

UNITED STATES BANKRUPTCY COURT

Eastern District of California

Honorable Whitney Rimel

Bankruptcy Judge

Fresno, California

1. 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.

Following the hearing (not before), moving party shall submit an appropriate form of order. When the debtor's discharge has been entered, proposed orders for relief from stay should 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.

2. If a matter is denied without prejudice, the moving party may file a new motion or objection to claim with a new docket control number. It may not simply re-notice the original motion.

3. If no disposition is set forth below, the hearing will take place as scheduled.

January 7, 2009

9:00 a.m.

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1. [08-15402](#)-B-7 VICTOR VELASQUEZ, SR.  
AND VIRGINIA VELASQUEZ HEARING - ORDER TO SHOW CAUSE  
FOR FAILURE TO PAY \$75.00  
DUE 12/16/08 [[20](#)]  
  
PAID \$149.00 1/5/09

PRO SE

The matter is resolved without oral argument. The deficiency has been corrected. The Order to Show Cause is dismissed. The case will remain pending. No appearance is necessary.

2. [08-15802](#)-A-7 WANDA L. MILLER HEARING - ORDER TO SHOW CAUSE  
FOR FAILURE TO APPEAR AT  
MEETING OF CREDITORS SET FOR  
12/5/08 [[22](#)]  
  
DECLARATION IN RESPONSE BY  
MARK ZIMMERMAN  
  
MARK ZIMMERMAN/Atty. for dbt.  
  
PER TRUSTEE, MEETING CONCLUDED  
12/11/08

The matter is resolved without oral argument. The deficiency has been corrected. The Order to Show Cause is dismissed. The case will remain pending. No appearance is necessary.

3. [08-17604](#)-B-7 JUAN & MAGDALENA SANCHEZ HEARING - ORDER TO SHOW CAUSE FOR FAILURE TO PAY \$26.00 DUE 12/2/08 [[11](#)]  
  
PAID \$26.00 12/22/08

MICHAEL RIVERA/Atty. for dbt.

The matter is resolved without oral argument. The deficiency has been corrected. The Order to Show Cause is dismissed. The case will remain pending. No appearance is necessary.

4. [08-16606](#)-A-7 JOHN & GAIL DANIEL HEARING - ORDER TO SHOW CAUSE FOR FAILURE TO APPEAR AT MEETING OF CREDITORS SET FOR 11/25/08 [[11](#)]  
  
PER TRUSTEE, MEETING CONCLUDED 12/19/08

PRO SE

The matter is resolved without oral argument. The deficiency has been corrected. The Order to Show Cause is dismissed. The case will remain pending. No appearance is necessary.

5. [08-17406](#)-B-7 JAMES M. HAYES, JR. AND MARILYN HAYES HEARING - ORDER TO SHOW CAUSE FOR FAILURE TO PAY \$99.00 DUE 12/9/08 [[14](#)]  
  
PAID FINAL INSTALLMENT PAYMENT OF \$99.00 12/17/08

RICHARD LIMA/Atty. for dbt.

The matter is resolved without oral argument. The deficiency has been corrected. The Order to Show Cause is dismissed. The case will remain pending. No appearance is necessary.

6. [08-17308](#)-B-7 CHRISTOPHER ARMENDARIZ HEARING - ORDER TO SHOW CAUSE FOR FAILURE TO FILE EXHIBIT D WITH CERTIFICATE [[11](#)]  
  
EXHIBIT D FILED WITH PETITION; CERTIFICATE FILED 1/5/09

JUAN FALCON/Atty. for dbt.

The matter is resolved without oral argument. The deficiency has been corrected. The Order to Show Cause is dismissed. The case will remain pending. No appearance is necessary.

7. [08-15609](#)-A-7 KEVIN & ALEESHA MCNEAR HEARING - ORDER TO SHOW CAUSE FOR FAILURE TO PAY \$75.00 DUE 12/10/08 [[17](#)]

PAID \$75.00 12/22/08; NEXT INSTALLMENT DUE 1/9/09

PRO SE

The matter is resolved without oral argument. The deficiency has been corrected. The Order to Show Cause is dismissed. The case will remain pending. No appearance is necessary.

8. [08-16616](#)-B-7 JUAN NUNO AND YAMILETT DELGADO HEARING - ORDER TO SHOW CAUSE FOR FAILURE TO APPEAR AT MEETING OF CREDITORS SET FOR 11/25/08 [[18](#)]

PER TRUSTEE, DEBTORS APPEARED 12/19/08; MEETING CONTINUED TO 1/28/09 AT 8:30 A.M.

PRO SE

9. [08-16616](#)-B-7 JUAN NUNO AND YAMILETT DELGADO HEARING - ORDER TO SHOW CAUSE FOR FAILURE TO FILE MEANS TEST FORM 22A [[23](#)]

FILED 12/19/08

PRO SE

The matter is resolved without oral argument. The deficiency has been corrected. The Order to Show Cause is dismissed. The case will remain pending. No appearance is necessary.

10. [08-17121](#)-A-7 IRENE ROSALES HEARING - ORDER TO SHOW CAUSE FOR FAILURE TO SUBMIT EMPLOYEE INCOME RECORD AND TAX RETURN [[15](#)]

PETER SINGH/Atty. for dbt.

