

**UNITED STATES BANKRUPTCY COURT**

Eastern District of California

Honorable Robert S. Bardwil  
Bankruptcy Judge  
Sacramento, California

**August 27, 2008 at 10:00 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.	08-21702-D-7	LOIS REED	HEARING - MOTION FOR RELIEF FROM AUTOMATIC STAY ON REAL PROPERTY
	WGM #1		7-30-08 [44]
	WASHINGTON MUTUAL BANK, VS.		
2.	08-90705-D-11	ALAN CHENEY & ASSO. INS. SERVICES MODESTO, INC.	CONT. HEARING - MOTION FOR ORDER COMPELLING ARBITRATION AND MODIFYING THE AUTOMATIC STAY
	CA #1		7-3-08 [125]

3. 08-29211-D-7 TRUMAN/STACY HENDERSON HEARING - ORDER  
TO SHOW CAUSE RE DISMISSAL  
OF CASE OR IMPOSITION OF  
SANCTIONS  
7-31-08 [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.

4. 08-20925-D-7 MARILYN PARKER HEARING - ORDER  
TO SHOW CAUSE RE DISMISSAL  
OF CASE OR IMPOSITION OF  
SANCTIONS  
7-8-08 [23]

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.

5. 08-28826-D-7 NANCY TRULILLO HEARING - MOTION FOR  
RELIEF FROM AUTOMATIC STAY  
7-21-08 [11]  
MBB #1  
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 by minute order. There will be no further relief afforded. No appearance is necessary.

6. 08-28131-D-7 NORMAN ROBINSON HEARING - MOTION FOR  
RELIEF FROM AUTOMATIC STAY  
7-30-08 [20]  
DMM #1  
WACHOVIA MORTGAGE, FSB, 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.

7. 08-24733-D-11 LANNY/DEBORAH TOBE HEARING - MOTION FOR  
DGN #1 RELIEF FROM AUTOMATIC STAY  
FORD MOTOR CREDIT CO., VS. 8-1-08 [42]
8. 07-28152-D-7 CHARLOTTE QUARLES CONT. HEARING - MOTION TO  
07-2381 ADS #1 DISMISS ADVERSARY COMPLAINT  
CHARLOTTE QUARLES, VS. 6-12-08 [31]  
ROMAN RECTOR, ET AL.
9. 08-26361-D-7 DAVID WHALEY HEARING - MOTION FOR  
DMM #1 RELIEF FROM AUTOMATIC STAY  
WACHOVIA MORTGAGE, FSB., VS 7-30-08 [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.

10. 07-29062-D-7 KHALED ANBER HEARING - TRUSTEE'S  
CWC #3 MOTION FOR ORDER TO ABANDON  
REAL AND PERSONAL PROPERTY  
7-23-08 [125]

The matter is resolved without oral argument. There is no timely opposition to the trustee's motion to abandon real and personal 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.

11. 08-90766-D-11 CHENEY & ASSOCIATES CONT. HEARING - MOTION FOR  
CA #1 INSURANCE SERVICES, INC. ORDER COMPELLING ARBITRATION  
AND MODIFYING THE AUTOMATIC STAY  
7-3-08 [110]
12. 07-28367-D-7 PAUL/MARILYN JACOBO HEARING - MOTION FOR  
DGN #1 RELIEF FROM AUTOMATIC STAY  
FORD MOTOR CREDIT CO., VS. 7-31-08 [90]
13. 07-30269-D-7 DOUG/STEPHANIE GONZALES HEARING - MOTION FOR  
DMG #1 RELIEF FROM AUTOMATIC STAY  
CITIFINANCIAL AUTO CORP., VS. 7-29-08 [143]

**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.**

14. 08-29570-D-7 GERARDO/JOSEFINA BECERRA HEARING - MOTION FOR  
PD #1 RELIEF FROM AUTOMATIC STAY  
BANK OF AMERICA MORTGAGE, 7-30-08 [10]  
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.**

15. 08-29670-D-7 JAMES/LAURA RICHARDS HEARING - MOTION FOR  
PD #1 RELIEF FROM AUTOMATIC STAY  
GMAC MORTGAGE, LLC, VS. 7-31-08 [9]

16. 08-28276-D-7 DEREK HAWKINS HEARING - MOTION FOR  
MBB #1 RELIEF FROM AUTOMATIC STAY  
CONSUMER PORTFOLIO 7-21-08 [14]  
SERVICES, INC., VS.

