELSON GUTIERREZ
JWC #1
TANSPORT FUNDING, LLC, VS.

HEARING - MOTION FOR
RELIEF FROM AUTOMATIC STAY
7-23-08 [8]

99. 08-91198-D-7 WILBERT RUIZ, JR. AND HEARING - ORDER
BROOK CALDERON TO SHOW CAUSE RE DISMISSAL
OF CASE OR IMPOSITION OF
SANCTIONS
7-8-08 [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.

100. 08-91101-D-7 MICHELLE LACY AND HEARING - MOTION FOR
KSH #1 FRANK STANLEY RELIEF FROM AUTOMATIC STAY
MORTGAGE ELECTRONIC REGISTRATION 7-25-08 [28]
SYSTEMS, INC., VS.

101. 08-91102-D-7 DANNY/THERESA SANDELIN HEARING - MOTION FOR
JDL #1 RELIEF FROM AUTOMATIC STAY
DOWNEY SAVINGS AND 7-28-08 [24]
LOAN ASSOCIATION, F.A., 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.

102. 08-90705-D-11 ALAN CHENEY & ASSOCIATES HEARING - MOTION FOR
WFH #9 INS. SERVICES-MODESTO, INC. AUTHORITY TO INCUR
POSTPETITION BORROWING
7-31-08 [158]

Tentative ruling: The court notes: (1) only the notice of hearing was served. The motion itself and the declaration were not served on anyone, neither the UST nor the parties requesting special notice, nor the parties entitled to notice under FRBP 4001(c); (2) the notice of hearing does not "sufficiently describe the nature of the relief being requested and set forth the essential facts necessary for a party to determine whether to oppose the motion," as required by LBR 9014-1(d)(4). As such the court is inclined to continue the hearing to allow the moving party to cure these service defects. The court will hear the matter.

103. 08-90705-D-11 ALAN CHENEY & ASSOCIATES HEARING - DEBTOR'S
WFH #10 INS. SERVICES-MODESTO, INC. SECOND MOTION FOR AUTHORITY
TO USE CASH COLLATERAL
7-31-08 [162]

Tentative ruling: The court notes: (1) only the notice of hearing was served. The motion itself and the declaration were not served on anyone, neither the UST nor the parties requesting special notice, nor the parties entitled to notice under FRBP 4001(b); (2) the notice of hearing does not "sufficiently describe the nature of the relief being requested and set forth the essential facts necessary for a party to determine whether to oppose the motion," as required by LBR 9014-1(d)(4). As such the court is inclined to continue the hearing to allow the moving party to cure these service defects. The court will hear the matter.

104. 08-91109-D-7 RENA CARVER HEARING - MOTION FOR
KSH #1 RELIEF FROM AUTOMATIC STAY
MORTGAGE ELECTRONIC REGISTRATION 7-25-08 [15]
SYSTEMS, INC., 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.

105. 07-91311-D-7 EVETTE CONCHAS HEARING - MOTION FOR
ND #1 RELIEF FROM AUTOMATIC STAY
SAXON MORTGAGE SERVICES, ON REAL PROPERTY
INC., ET AL., VS. 7-31-8 [56]

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.

106. 08-90717-D-7 BRUCE/ANNETTE SCHUCHARDT HEARING - MOTION FOR
RMP #1 RELIEF FROM AUTOMATIC STAY
BARCLAYS CAPITAL REAL 7-29-08 [28]
ESTATE INC., ET AL., 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.

107. 08-90918-D-7 JEREMIAH/MISTY SISCO HEARING - MOTION FOR
JDL #1 RELIEF FROM AUTOMATIC STAY
DOWNEY SAVINGS AND 7-29-08 [16]
LOAN ASSOC., F.A., 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.

108. 08-91222-D-7 DANNY ROUTH AND HEARING - MOTION FOR
RTD #1 KATHLEEN KATAVICH RELIEF FROM AUTOMATIC STAY
THE GOLDEN 1 CREDIT UNION, VS. 7-28-08 [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.