11. [08-15830](#)-A-7 JEFF ALLAN MCCOON

HEARING - ORDER TO SHOW CAUSE  
FOR FAILURE TO PAY \$75.00  
DUE 12/17/08 [[5](#)]

PRO SE

12. [08-17637](#)-B-7 LARRY & IRMA AVINA

HEARING - ORDER TO SHOW CAUSE  
FOR FAILURE TO FILE A MASTER  
ADDRESS LIST [[5](#)]

PRO SE

13. [08-17637](#)-B-7 LARRY & IRMA AVINA

HEARING - ORDER TO SHOW CAUSE  
FOR FAILURE TO FILE EXHIBIT D  
WITH CERTIFICATE (DB AND JDB)  
[[9](#)]

PRO SE

FILED 1/5/09

**The matter is resolved without oral argument. The deficiency has been corrected. The Order to Show Cause is dismissed. The case will remain pending. No appearance is necessary.**

14. [08-17642](#)-A-7 JOSEPH KENNETH BOGER

HEARING - ORDER TO SHOW CAUSE  
FOR FAILURE TO FILE MEANS TEST  
FORM 22A [[8](#)]

FILED 12/17/08

SCOTT MITCHELL/Atty. for dbt.

**The matter is resolved without oral argument. The deficiency has been corrected. The Order to Show Cause is dismissed. The case will remain pending. No appearance is necessary.**

15. [08-17742](#)-A-7 RICOBERTO AND BRIDGETTE  
ORNELAS

HEARING - ORDER TO SHOW CAUSE  
FOR FAILURE TO PAY \$100.00  
DUE 12/15/08 [[11](#)]

PAID \$100.00 12/30/08; NEXT  
INSTALLMENT DUE 1/15/09

RICHARD LIMA/Atty. for dbt.

**The matter is resolved without oral argument. The deficiency has been corrected. The Order to Show Cause is dismissed. The case will remain pending. No appearance is necessary.**

16. [08-16450](#)-B-7 DEREK L. PARHAM

HEARING - ORDER TO SHOW CAUSE  
FOR FAILURE TO PAY \$75.00  
DUE 12/16/08 [[19](#)]

PAID \$75.00 12/22/08; NEXT  
INSTALLMENT DUE 1/15/09

PRO SE

**The matter is resolved without oral argument. The deficiency has been corrected. The Order to Show Cause is dismissed. The case will remain pending. No appearance is necessary.**

17. [08-17553](#)-B-7 CHERYL LYNN GAUDINIER

HEARING - ORDER TO SHOW CAUSE  
FOR FAILURE TO PAY \$99.00  
DUE 12/10/08 [[13](#)]

PAID FINAL INSTALLMENT PAYMENT  
OF \$99.00 12/17/08

RICHARD LIMA/Atty. for dbt.

**The matter is resolved without oral argument. The deficiency has been corrected. The Order to Show Cause is dismissed. The case will remain pending. No appearance is necessary.**

18. [08-17655](#)-B-7 ALFREDO SANCHEZ

HEARING - ORDER TO SHOW CAUSE  
FOR FAILURE TO SUBMIT  
STATEMENT OF SOCIAL SECURITY  
NUMBER FRBP 1007(F) [[9](#)]

STATEMENT SUBMITTED 12/9/08

MICHAEL RIVERA /Atty. for dbt.

**The matter is resolved without oral argument. The deficiency has been corrected. The Order to Show Cause is dismissed. The case will remain pending. No appearance is necessary.**

19. [08-16257](#)-B-7 GREGORY & ROBERTA ENRIKEN

HEARING - ORDER TO SHOW CAUSE  
FOR FAILURE TO APPEAR AT  
MEETING OF CREDITORS SET FOR  
12/12/08 [[10](#)]

12/15/08 PER TRUSTEE'S REPORT,  
MEETING CONCLUDED

SCOTT MITCHELL/Atty. for dbt.

**The matter is resolved without oral argument. The deficiency has been corrected. The Order to Show Cause is dismissed. The case will remain pending. No appearance is necessary.**

20. [08-16760](#)-A-7 TERESA MARIA WATRAS HEARING - ORDER TO SHOW CAUSE  
FOR FAILURE TO APPEAR AT  
MEETING OF CREDITORS SET FOR  
12/1/08 [[16](#)]

PRO SE

21. [08-17664](#)-B-7 NOE CASTRO-MACHADO HEARING -ORDER TO SHOW CAUSE  
FOR FAILURE TO FILE MEANS TEST  
FORM 22A [[10](#)]  
  
FILED 12/16/08

RICHARD MENDEZ/Atty. for dbt.

**The matter is resolved without oral argument. The deficiency has been corrected. The Order to Show Cause is dismissed. The case will remain pending. No appearance is necessary.**

22. [08-18170](#)-A-7 JUAN MIGUEL SANCHEZ HEARING - ORDER TO SHOW CAUSE  
FOR FAILURE TO PAY \$299.00  
DUE 12/12/08 [[6](#)]

PRO SE

23. [08-14971](#)-B-7 SHANNON MICHELLE WILDE HEARING - ORDER TO SHOW CAUSE  
FOR FAILURE TO PAY \$75.00  
DUE 12/16/08 [[30](#)]  
  
PAID \$75.00 12/30/08; NEXT  
INSTALLMENT DUE 1/15/09

PRO SE

The matter is resolved without oral argument. The deficiency has been corrected. The Order to Show Cause is dismissed. The case will remain pending. No appearance is necessary.

24. [08-16872](#)-A-7 KENNETH LENEX

HEARING - ORDER TO SHOW CAUSE  
FOR FAILURE TO PAY \$74.75  
DUE 12/8/08 [[26](#)]

PAID \$76.00 1/5/09; NEXT  
INSTALLMENT DUE 2/6/09

PRO SE

The matter is resolved without oral argument. The deficiency has been corrected. The Order to Show Cause is dismissed. The case will remain pending. No appearance is necessary.