**This case was dismissed on August 4, 2008. As a result the motion will be denied by minute order as moot. No appearance is necessary.**

17. 08-90779-D-11 UNIQUE DEPENDABLE CONT. HEARING - MOTION FOR  
CA #1 INSURANCE SERVICES, INC. ORDER COMPELLING ARBITRATION  
AND MODIFYING THE AUTOMATIC STAY  
7-3-08 [105]

18. 07-29781-D-7 JON REMALIA HEARING - MOTION FOR  
BLL #1 ORDER AUTHORIZING EMPLOYMENT  
OF COUNSEL FOR TRUSTEE ON A  
CONTINGENCY FEE BASIS  
7-22-08 [62]

19. 08-20394-D-7 JENNIFER JOSENERGER HEARING - MOTION FOR  
RDW #1 RELIEF FROM AUTOMATIC STAY  
PATELCO CREDIT UNION, VS. 7-30-08 [40]

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.

20. 07-20798-D-7 JAMES/ESTHER HOOPINGARNER HEARING - ORDER  
TO SHOW CAUSE RE DISMISSAL  
OF CASE OR IMPOSITION OF  
SANCTIONS  
7-30-08 [43]

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. 08-24899-D-7 WILLIAM/CARLA LEE HEARING - MOTION FOR  
PPR #1 RELIEF FROM AUTOMATIC STAY  
ACCREDITED HOME 7-18-08 [28]  
LENDERS, 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. 05-29402-D-7 RAYMOND GARCIA HEARING - MOTION  
PGM #2 TO WITHDRAW AS ATTORNEY  
OF RECORD  
8-1-08 [95]

23. 08-29405-D-7 MAXIMO/CYNTHIA TRUJILLO HEARING - MOTION FOR  
HRH #1 RELIEF FROM AUTOMATIC STAY  
FIRST FEDERAL BANK 8-7-08 [9]  
OF CALIFORNIA, VS.
24. 08-26007-D-11 RICHARD LEWIS, III HEARING - MOTION FOR  
WGM #1 RELIEF FROM AUTOMATIC STAY  
AMERICAN MORTGAGE ON REAL PROPERTY  
SERVICING, INC., VS. 8-5-08 [38]
25. 08-24810-D-7 ANDY HUSTON CONT. HEARING - MOTION FOR  
KO #1 RELIEF FROM AUTOMATIC STAY  
MORTGAGE ELECTRONIC REGISTRATION 6-26-08 [32]  
SYSTEMS, INC., VS.
26. 05-29226-D-7 R.E. SERVICE CO., INC. HEARING - APPLICATION OF  
SF #7 CHAPTER 7 TRUSTEE GARY FARRAR  
TO EMPLOY JOEL GUMBINER AS  
SPECIAL INSURANCE LITIGATION  
COUNSEL  
8-1-08 [600]

27. 08-30960-D-7 WILLIAM/SHANNON ANDERSON HEARING - APPLICATION  
FOR WAIVER OF THE CHAPTER 7  
FILING FEE FOR INDIVIDUALS  
WHO CANNOT PAY THE FILING FEE  
IN FULL OR IN INSTALLMENTS  
8-7-08 [5]

28. 08-28276-D-7 DEREK HAWKINS HEARING - ORDER  
TO SHOW CAUSE RE DISMISSAL  
OF CASE OR IMPOSITION OF  
SANCTIONS  
8-4-08 [26]

**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.**

29. 07-27879-D-7 OLGA NOGUES HEARING - TRUSTEE'S  
MFB #1 VERIFIED MOTION TO SELL  
LIQUOR LICENSE  
8-7-08 [130]

30. 08-90779-D-11 UNIQUE DEPENDABLE HEARING - MOTION FOR  
PPR #1 INSURANCE SERVICES, INC. RELIEF FROM AUTOMATIC STAY  
AMERICAN HONDA FINANCE CORPORATION, VS. 7-30-08 [141]

**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.**

31. 08-20287-D-7 BALWINDER SROYA  
SW #1  
WACHOVIA DEALER 8-7-08 [119]  
SERVICES, INC., VS.

HEARING - MOTION FOR  
RELIEF FROM AUTOMATIC STAY

32. 08-27293-D-7 JOHN NAILLON AND  
LYN BURLESON

HEARING - ORDER  
TO SHOW CAUSE RE DISMISSAL  
OF CASE OR IMPOSITION OF  
SANCTIONS  
8-6-08 [23]

**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.**