

UNITED STATES BANKRUPTCY COURT
Eastern District of California

Honorable W. Richard Lee
Bankruptcy Judge
Fresno, California

Friday, July 17, 2009

INSTRUCTIONS FOR PRE-HEARING DISPOSITIONS
DEPARTMENT B - FRESNO

1. The following rulings are tentative. The matter will be called and the court's final ruling will generally be placed on the record at the end of the calendar. **If no disposition is set forth below, the hearing will take place as scheduled.**

2. Matters resolved without oral argument:

If the moving party has received a response or is aware of any reason, such as a settlement, that a timely opposition may not have been filed, the moving party must contact Marlene Medina, the Calendar Clerk, at (559) 499-5825 by 4:00 p.m. the day before the scheduled hearing.

Moving party shall submit an appropriate form of order. When the debtor's discharge has been entered, proposed orders for relief from stay must reflect that the motion is dismissed as to the debtor and granted only as to the trustee. Entry of discharge normally is indicated on the calendar.

If the parties resolve a matter by stipulation after the tentative ruling has been posted, but **before the formal order is entered on the docket**, the **moving party** may appear at the hearing and advise the court of the settlement or withdraw the motion. Alternatively, the parties may submit a stipulation and order to modify the court's intended ruling together with the proposed stipulation and order resolving the matter.

3. The court will not continue short cause evidentiary hearings scheduled below.

4. If a matter is denied without prejudice for any reason set forth below, the moving party shall file a new motion or objection to claim with a new docket control number. It may not simply re-notice the original motion.

9:00 A.M.

1. 09-13995-B-11 KENNETH R. HALE HEARING - APPLICATION FOR
WW #10 PAYMENT OF INTERIM FEES AND/OR
WALTER & WILHELM LAW GROUP EXPENSES (COUNSEL FOR DEBTOR)
[136]

RILEY WALTER/Atty. for dbt.

The motion will be granted for cause shown without oral argument. The record reflects that the motion is unopposed.

11:30 A.M.

1. 09-13001-B-7 MONTY & CHRISTINA VENABLE HEARING - APPROVAL OF
BMS #1 REAFFIRMATION AGREEMENT WITH
FORD MOTOR CREDIT COMPANY LLC
[17]

BETH STRATTON/Atty. for mv.

The motion will be granted for cause shown without oral argument. The record reflects that the motion is unopposed.

1:30 P.M.

1. 08-11101-B-7 GABRIEL & MARCELA FERNANDEZ HEARING - APPLICATIONS FOR
COMPENSATION:
JAMES SALVEN, TRUSTEE [64]

The motion will be granted for cause shown without oral argument. The record reflects that the motion is unopposed.

2. 08-13601-B-7 GEARY DALE BRIGGS HEARING - APPLICATIONS FOR
COMPENSATION:
JAMES SALVEN, TRUSTEE [37]

The motion will be granted for cause shown without oral argument. The record reflects that the motion is unopposed.

6. 09-15407-B-7 REYNA O. MERCADO HEARING - DEBTOR'S APPLICATION
FOR WAIVER OF THE CHAPTER 7
FILING FEE [5]

OPPOSITION BY ROBERT HAWKINS,
CHAPTER 7 TRUSTEE

ORDER 6/18/09
PATRICIA CARRILLO/Atty. for dbt.
ROBERT HAWKINS TRUSTEE

The waiver application will be denied as moot. The debtor has applied to

pay the fee in installments. The trustee's objection will be overruled as moot. No appearance is necessary.

8. 08-14519-B-7 MELVIN & ANITA SHAPIRO HEARING - APPLICATIONS FOR COMPENSATION:
BETH STRATTON, TRUSTEE [37]

The motion will be granted for cause shown without oral argument. The record reflects that the motion is unopposed.

9. 08-15419-B-7 LOUIE & SHELIA JOLLEY HEARING - APPLICATIONS FOR COMPENSATION:
JAMES SALVEN, TRUSTEE [24]

The motion will be granted for cause shown without oral argument. The record reflects that the motion is unopposed.

10. 09-15221-A-7 JIMMIE & RAFAELA ISLAS HEARING - ORDER TO SHOW CAUSE FOR FAILURE TO PAY \$75.00
DUE 6/24/09 [11]

GARY HUSS/Atty. for dbt.

The record shows that this document has been filed and/or the required fee has been paid. The OSC will be dropped from calendar. No appearance is necessary.