25. [08-17174](#)-B-7 JESUS MARTINEZ CONTRERAS

HEARING - ORDER TO SHOW CAUSE  
FOR FAILURE TO PAY \$75.00  
DUE 12/15/08 [[29](#)]

PRO SE

26. [08-16279](#)-A-7 SILVIA H. CRUZ

HEARING - ORDER TO SHOW CAUSE  
FOR FAILURE TO PAY \$75.00  
INSTALLMENT FEE DUE 12/5/08  
[[16](#)]

PAID \$121.00 1/5/09; PAID  
FINAL INSTALLMENT \$23.00 1/5/09

PRO SE

The matter is resolved without oral argument. The deficiency has been corrected. The Order to Show Cause is dismissed. The case will remain pending. No appearance is necessary.

27. [08-16883](#)-A-7 ROBERTA FAY RAMA

HEARING - ORDER TO SHOW CAUSE  
FOR FAILURE TO SUBMIT EMPLOYEE  
INCOME RECORD AND TAX RETURN  
[[13](#)]

DECLARATION OF D. JUSTIN HARELIK  
IN RESPONSE

D. JUSTIN HARELIK/Atty. for dbt.

28. [08-18084](#)-B-7 DAVID JEFFREY SWITZER HEARING - ORDER TO SHOW CAUSE  
FOR FAILURE TO PAY \$299.00  
DUE 12/11/08 [[8](#)]  
  
PAID \$299.00 ON 12/12/08

SCOTT MITCHELL/Atty. for dbt.

**The matter is resolved without oral argument. The deficiency has been corrected.  
The Order to Show Cause is dismissed. The case will remain pending. No  
appearance is necessary.**

29. [08-16685](#)-A-7 GREGORIO LOPEZ HEARING - ORDER TO SHOW CAUSE  
FOR FAILURE TO ATTEND 341  
MEETING SET FOR 12/5/08  
[[13](#)]

JUAN FALCON/Atty. for dbt.

30. [08-12487](#)-A-7 SADIE ROBINSON-BURDINE HEARING - ORDER TO SHOW CAUSE  
FOR FAILURE TO PAY \$65.00  
DUE 12/15/08 [[49](#)]  
  
PAID \$65.00 12/22/08; NEXT  
INSTALLMENT DUE 1/12/09

PRO SE

**The matter is resolved without oral argument. The deficiency has been corrected.  
The Order to Show Cause is dismissed. The case will remain pending. No  
appearance is necessary.**

31. [08-15390](#)-B-7 MARY LOUISE CARRILLO HEARING - ORDER TO SHOW CAUSE  
FOR FAILURE TO PAY \$75.00  
DUE 12/2/08 [[26](#)]

GARY HUSS/Atty. for dbt.

32. [08-16590](#)-A-7 RAQUEL RUGNAO HEARING - ORDER TO SHOW CAUSE  
FOR FAILURE TO PAY \$100.00

DUE 12/15/08 [[20](#)]

PAID \$100.00 12/19/08; NEXT  
INSTALLMENT DUE 1/15/09

RICHARD LIMA/Atty. for dbt.

**The matter is resolved without oral argument. The deficiency has been corrected. The Order to Show Cause is dismissed. The case will remain pending. No appearance is necessary.**

33. [08-17490](#)-A-7 NORBERTO L. PAZ

HEARING - ORDER TO SHOW CAUSE  
FOR FAILURE TO PAY \$75.00  
DUE 12/15/08 [[14](#)]

PAID \$100.00 12/22/08; NEXT  
INSTALLMENT DUE 1/15/09

GARY HUSS/Atty. for dbt.

**The matter is resolved without oral argument. The deficiency has been corrected. The Order to Show Cause is dismissed. The case will remain pending. No appearance is necessary.**

34. [08-14394](#)-A-7 ALEXIS ISADOR FLORES

HEARING - ORDER TO SHOW CAUSE  
FOR FAILURE TO PAY \$69.00  
DUE 12/10/08 [[28](#)]

PAID \$69.00 12/17/08 (FINAL  
INSTALLMENT)

RICHARD LIMA/Atty. for dbt.

**The matter is resolved without oral argument. The deficiency has been corrected. The Order to Show Cause is dismissed. The case will remain pending. No appearance is necessary.**

35. [08-16495](#)-A-7 ROLANDO RODRIGUEZ

HEARING - ORDER TO SHOW CAUSE  
FOR FAILURE TO SUBMIT EMPLOYEE  
INCOME RECORD AND TAX RETURN  
[[28](#)]

PRO SE

36. [08-16898](#)-A-7 GEORGE & SYLVIA SORONDO

HEARING - ORDER TO SHOW CAUSE  
FOR FAILURE TO PAY \$100.00  
DUE 12/15/08 [[21](#)]

RICHARD LIMA/Atty. for dbt.

**The matter is resolved without oral argument. The deficiency has been corrected. The Order to Show Cause is dismissed. The case will remain pending. No appearance is necessary.**

37. [08-17899](#)-A-7 ARSENIO AND CONNIE DELACRUZ HEARING - ORDER TO SHOW CAUSE FOR FAILURE TO FILE A MASTER ADDRESS LIST [[5](#)]

PRO SE

38. [08-16700](#)-A-7 MICHAEL & ZARINA ROSENFELD HEARING - MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM UPON WHICH RELIEF CAN BE GRANTED BY DEFENDANTS MICHAEL JOHN ROSENFELD AND ZARINA ROSENFELD [[7](#)]  
[08-1236](#)  
BRADLEY MARISCOTTI AND DODY MARISCOTTI, VS.  
MICHAEL ROSENFELD, ROSENFELD CONSTRUCTION, ET AL.