109. 08-91324-D-7 JORGE/EVANGELINA RODRIGUEZ HEARING - MOTION FOR
JDL #1 RELIEF FROM AUTOMATIC STAY
DOWNEY SAVINGS AND 7-28-08 [9]
LOAN ASSOCIATION, VS.

110. 08-90630-D-7 CEDRIC/DOROTHY ZACHERY HEARING - MOTION FOR
WGM #1 RELIEF FROM AUTOMATIC STAY
WASHINGTON MUTUAL BANK, VS. ON REAL PROPERTY
7-31-08 [28]

The matter is resolved without oral argument. This motion was notice under LBR (f) (2). However, debtors received their discharge on July 28, 2008 and, as a result, the stay is no longer in effect as to the debtor (see 11 U.S.C. § 362(c) (3)). As such, the motion will be denied as to the debtors as moot. The trustee has filed a Report of No Assets. Accordingly, the court finds a hearing is not necessary as to the Trustee and will grant relief from stay by minute order. There will be no further relief afforded. No appearance is necessary.

111. 08-91535-D-7 CYNTHIA MARTINEZ HEARING - APPLICATION
FOR WAIVER OF THE CHAPTER 7
FILING FEE FOR INDIVIDUALS
WHO CANNOT PAY THE FILING FEE
IN FULL OR IN INSTALLMENTS
7-30-08 [5]

112. 08-91136-D-7 JAVIER/JOSIE MADRIGAL HEARING - MOTION FOR
WGM #1 RELIEF FROM AUTOMATIC STAY
WASHINGTON MUTUAL BANK, VS. ON REAL PROPERTY
7-25-08 [12]

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.

113. 06-90245-D-7 SHIRLEY BABTIST HEARING - MOTION TO
SF #3 COMPROMISE CONTROVERSY RE
DRUG PRODUCT LIABILITY CLAIM
AND TO COMPANSATE SPECIAL
LITIGATION COUNSEL HANDLING
CLAIM
7-29-08 [36]

The court record indicates that the moving party failed to file a proof of service. As such the hearing will be continued to September 3, 2008 at 10:30 a.m. to allow the moving party to file a proof of service in support of the motion. No appearance is necessary.

114. 08-91146-D-7 DAVID/KIMBERLY MCCUTCHEON HEARING - MOTION FOR
JWC #1 RELIEF FROM AUTOMATIC STAY
WELLS FARGO FINANCIAL ON REAL PROPERTY
CALIFORNIA, INC., VS. 7-25-08 [14]

119. 08-91251-D-7 CHINANG NHAO
PD #1
AMERICA'S SERVICING
COMPANY, ET AL., VS.

HEARING - MOTION FOR
RELIEF FROM AUTOMATIC STAY
8-4-08 [12]

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 he 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.

120. 08-91257-D-7 STEVEN/KIMBERLY SIPE
PHL #5
LEHMAN BROTHERS BANK, FSB, VS.

HEARING - MOTION FOR
RELIEF FROM AUTOMATIC STAY;
ALTERANTIVELY ADEQUATE
PROTECTION
7-22-08 [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. 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.

121. 08-91558-D-7 BETTE BRUCE

HEARING - APPLICATION
FOR WAIVER OF THE CHAPTER 7
FILING FEE FOR INDIVIDUALS
WHO CANNOT PAY THE FILING FEE
IN FULL OR IN INSTALLMENTS
7-31-08 [5]

122. 08-91260-D-7 ROBERT ESSAVI

HEARING - ORDER
TO SHOW CAUSE RE DISMISSAL
OF CASE OR IMPOSITION OF
SANCTIONS
7-30-08 [14]

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.

135. 08-91297-D-7 NELSON GUTIERREZ
ND #1
SAXON MORTGAGE ON REAL PROPERTY
SERVICES, INC., VS.

HEARING - MOTION FOR
RELIEF FROM AUTOMATIC STAY

7-30-08 [14]

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 he 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.

136. 08-91499-D-7 DAVID/REBECCA NEWTON

HEARING - DEBTOR'S APPLICATION
FOR WAIVER OF THE CHAPTER 7
FILING FEE

7-25-08 [5]