11. 09-10726-B-7 WILLIAM RICE, JR. HEARING - TRUSTEE'S MOTION FOR ORDER AUTHORIZING SALE OF
SAS #1 AND SANDY RICE MOTOR VEHICLE [19]

SHERYL STRAIN, TRUSTEE

The motion will be granted for cause shown without oral argument. The record reflects that the motion is unopposed.

12. 08-15529-B-7 WAYNE GARABEDIAN HEARING - APPLICATIONS FOR COMPENSATION:
ROBERT HAWKINS, TRUSTEE [22]

The motion will be granted for cause shown without oral argument. The record reflects that the motion is unopposed.

13. 09-12341-B-7 ALBERT SOMERA, JR. HEARING - ORDER TO SHOW CAUSE FOR FAILURE TO PAY \$75.00
DUE 6/25/09 [17]

PRO SE

The record shows that this document has been filed and/or the required fee has been paid. The OSC will be dropped from calendar. No appearance is

necessary.

14. 09-13356-A-7 ANITA B. GUZMAN HEARING - ORDER TO SHOW CAUSE
FOR FAILURE TO PAY \$75.00
DUE 6/25/09 [18]

PRO SE

The record shows that this document has been filed and/or the required fee has been paid. The OSC will be dropped from calendar. No appearance is necessary.

15. 08-14564-B-7 RANDY & JOANNE FUNKNER HEARING - APPLICATIONS FOR
COMPENSATION:
BETH STRATTON, TRUSTEE [64]

The motion will be granted for cause shown without oral argument. The record reflects that the motion is unopposed.

16. 09-14165-A-7 RAUL & MARY ANN ACOSTA HEARING - ORDER TO SHOW CAUSE
FOR FAILURE TO PAY \$100.00
DUE 6/25/09 [15]

7/7/09 PAID \$200.00

BRIAN AUSTIN/Atty. for dbt.

The record shows that this document has been filed and/or the required fee has been paid. The OSC will be dropped from calendar. No appearance is necessary.

20. 09-13571-B-7 ANTONIO PEREZ HEARING - TRUSTEE'S MOTION
BMS #1 TO RECONSIDER ORDER GRANTING
DEBTORS' APPLICATION FOR WAIVER
OF THE CHAPTER 7 FILING FEE
[14]

BETH STRATTON, TRUSTEE

The motion will be denied as moot. The fee has been paid in full on 7/15/09. No appearance is necessary.

21. 09-15875-B-7 JOE & GUADALUPE CASTANEDA HEARING - ORDER TO SHOW CAUSE
FOR FAILURE TO PAY \$100.00
DUE 6/25/09 [9]

7/6/09 PAID \$100.00

BRIAN AUSTIN/Atty. for dbt.

The record shows that this document has been filed and/or the required fee has been paid. The OSC will be dropped from calendar. No appearance is necessary.

22. 09-15880-A-7 MICHELLE MCCANN HEARING - ORDER TO SHOW CAUSE
FOR FAILURE TO PAY \$100.00
DUE 6/25/09 [9]

7/2/09 PAID \$100.00

BRIAN AUSTIN/Atty. for dbt.

The record shows that this document has been filed and/or the required fee has been paid. The OSC will be dropped from calendar. No appearance is necessary.

28. 09-14790-B-7 DAWN BREITENBUCHER HEARING - ORDER TO SHOW CAUSE
FOR FAILURE TO PAY \$75.00
DUE 6/25/09 [11]

PRO SE

The record shows that this document has been filed and/or the required fee has been paid. The OSC will be dropped from calendar. No appearance is necessary.

31. 09-15797-A-7 RAYMOND A. CANDLER, JR. HEARING - ORDER TO SHOW CAUSE
FOR FAILURE TO PAY \$26.00
DUE 6/26/09 [11]

7/2/09 APPLICATION TO WAIVE FEE

PRO SE

This matter will be dropped from calendar. The fee has been waived.

2:30 P.M.

1. 09-12800-B-7 RICK & SHERICE DABBS HEARING - MOTION FOR RELIEF
JCW #1 FROM STAY [27]
AURORA LOAN SERVICES, LLC, VS.

JENNIFER WONG/Atty. for mv.