LAYNE HAYDEN/Atty. for def.  
BONNIE ANDERSON/Atty. for pl.

OPPOSITION BY PLAINTIFFS

39. [08-16504](#)-A-7 DAVID & VALERIE GARZA HEARING - MOTION FOR RELIEF FROM STAY [[13](#)]  
PPR #1  
HONDA LEASE TRUST, VS.

CASSANDRA RICHEY/Atty. for mv.

Notice was adequate pursuant to Local Bankruptcy Rule 9014-1(f)(1). No timely opposition was filed. As set forth in the findings of fact stated on the record, relief from stay is warranted under 11 U.S.C. § 362(d)(1) and/or (d)(2). The motion is granted. To the extent that moving party seeks an order of adequate protection, such request is moot in light of the relief granted. To the extent moving party requests attorneys' fees, that request is denied without prejudice to a separately noticed motion setting forth legal and factual predicates for such award. No appearance is necessary.

40. [08-17004](#)-A-7 DAVID SANDOVAL AND HEARING - MOTION FOR RELIEF FROM STAY [[14](#)]  
MET #1 AMANDA APARICIO-SANDOVAL

AMERICAN HONDA FINANCE CORP., VS.

MARY TANG/Atty. for mv.

41. [08-17004](#)-A-7 DAVID SANDOVAL AND HEARING - MOTION FOR RELIEF  
LAZ #1 AMANDA APARICIO-SANDOVAL FROM STAY [[20](#)]  
CITIMORTGAGE INC., VS.

LES ZIEVE/Atty. for mv.

42. [08-13605](#)-A-7 GARRETT PAUL WARE HEARING - TRUSTEE'S FIRST  
JES #1 OMNIBUS OBJECTION TO ALLOWANCE  
OF CLAIMS [[25](#)]

OPPOSITION BY STAN J. PILLSBURY  
RESPONSE BY INVACARE CORP.

JAMES SALVEN, TRUSTEE  
RENE LASTRETO, II/Atty. for obj.  
MELODY ANDERSON/Atty. for resp.

43. [08-16805](#)-A-7 THOMAS & LORA GRIFFITH HEARING - MOTION FOR RELIEF  
MBB #1 FROM STAY (1420 S. ARROYO ST.  
COUNTRYWIDE HOME LOANS, INC., VS. VISALIA, CA) [[12](#)]

NON-OPPOSITION BY DEBTORS

MATTHEW TOKARZ/Atty. for mv.  
MARK ZIMMERMAN/Atty. for dbt.

Notice was adequate pursuant to Local Bankruptcy Rule 9014-1(f)(1). No timely opposition was filed. As set forth in the findings of fact stated on the record, relief from stay is warranted under 11 U.S.C. § 362(d)(1) and/or (d)(2). The motion is granted. To the extent that moving party seeks an order of adequate protection, such request is moot in light of the relief granted. To the extent moving party requests attorneys' fees, that request is denied without prejudice to a separately noticed motion setting forth legal and factual predicates for such award. The court determines that this bankruptcy proceeding has been finalized for purposes of Cal. Civil Code § 2923.5 and the enforcement of the note and deed of trust described in the motion against the subject real property. No appearance is necessary.

44. [08-16805](#)-A-7 THOMAS & LORA GRIFFITH HEARING - MOTION FOR RELIEF  
MBB #2 FROM STAY (4104 E. HOWARD COURT,  
COUNTRYWIDE HOME LOANS, INC., VS. VISALIA, CA) [[21](#)]

RICHARD BAUER, JR./Atty. for mv.

Notice was adequate pursuant to Local Bankruptcy Rule 9014-1(f)(1). No timely opposition was filed. As set forth in the findings of fact stated on the record, relief from stay is warranted under 11 U.S.C. § 362(d)(1) and/or (d)(2). The motion is granted. To the extent that moving party seeks an order of adequate protection, such request is moot in light of the relief granted. To the extent moving party requests attorneys' fees, that request is denied without prejudice to a separately noticed motion setting forth legal and factual predicates for such award. The court determines that this bankruptcy proceeding has been finalized for purposes of Cal. Civil Code § 2923.5 and the enforcement of the note and deed of trust described in the motion against the subject real property. No appearance is necessary.

45. [07-12910](#)-A-7 MICHAEL & ARDITH MCMILLIAN HEARING - TRUSTEE'S MOTION  
RP #1 FOR ORDER AUTHORIZING TRUSTEE  
TO SELL PERSONAL PROPERTY AT  
PUBLIC AUCTION [[22](#)]

ORDER 12/18; BAKERSFIELD CASE  
RANDELL PARKER, TRUSTEE

Notice was adequate pursuant to Local Bankruptcy Rule 9014-1(f)(1). No timely written opposition has been filed. The sale is an appropriate exercise of the trustee's business judgment. The motion is granted. No appearance is necessary.

46. [08-17312](#)-A-7 VIDAL & CARMEN MENDOZA HEARING - MOTION FOR RELIEF  
KMR #1 FROM STAY [[9](#)]  
JPMORGAN CHASE BANK, N.A., VS.

KELLY RAFTERY/Atty. for mv.