The motion will be granted without oral argument for cause shown. The record reflects that the motion is unopposed. If the prayer for relief includes a request for adequate protection, and/or a request for an award of attorney fees, those requests will be denied without prejudice. Adequate protection is unnecessary in light of the relief granted herein. A motion for attorney fees pursuant to 11 U.S.C. § 506(b), or applicable nonbankruptcy law must be separately noticed and separately briefed with appropriate legal authority and supporting documentation.

2. 09-14300-B-7 JAVIER ESTRADA HEARING - MOTION FOR RELIEF

JCW #1
JPMORGAN CHASE BANK, N.A., VS.

FROM STAY [10]

JENNIFER WONG/Atty. for mv.

The motion will be granted without oral argument for cause shown. The record reflects that the motion is unopposed. If the prayer for relief includes a request for adequate protection, and/or a request for an award of attorney fees, those requests will be denied without prejudice. Adequate protection is unnecessary in light of the relief granted herein. A motion for attorney fees pursuant to 11 U.S.C. § 506(b), or applicable nonbankruptcy law must be separately noticed and separately briefed with appropriate legal authority and supporting documentation.

3. 09-13603-B-7 JEFF & JULIE HOBART HEARING - MOTION FOR RELIEF
JCW #1 FROM STAY [16]
HSBC BANK USA, N.A., VS.

NON-OPPOSITION BY DEBTORS

JENNIFER WONG/Atty. for mv.
MARK ZIMMERMAN/Atty. for dbt.

The motion will be granted without oral argument for cause shown. The record reflects that the motion is unopposed. If the prayer for relief includes a request for adequate protection, and/or a request for an award of attorney fees, those requests will be denied without prejudice. Adequate protection is unnecessary in light of the relief granted herein. A motion for attorney fees pursuant to 11 U.S.C. § 506(b), or applicable nonbankruptcy law must be separately noticed and separately briefed with appropriate legal authority and supporting documentation.

4. 09-12905-B-7 LUPE RAMOS HEARING - MOTION FOR RELIEF
PD #2 FROM STAY [24]
AURORA LOAN SERVICES, LLC, VS.

CASPER RANKIN/Atty. for mv.

The motion will be granted without oral argument for cause shown. The record reflects that the motion is unopposed. If the prayer for relief includes a request for adequate protection, and/or a request for an award of attorney fees, those requests will be denied without prejudice. Adequate protection is unnecessary in light of the relief granted herein. A motion for attorney fees pursuant to 11 U.S.C. § 506(b), or applicable nonbankruptcy law must be separately noticed and separately briefed with appropriate legal authority and supporting documentation.

6. 09-13909-B-7 MARIA GONZALEZ HEARING - MOTION FOR RELIEF
RCO #1 FROM STAY [26]
GMAC MORTGAGE, LLC, VS.

JONATHAN DAMEN/Atty. for mv.

The motion will be granted without oral argument for cause shown. The record reflects that the motion is unopposed. If the prayer for relief includes a request for adequate protection, and/or a request for an award of attorney fees, those requests will be denied without prejudice. Adequate protection is unnecessary in light of the relief granted herein. A motion for attorney fees pursuant to 11 U.S.C. § 506(b), or applicable nonbankruptcy law must be separately noticed and separately briefed with appropriate legal authority and supporting documentation.

7. 09-10911-B-7 MARIA ELENA CEJA HEARING - MOTION FOR RELIEF
MKB #1 FROM STAY [27]
WELLS FARGO BANK, N.A., VS.

MOTION FILED 6/18/09
CASE CLOSED 6/18/09
DISCHARGED 6/5/09

HANNAH FABRIKANT/Atty. for mv.

This case was closed on June 18, 2009. The automatic stay has already terminated by operation of law. The scheduled hearing will be dropped from calendar. No appearance is necessary.

9. 08-16714-B-7 DANA & BONNIE JO MONROE HEARING - MOTION FOR RELIEF
APN #1 FROM STAY AS TO THE CHAPTER 7
TOYOTA MOTOR CREDIT CORP., VS. TRUSTEE AND THE UNITED STATES
TRUSTEE [25]

DISCHARGED 2/5/09

AUSTIN NAGEL/Atty. for mv.

The motion will be denied as moot as to the debtor(s), their discharge having been entered. The motion will be granted for cause shown as to the Chapter 7 trustee. The record reflects that the motion is unopposed. If the prayer for relief includes a request for adequate protection, and/or a request for an award of attorney fees, those requests will be denied without prejudice. Adequate protection is unnecessary in light of the relief granted herein. A motion for attorney fees pursuant to 11 U.S.C. § 506(b), or applicable nonbankruptcy law must be separately noticed and separately briefed with appropriate legal authority and supporting documentation.