Notice was adequate pursuant to Local Bankruptcy Rule 9014-1(f)(1). No timely opposition was filed. As set forth in the findings of fact stated on the record, relief from stay is warranted under 11 U.S.C. § 362(d)(1) and/or (d)(2). The motion is granted. To the extent that moving party seeks an order of adequate protection, such request is moot in light of the relief granted. To the extent moving party requests attorneys' fees, that request is denied without prejudice to a separately noticed motion setting forth legal and factual predicates for such award. The court determines that this bankruptcy proceeding has been finalized for purposes of Cal. Civil Code § 2923.5 and the enforcement of the note and deed of trust described in the motion against the subject real property. No appearance is necessary.

47. [08-16915](#)-A-7 KATHLEEN HINZO  
MBB #1  
MORTGAGE ELECTRONIC REGISTRATION  
SYSTEMS, INC., VS.

HEARING - MOTION FOR RELIEF  
FROM STAY [[14](#)]

MARK DOMEYER/Atty. for mv.

Notice was adequate pursuant to Local Bankruptcy Rule 9014-1(f)(1). No timely opposition was filed. As set forth in the findings of fact stated on the record, relief from stay is warranted under 11 U.S.C. § 362(d)(1) and/or (d)(2). The motion is granted. To the extent that moving party seeks an order of adequate protection, such request is moot in light of the relief granted. To the extent moving party requests attorneys' fees, that request is denied without prejudice to a separately noticed motion setting forth legal and factual predicates for such award. The court determines that this bankruptcy proceeding has been finalized for purposes of Cal. Civil Code § 2923.5 and the enforcement of the note and deed of trust described in the motion against the subject real property. No appearance is necessary.

48. [08-17415](#)-A-7 EMILIO & MARTA VASQUEZ  
WGM #1  
JPMORGAN CHASE BANK, N.A., VS.

HEARING - MOTION FOR RELIEF  
FROM STAY [[9](#)]

WILLIAM MALCOLM/Atty. for mv.

49. [08-15517](#)-A-7 RUBEN & MARIA ZAMORA  
DMM #1  
WACHOVIA MORTGAGE, FSB, VS.

HEARING - MOTION FOR RELIEF  
FROM STAY [[18](#)]

DAVE MCGRAW/Atty. for mv.

Notice was adequate pursuant to Local Bankruptcy Rule 9014-1(f)(1). No timely opposition was filed. Notice fails to comply with LBR 9014-1(d)(3). Future such deficiencies may cause a motion to be denied without prejudice. As set forth in the findings of fact stated on the record, relief from stay is warranted under 11 U.S.C. § 362(d)(1) and/or (d)(2). The motion is granted. To the extent that moving party seeks an order of adequate protection, such request is moot in light of the relief granted. To the extent moving party requests attorneys' fees, that request is denied without prejudice to a separately noticed motion setting forth legal and factual predicates for such award. The court determines that this bankruptcy proceeding has been finalized for purposes of Cal. Civil Code § 2923.5 and the enforcement of the note and deed of trust described in the motion against the subject real property. No appearance is necessary.

50. [08-14818](#)-A-7 MONICA MELENDEZ  
MBB #1  
COUNTRYWIDE HOME LOANS, INC., VS.

HEARING - MOTION FOR RELIEF  
FROM STAY [[16](#)]

DISCHARGED 11/25/08

MATTHEW TOKARZ/Atty. for mv.

Notice was adequate pursuant to Local Bankruptcy Rule 9014-1(f)(1). No timely opposition was filed. As set forth in the findings of fact stated on the record, relief from stay is warranted under 11 U.S.C. § 362(d)(1) and/or (d)(2). As the debtor has been discharged, the motion is denied as moot as to the debtor. The motion is granted. To the extent that moving party seeks an order of adequate protection, such request is moot in light of the relief granted. To the extent moving party requests attorneys' fees, that request is denied without prejudice to a separately noticed motion setting forth legal and factual predicates for such award. The court determines that this bankruptcy proceeding has been finalized for purposes of Cal. Civil Code § 2923.5 and the enforcement of the note and deed of trust described in the motion against the subject real property. No appearance is necessary.

51. [08-17218](#)-A-7 ANTHONY JON MARINO  
PD #1  
JPMORGAN CHASE BANK, N.A., VS.

HEARING - MOTION FOR RELIEF  
FROM STAY [[15](#)]

CHRISTOPHER MCDERMOTT/Atty. for mv.

52. [08-15722](#)-A-7 RODOLFO FLORES, JR.  
MBB #1  
COUNTRYWIDE HOME LOANS, INC., VS.

HEARING - MOTION FOR RELIEF  
FROM STAY [[15](#)]

DISCHARGED 12/29/08

MARK DOMEYER/Atty. for mv.

Notice was adequate pursuant to Local Bankruptcy Rule 9014-1(f)(1). No timely opposition was filed. As set forth in the findings of fact stated on the record, relief from stay is warranted under 11 U.S.C. § 362(d)(1) and/or (d)(2). As the debtor has been discharged, the motion is denied as moot as to the debtor. The motion is granted. To the extent that moving party seeks an order of adequate protection, such request is moot in light of the relief granted. To the extent moving party requests attorneys' fees, that request is denied without prejudice to a separately noticed motion setting forth legal and

factual predicates for such award. The court determines that this bankruptcy proceeding has been finalized for purposes of Cal. Civil Code § 2923.5 and the enforcement of the note and deed of trust described in the motion against the subject real property. No appearance is necessary.

53. [08-16122](#)-A-7 MARIO & DORA MARTINEZ HEARING - MOTION FOR RELIEF  
DMM #1 FROM STAY [[24](#)]  
WACHOVIA MORTGAGE, FSB, VS.

DAVE MCGRAW/Atty. for mv.

Notice was adequate pursuant to Local Bankruptcy Rule 9014-1(f)(1). No timely opposition was filed. Notice fails to comply with LBR 9014-1(d)(3). Future such deficiencies may cause a motion to be denied without prejudice. As set forth in the findings of fact stated on the record, relief from stay is warranted under 11 U.S.C. § 362(d)(1) and/or (d)(2). The motion is granted. To the extent that moving party seeks an order of adequate protection, such request is moot in light of the relief granted. To the extent moving party requests attorneys' fees, that request is denied without prejudice to a separately noticed motion setting forth legal and factual predicates for such award. The court determines that this bankruptcy proceeding has been finalized for purposes of Cal. Civil Code § 2923.5 and the enforcement of the note and deed of trust described in the motion against the subject real property. No appearance is necessary.

54. [08-15226](#)-A-7 JAYSON & LORI PRENTICE HEARING - U.S. TRUSTEE'S  
UST #1 MOTION TO ENLARGE TIME TO FILE  
SARA L. KISTLER, ACTING UNITED MOTION FOR DISMISSAL AND  
STATES TRUSTEE, VS. COMPLAINT TO DENY DISCHARGE TO  
FEBRUARY 27, 2009  
[[38](#)]

GREGORY POWELL/Atty. for mv.

As the court is granting the UST's motion to dismiss (UST-2), this motion is moot. No appearance is necessary.

55. [08-15226](#)-A-7 JAYSON & LORI PRENTICE HEARING - U.S. TRUSTEE'S  
UST #2 MOTION TO DISMISS CASE PURSUANT  
SARA L. KISTLER, ACTING UNITED TO 11 U.S.C. S.707(B)(2) OR,  
STATES TRUSTEE, VS. IN THE ALTERNATIVE, 11 U.S.C.  
S.707(B)(3) [[42](#)]

GREGORY POWELL/Atty. for mv.

The matter is resolved without oral argument. The court's records indicate that

no timely written opposition has been filed. The motion is granted. No appearance is necessary.

56. [08-15830](#)-A-7 JEFF ALLAN MCCOON  
JHW #1  
DAIMLERCHRYSLER FINANCIAL SERVICES  
AMERICAS, LLC, VS.

HEARING - MOTION FOR RELIEF  
FROM STAY [[39](#)]

JENNIFER WANG/Atty. for mv.

Notice was adequate pursuant to Local Bankruptcy Rule 9014-1(f)(1). No timely opposition was filed. As set forth in the findings of fact stated on the record, relief from stay is warranted under 11 U.S.C. § 362(d)(1) and/or (d)(2). The motion is granted. To the extent that moving party seeks an order of adequate protection, such request is moot in light of the relief granted. To the extent moving party requests attorneys' fees, that request is denied without prejudice to a separately noticed motion setting forth legal and factual predicates for such award. No appearance is necessary.

57. [08-16931](#)-A-7 JENNIFER L. PASS  
KMR #1  
INDYMAC FEDERAL BANK FSB, VS.

HEARING - MOTION FOR RELIEF  
FROM STAY [[9](#)]

KELLY RAFTERY/Atty. for mv.

Notice was adequate pursuant to Local Bankruptcy Rule 9014-1(f)(1). No timely opposition was filed. As set forth in the findings of fact stated on the record, relief from stay is warranted under 11 U.S.C. § 362(d)(1) and/or (d)(2). The motion is granted. To the extent that moving party seeks an order of adequate protection, such request is moot in light of the relief granted. To the extent moving party requests attorneys' fees, that request is denied without prejudice to a separately noticed motion setting forth legal and factual predicates for such award. The court determines that this bankruptcy proceeding has been finalized for purposes of Cal. Civil Code § 2923.5 and the enforcement of the note and deed of trust described in the motion against the subject real property. No appearance is necessary.

58. [08-17431](#)-A-7 CERELDA VINALAY  
WGM #1  
JPMORGAN CHASE BANK, N.A., VS.

HEARING - MOTION FOR RELIEF  
FROM STAY [[15](#)]

WILLIAM MALCOLM/Atty. for mv.

59. [08-16434](#)-A-7 THONGKHOUNE PHANHNOLATH HEARING - MOTION FOR RELIEF  
EAT #2 FROM STAY [[23](#)]  
CHASE HOME FINANCE, LLC, VS.

EDWARD TREDER/Atty. for mv.

60. [08-16535](#)-A-7 JOSE N. CORNEJO HEARING - MOTION FOR RELIEF  
PD #1 FROM STAY [[22](#)]  
WACHOVIA MORTGAGE, FSB, VS.

CHRISTOPHER MCDERMOTT/Atty. for mv.

Notice was adequate pursuant to Local Bankruptcy Rule 9014-1(f)(1). No timely opposition was filed. As set forth in the findings of fact stated on the record, relief from stay is warranted under 11 U.S.C. § 362(d)(1) and/or (d)(2). The motion is granted. To the extent that moving party seeks an order of adequate protection, such request is moot in light of the relief granted. To the extent moving party requests attorneys' fees, that request is denied without prejudice to a separately noticed motion setting forth legal and factual predicates for such award. The court determines that this bankruptcy proceeding has been finalized for purposes of Cal. Civil Code § 2923.5 and the enforcement of the note and deed of trust described in the motion against the subject real property. No appearance is necessary.