10. 09-14014-B-7 JOSE L. CABANAS HEARING - MOTION FOR RELIEF
JCW #1 FROM STAY [11]
JPMORGAN CHASE BANK, N.A., VS.

JENNIFER WONG/Atty. for mv.

The motion will be granted without oral argument for cause shown. The record reflects that the motion is unopposed. If the prayer for relief includes a request for adequate protection, and/or a request for an award of attorney fees, those requests will be denied without prejudice. Adequate protection is unnecessary in light of the relief granted herein. A motion for attorney fees pursuant to 11 U.S.C. § 506(b), or applicable

nonbankruptcy law must be separately noticed and separately briefed with appropriate legal authority and supporting documentation.

12. 09-13416-B-7 RICHARD & CHRIS DAVIS HEARING - MOTION FOR RELIEF
BMS #1 FROM STAY OR FOR ADEQUATE
FORD MOTOR CREDIT COMPANY, LLC, VS. PROTECTION [18]

BETH STRATTON/Atty. for mv.

The motion will be granted without oral argument for cause shown. The record reflects that the motion is unopposed. If the prayer for relief includes a request for adequate protection, and/or a request for an award of attorney fees, those requests will be denied without prejudice. Adequate protection is unnecessary in light of the relief granted herein. A motion for attorney fees pursuant to 11 U.S.C. § 506(b), or applicable nonbankruptcy law must be separately noticed and separately briefed with appropriate legal authority and supporting documentation.

14. 09-11524-B-7 RICK SCHISNEWSKI HEARING - MOTION FOR RELIEF
EAT #1 FROM STAY [19]
CTX MORTGAGE COMPANY, LLC, VS. DISCHARGED 6/12/09

MARISOL NAGATA/Atty. for mv.

The motion will be denied as moot as to the debtor(s), their discharge having been entered. The motion will be granted for cause shown as to the Chapter 7 trustee. The record reflects that the motion is unopposed. If the prayer for relief includes a request for adequate protection, and/or a request for an award of attorney fees, those requests will be denied without prejudice. Adequate protection is unnecessary in light of the relief granted herein. A motion for attorney fees pursuant to 11 U.S.C. § 506(b), or applicable nonbankruptcy law must be separately noticed and separately briefed with appropriate legal authority and supporting documentation.

15. 09-14224-B-7 SHOUA THAO HEARING - MOTION FOR RELIEF
JCW #1 AND YEE LEE FROM STAY [9]
ONEWEST BANK, FSB, VS.

JENNIFER WONG/Atty. for mv.

The motion will be granted without oral argument for cause shown. The record reflects that the motion is unopposed. If the prayer for relief includes a request for adequate protection, and/or a request for an award of attorney fees, those requests will be denied without prejudice. Adequate protection is unnecessary in light of the relief granted herein. A motion for attorney fees pursuant to 11 U.S.C. § 506(b), or applicable nonbankruptcy law must be separately noticed and separately briefed with appropriate legal authority and supporting documentation.

16. 09-14325-B-7 FRANCISCO & FATIMA MACIEL HEARING - MOTION FOR RELIEF

MET #1
BANK OF THE WEST, VS.

FROM STAY [8]

MARY TANG/Atty. for mv.

The motion will be denied as moot. The debtor(s) is (are) an individual(s). The record does not show that the personal property collateral for this secured claim was redeemed or surrendered within the applicable time set by § 521(a)(2). Similarly, the record does not reflect that the loan was reaffirmed or that the movant denied a request to reaffirm the loan on the original contract terms. Therefore, pursuant to 11 U.S.C. § 362(h), the collateral is no longer property of the estate and the automatic stay has already terminated by operation of law. Movant may submit an order denying the motion, and confirming that the automatic stay has already terminated on the grounds set forth above. No attorney fees will be awarded in relation to this motion.

17. 09-13427-B-7 LAURIE TAYLOR-HORNECK HEARING - MOTION FOR RELIEF
MET #1 FROM STAY [14]
AMERICAN HONDA FINANCE CORP., VS.

MARY TANG/Atty. for mv.