61. [08-17235](#)-A-7 ISAIAS BECERRA, JR. HEARING - MOTION FOR RELIEF  
PD #1 AND ALICIA BECERRA FROM STAY [[12](#)]  
AMERICA'S SERVICING COMPANY, VS.

CHRISTOPHER MCDERMOTT/Atty. for mv.

Notice was adequate pursuant to Local Bankruptcy Rule 9014-1(f)(1). No timely opposition was filed. As set forth in the findings of fact stated on the record, relief from stay is warranted under 11 U.S.C. § 362(d)(1) and/or (d)(2). The motion is granted. To the extent that moving party seeks an order of adequate protection, such request is moot in light of the relief granted. To the extent moving party requests attorneys' fees, that request is denied without prejudice to a separately noticed motion setting forth legal and factual predicates for such award. The court determines that this bankruptcy proceeding has been finalized for purposes of Cal. Civil Code § 2923.5 and the enforcement of the note and deed of trust described in the motion against the subject real property. No appearance is necessary.

62. [08-17935](#)-A-7 FELIPE V. CORTEZ HEARING - DEBTOR'S APPLICATION

ORDER 12/15/08  
PRO SE

63. [08-17937](#)-A-7 NESTOR H. GARCIA, JR. HEARING - MOTION FOR RELIEF  
RTD #1 AND JEANETTE GARCIA FROM STAY [7]  
THE GOLDEN 1 CREDIT UNION, VS.

ROXANNE DANERI/Atty. for mv.

64. [08-15244](#)-A-7 CELESTE YOUNG HEARING - MOTION FOR RELIEF  
BMS #1 FROM STAY OR FOR ADEQUATE  
FORD MOTOR CREDIT COMPANY LLC, VS. PROTECTION [25]

DISCHARGED 12/9/08

BETH STRATTON/Atty. for mv.

Notice was adequate pursuant to Local Bankruptcy Rule 9014-1(f)(1). No timely opposition was filed. As set forth in the findings of fact stated on the record, relief from stay is warranted under 11 U.S.C. § 362(d)(1) and/or (d)(2). As the debtor has been discharged, the motion is denied as moot as to the debtor. The motion is granted as to the trustee. To the extent that moving party seeks an order of adequate protection, such request is moot in light of the relief granted. To the extent moving party requests attorneys' fees, that request is denied without prejudice to a separately noticed motion setting forth legal and factual predicates for such award. No appearance is necessary.

65. [08-17844](#)-A-7 ALEJANDRO BIALZA, SR. HEARING - MOTION FOR RELIEF  
WGM #1 AND ELENA BIALZA FROM STAY [7]  
INDYMAC FEDERAL BANK FSB, VS.

WILLIAM MALCOLM/Atty. for mv.

66. [08-15248](#)-A-7 CESAR BARBOSA HEARING - MOTION FOR RELIEF  
PD #1 FROM STAY [[33](#)]  
WELLS FARGO HOME MORTGAGE, INC., VS. DISCHARGED 12/30/08

CHRISTOPHER MCDERMOTT/Atty. for mv.

The motion is denied without prejudice. The notice is inadequate in that it states the hearing will be in Sacramento. No appearance is necessary.

67. [08-15448](#)-A-7 JULIAN & MARIA HERNANDEZ HEARING - MOTION FOR RELIEF  
DMM #1 FROM STAY [[19](#)]  
WACHOVIA MORTGAGE, FSB, VS.

DAVE MCGRAW/Atty. for mv.

Notice was adequate pursuant to Local Bankruptcy Rule 9014-1(f)(1). No timely opposition was filed. As set forth in the findings of fact stated on the record, relief from stay is warranted under 11 U.S.C. § 362(d)(1) and/or (d)(2). The motion is granted. To the extent that moving party seeks an order of adequate protection, such request is moot in light of the relief granted. To the extent moving party requests attorneys' fees, that request is denied without prejudice to a separately noticed motion setting forth legal and factual predicates for such award. The court determines that this bankruptcy proceeding has been finalized for purposes of Cal. Civil Code § 2923.5 and the enforcement of the note and deed of trust described in the motion against the subject real property. No appearance is necessary.

68. [08-15650](#)-A-7 JULIE HEEREN HEARING - MOTION FOR RELIEF  
APN #1 FROM STAY [[24](#)]  
WELLS FARGO AUTO FINANCE, VS. DISCHARGED 12/30/08

AUSTIN NAGEL/Atty. for mv.

Notice was adequate pursuant to Local Bankruptcy Rule 9014-1(f)(1). No timely opposition was filed. As set forth in the findings of fact stated on the record, relief from stay is warranted under 11 U.S.C. § 362(d)(1) and/or (d)(2). As the debtor has been discharged, the motion is denied as moot as to the debtor. The motion is granted as to the trustee. To the extent that moving party seeks an order of adequate protection, such request is moot in light of the relief granted. To the extent moving party requests attorneys' fees, that request is denied without prejudice to a separately noticed motion setting forth legal and factual predicates for such award. No appearance is necessary.

69. [08-12452](#)-A-7 ARTURO V. PEZZAT, SR. HEARING - APPLICATIONS FOR  
AND GUADALUPE PEZZAT COMPENSATION:  
ROBERT HAWKINS, TRUSTEE [[43](#)]

Notice was adequate. No timely written opposition has been filed. The compensation requested is reasonable, and the reimbursement of expenses requested is for actual necessary expenses. The application(s) is(are) granted, provided however that reimbursement of expenses is allowed in the amount of \$41.78. No appearance is necessary.