The motion will be denied as moot. The debtor(s) is (are) an individual(s). The record does not show that the personal property collateral for this secured claim was redeemed or surrendered within the applicable time set by § 521(a)(2). Similarly, the record does not reflect that the loan was reaffirmed or that the movant denied a request to reaffirm the loan on the original contract terms. Therefore, pursuant to 11 U.S.C. § 362(h), the collateral is no longer property of the estate and the automatic stay has already terminated by operation of law. Movant may submit an order denying the motion, and confirming that the automatic stay has already terminated on the grounds set forth above. No attorney fees will be awarded in relation to this motion.

19. 09-10529-B-7 JAMES & ALICE O'BANNON HEARING - MOTION FOR RELIEF
BSN #1 FROM STAY [23]
BANK OF AMERICA, N.A., VS.

NON-OPPOSITION BY DEBTORS

DISCHARGED 6/2/09

BENJAMIN NACHIMSON/Atty. for mv.
MARK ZIMMERMAN/Atty. for dbt.

This case was closed on June 19, 2009. The automatic stay has already terminated by operation of law. The scheduled hearing will be dropped from calendar. No appearance is necessary.

20. 09-13929-B-7 GUSTAVO GUTIERREZ HEARING - MOTION FOR RELIEF
PD #1 AND EVANGELINA FLORES FROM STAY [17]
JPMORGAN CHASE BANK, N.A., VS.

CASPER RANKIN/Atty. for mv.

The motion will be granted without oral argument for cause shown. The record reflects that the motion is unopposed. If the prayer for relief includes a request for adequate protection, and/or a request for an award of attorney fees, those requests will be denied without prejudice. Adequate protection is unnecessary in light of the relief granted herein. A motion for attorney fees pursuant to 11 U.S.C. § 506(b), or applicable nonbankruptcy law must be separately noticed and separately briefed with appropriate legal authority and supporting documentation.

21. 09-13535-B-7 MARIA SANCHEZ HEARING - MOTION FOR RELIEF
JCW #1 FROM STAY [10]
DEUTSCHE BANK NATIONAL TRUST
COMPANY, VS.

JENNIFER WONG/Atty. for mv.

The motion will be granted without oral argument for cause shown. The record reflects that the motion is unopposed. If the prayer for relief includes a request for adequate protection, and/or a request for an award of attorney fees, those requests will be denied without prejudice. Adequate protection is unnecessary in light of the relief granted herein. A motion for attorney fees pursuant to 11 U.S.C. § 506(b), or applicable nonbankruptcy law must be separately noticed and separately briefed with appropriate legal authority and supporting documentation.

22. 09-11741-B-7 RAMIRO & ARCELIA GARCIA HEARING - MOTION FOR RELIEF
DMM #1 FROM STAY [27]
WACHOVIA MORTGAGE, FSB, VS.

DISCHARGED 6/8/09

DAVE MCGRAW/Atty. for mv.

The motion will be denied as moot as to the debtor(s), their discharge having been entered. The motion will be granted for cause shown as to the Chapter 7 trustee. The record reflects that the motion is unopposed. If the prayer for relief includes a request for adequate protection, and/or a request for an award of attorney fees, those requests will be denied without prejudice. Adequate protection is unnecessary in light of the relief granted herein. A motion for attorney fees pursuant to 11 U.S.C. § 506(b), or applicable nonbankruptcy law must be separately noticed and separately briefed with appropriate legal authority and supporting documentation.

24. 09-14546-B-7 JAY & JOAN DIMINO HEARING - MOTION FOR RELIEF
PD #1 FROM STAY [12]
BANK OF AMERICA, N.A., VS.

CASPER RANKIN/Atty. for mv.

The motion will be granted without oral argument for cause shown. The record reflects that the motion is unopposed. If the prayer for relief includes a request for adequate protection, and/or a request for an award of attorney fees, those requests will be denied without prejudice. Adequate protection is unnecessary in light of the relief granted herein. A motion for attorney fees pursuant to 11 U.S.C. § 506(b), or applicable nonbankruptcy law must be separately noticed and separately briefed with appropriate legal authority and supporting documentation.

26. 09-13649-B-7 ALANE SIRLES HEARING - MOTION FOR RELIEF
JHW #1 FROM STAY [13]
DAIMLER TRUST SUCCESSOR TO DCFS
TRUST, VS.

JENNIFER WANG/Atty. for mv.

The motion will be denied as moot. The debtor(s) is (are) an individual(s). The record does not show that the personal property collateral for this secured claim was redeemed or surrendered within the applicable time set by § 521(a)(2). Similarly, the record does not reflect that the loan was reaffirmed or that the movant denied a request to reaffirm the loan on the original contract terms. Therefore, pursuant to 11 U.S.C. § 362(h), the collateral is no longer property of the estate and the automatic stay has already terminated by operation of law. Movant may submit an order denying the motion, and confirming that the automatic stay has already terminated on the grounds set forth above. No attorney fees will be awarded in relation to this motion.

27. 09-12261-B-7 JENNY CHI HA HEARING - MOTION FOR RELIEF
JCW #1 FROM STAY [12]
WACHOVIA MORTGAGE CORP., VS.
DISCHARGED 6/29/09

JENNIFER WONG/Atty. for mv.

The motion will be denied as moot as to the debtor(s), their discharge having been entered. The motion will be granted for cause shown as to the Chapter 7 trustee. The record reflects that the motion is unopposed. If the prayer for relief includes a request for adequate protection, and/or a request for an award of attorney fees, those requests will be denied without prejudice. Adequate protection is unnecessary in light of the relief granted herein. A motion for attorney fees pursuant to 11 U.S.C. § 506(b), or applicable nonbankruptcy law must be separately noticed and separately briefed with appropriate legal authority and supporting documentation.

28. 09-11765-B-7 FRANK GUILLOT HEARING - MOTION FOR RELIEF
MBB #1 FROM STAY [14]
AMERICA'S WHOLESALE LENDER, VS.
DISCHARGED 6/11/09

MARK DOMEYER/Atty. for mv.

The motion will be denied as moot as to the debtor(s), their discharge having been entered. The motion will be granted for cause shown as to the Chapter 7 trustee. The record reflects that the motion is unopposed. If the prayer for relief includes a request for adequate protection, and/or a request for an award of attorney fees, those requests will be denied without prejudice. Adequate protection is unnecessary in light of the relief granted herein. A motion for attorney fees pursuant to 11 U.S.C. § 506(b), or applicable nonbankruptcy law must be separately noticed and separately briefed with appropriate legal authority and supporting documentation.

29. 09-12065-B-7 GURVENDERA SINGH HEARING - MOTION FOR RELIEF
RCO #1 FROM STAY [16]
MORTGAGE ELECTRONIC REGISTRATION
SYSTEMS, INC., VS. DISCHARGED 6/29/09

JONATHAN DAMEN/Atty. for mv.

The motion will be denied as moot as to the debtor(s), their discharge having been entered. The motion will be granted for cause shown as to the Chapter 7 trustee. The record reflects that the motion is unopposed. If the prayer for relief includes a request for adequate protection, and/or a request for an award of attorney fees, those requests will be denied without prejudice. Adequate protection is unnecessary in light of the relief granted herein. A motion for attorney fees pursuant to 11 U.S.C. § 506(b), or applicable nonbankruptcy law must be separately noticed and separately briefed with appropriate legal authority and supporting documentation.

30. 09-14169-B-7 ESTHER J. MALONE HEARING - MOTION FOR RELIEF
JCW #1 FROM STAY [16]
ONEWEST BANK, FSB, VS.

JENNIFER WONG/Atty. for mv.

The motion will be granted without oral argument for cause shown. The record reflects that the motion is unopposed. If the prayer for relief includes a request for adequate protection, and/or a request for an award of attorney fees, those requests will be denied without prejudice. Adequate protection is unnecessary in light of the relief granted herein. A motion for attorney fees pursuant to 11 U.S.C. § 506(b), or applicable nonbankruptcy law must be separately noticed and separately briefed with appropriate legal authority and supporting documentation.

32. 09-14074-B-7 ELISEO CORONADO HEARING - MOTION FOR RELIEF
ASW #1 FROM STAY [12]
MORTGAGE ELECTRONIC REGISTRATION
SYSTEMS, INC., VS.

ALAN WOLF/Atty. for mv.

The motion will be granted without oral argument for cause shown. The record reflects that the motion is unopposed. If the prayer for relief includes a request for adequate protection, and/or a request for an award of attorney fees, those requests will be denied without prejudice. Adequate protection is unnecessary in light of the relief granted herein. A motion for attorney fees pursuant to 11 U.S.C. § 506(b), or applicable nonbankruptcy law must be separately noticed and separately briefed with appropriate legal authority and supporting documentation.

33. 09-14679-B-7 MUCIO & LETICIA VERA HEARING - MOTION FOR RELIEF
MET #1 FROM STAY [8]
AMERICAN HONDA FINANCE CORP., VS.

MARY TANG/Atty. for mv.

The motion will be granted without oral argument for cause shown. The record reflects that the motion is unopposed. If the prayer for relief includes a request for adequate protection, and/or a request for an award of attorney fees, those requests will be denied without prejudice. Adequate protection is unnecessary in light of the relief granted herein. A motion for attorney fees pursuant to 11 U.S.C. § 506(b), or applicable nonbankruptcy law must be separately noticed and separately briefed with appropriate legal authority and supporting documentation.

34. 09-13687-B-7 VICTORIA ALVARADO HEARING - MOTION FOR RELIEF
PD #1 FROM STAY [12]
WELLS FARGO BANK, N.A., VS.

CASPER RANKIN/Atty. for mv.

The motion will be granted without oral argument for cause shown. The record reflects that the motion is unopposed. If the prayer for relief includes a request for adequate protection, and/or a request for an award of attorney fees, those requests will be denied without prejudice. Adequate protection is unnecessary in light of the relief granted herein. A motion for attorney fees pursuant to 11 U.S.C. § 506(b), or applicable nonbankruptcy law must be separately noticed and separately briefed with appropriate legal authority and supporting documentation.

35. 09-14293-B-7 ROBIN WINDUST HEARING - MOTION FOR RELIEF
MET #1 FROM STAY [13]
BANK OF THE WEST, VS.

MARY TANG/Atty. for mv.

The motion will be granted without oral argument for cause shown. The record reflects that the motion is unopposed. If the prayer for relief includes a request for adequate protection, and/or a request for an award of attorney fees, those requests will be denied without prejudice. Adequate protection is unnecessary in light of the relief granted herein. A motion

for attorney fees pursuant to 11 U.S.C. § 506(b), or applicable nonbankruptcy law must be separately noticed and separately briefed with appropriate legal authority and supporting documentation.

37. 09-12998-B-7 JESUS PLASCENCIA HEARING - MOTION FOR RELIEF
WFZ #1 FROM STAY [12]
INDYMAC BANK, F.S.B. VS.

DONNA LA PORTE/Atty. for mv.

The motion will be granted without oral argument for cause shown. The record reflects that the motion is unopposed. If the prayer for relief includes a request for adequate protection, and/or a request for an award of attorney fees, those requests will be denied without prejudice. Adequate protection is unnecessary in light of the relief granted herein. A motion for attorney fees pursuant to 11 U.S.C. § 506(b), or applicable nonbankruptcy law must be separately noticed and separately briefed with appropriate legal authority and supporting documentation.

38. 09-14398-B-7 MIGUEL & ANA GOMEZ HEARING - MOTION FOR RELIEF
APN #1 FROM STAY [21]
WELLS FARGO FINANCIAL, VS.

AUSTIN NAGEL/Atty. for mv.

The motion will be denied as moot. The debtor(s) is (are) an individual(s). The record does not show that the personal property collateral for this secured claim was redeemed or surrendered within the applicable time set by § 521(a)(2). Similarly, the record does not reflect that the loan was reaffirmed or that the movant denied a request to reaffirm the loan on the original contract terms. Therefore, pursuant to 11 U.S.C. § 362(h), the collateral is no longer property of the estate and the automatic stay has already terminated by operation of law. Movant may submit an order denying the motion, and confirming that the automatic stay has already terminated on the grounds set forth above. No attorney fees will be awarded in relation to this motion.

39. 08-18699-B-7 TEODORO MARTINEZ HEARING - MOTION FOR RELIEF
VVF #1 AND TERESA RAMIREZ FROM STAY [112]
AMERICAN HONDA FINANCE CORP., VS.

VINCENT FROUNJIAN/Atty. for mv.

The motion will be denied as moot. The debtor(s) is (are) an individual(s). The record does not show that the personal property collateral for this secured claim was redeemed or surrendered within the applicable time set by § 521(a)(2). Similarly, the record does not reflect that the loan was reaffirmed or that the movant denied a

request to reaffirm the loan on the original contract terms. Therefore, pursuant to 11 U.S.C. § 362(h), the collateral is no longer property of the estate and the automatic stay has already terminated by operation of law. Movant may submit an order denying the motion, and confirming that the automatic stay has already terminated on the grounds set forth above. No attorney fees will be awarded in relation to this motion.