70. [08-16656](#)-A-7 OLIVIA DETWILER HEARING - MOTION FOR RELIEF  
APN #1 FROM STAY [[17](#)]  
WELLS FARGO AUTO FINANCE, VS.

AUSTIN NAGEL/Atty. for mv.

Notice was adequate pursuant to Local Bankruptcy Rule 9014-1(f)(1). No timely opposition was filed. As set forth in the findings of fact stated on the record, relief from stay is warranted under 11 U.S.C. § 362(d)(1) and/or (d)(2). The motion is granted. To the extent that moving party seeks an order of adequate protection, such request is moot in light of the relief granted. To the extent moving party requests attorneys' fees, that request is denied without prejudice to a separately noticed motion setting forth legal and factual predicates for such award. No appearance is necessary.

71. [08-16164](#)-A-7 RICHARD GABEL, II HEARING - MOTION FOR  
ABA #1 AND HOLLIE GABEL ORDER TERMINATING OR CONFIRMING  
BMW FINANCIAL SERVICES NA, VS. THE TERMINATION OF THE AUTOMATIC  
STAY [[27](#)]

STEPHEN BRUNNER/Atty. for mv.

72. [08-17666](#)-A-7 KRISTEN CULLEN HEARING - MOTION FOR RELIEF  
MET #1 FROM STAY [[8](#)]  
BANK OF THE WEST, VS.

MARY TANG/Atty. for mv.

Notice was adequate pursuant to Local Bankruptcy Rule 9014-1(f)(1). No timely opposition was filed. As set forth in the findings of fact stated on the record, relief from stay is warranted under 11 U.S.C. § 362(d)(1) and/or (d)(2). The motion is granted. To the extent that moving party seeks an order of adequate protection, such request is moot in light of the relief granted. To the extent

moving party requests attorneys' fees, that request is denied without prejudice to a separately noticed motion setting forth legal and factual predicates for such award. No appearance is necessary.

73. [05-14869](#)-A-7 GENESIS BUENAVENTURA HEARING - U.S. TRUSTEE'S  
UST #1 MOTION TO ENLARGE TIME TO FILE  
SARA L. KISTLER, ACTING UNITED MOTION FOR DISMISSAL AND  
STATES TRUSTEE, VS. COMPLAINT TO DENY DISCHARGE TO  
FEBRUARY 27, 2009 [[94](#)]

GREGORY POWELL/Atty. for mv.

The matter is resolved without oral argument. The court's records indicate that no timely written opposition has been filed. The motion is granted. No appearance is necessary.

74. [07-13669](#)-A-7 GRACE ALMA STROUP HEARING - APPLICATIONS FOR  
COMPENSATION:  
JAMES SALVEN, TRUSTEE [[31](#)]

Notice was adequate. No timely written opposition has been filed. The compensation requested is reasonable, and the reimbursement of expenses requested is for actual necessary expenses. The application(s) is(are) granted. No appearance is necessary.

75. [07-13870](#)-A-7 KEVIN J. WRIGHT HEARING - APPLICATIONS FOR  
COMPENSATION:  
BETH STRATTON, TRUSTEE [[66](#)]  
JANZEN, TAMBERI & WONG,  
ACCOUNTANT FOR TRUSTEE [[61](#)]

Notice was adequate. No timely written opposition has been filed. The compensation requested is reasonable, and the reimbursement of expenses requested is for actual necessary expenses. The application(s) is(are) granted. No appearance is necessary.

76. [08-16970](#)-A-7 AARON & HAYDEE PRECIADO HEARING - MOTION FOR RELIEF  
PD #1 FROM STAY [[13](#)]  
WACHOVIA MORTGAGE FSB, VS.

CHRISTOPHER MCDERMOTT/Atty. for mv.

77. [08-15771](#)-A-7 MIKE L. WEYGANDT HEARING - MOTION FOR RELIEF

DMM #1  
WACHOVIA MORTGAGE, FSB, VS.

FROM STAY [[13](#)]

DISCHARGED 12/23/08

DAVE MCGRAW/Atty. for mv.

Notice was adequate pursuant to Local Bankruptcy Rule 9014-1(f)(1). No timely opposition was filed. Notice fails to comply with LBR 9014-1(d)(3). Future such deficiencies may cause a motion to be denied without prejudice. As set forth in the findings of fact stated on the record, relief from stay is warranted under 11 U.S.C. § 362(d)(1) and/or (d)(2). As the debtor has been discharged, the motion is denied as moot as to the debtor. The motion is granted. To the extent that moving party seeks an order of adequate protection, such request is moot in light of the relief granted. To the extent moving party requests attorneys' fees, that request is denied without prejudice to a separately noticed motion setting forth legal and factual predicates for such award. The court determines that this bankruptcy proceeding has been finalized for purposes of Cal. Civil Code § 2923.5 and the enforcement of the note and deed of trust described in the motion against the subject real property. No appearance is necessary.

78. [08-16575](#)-A-7 ALFREDO AND MARIA ROBLEDO HEARING - MOTION FOR RELIEF  
TJS #1 FROM STAY [[16](#)]  
LITTON LOAN SERVICING, L.P., VS.

TIMOTHY SILVERMAN/Atty. for mv.

79. [08-17079](#)-A-7 ELIZABETH FINA HEARING - MOTION FOR RELIEF  
KMR #1 FROM STAY [[14](#)]  
INDYMAC FEDERAL BANK FSB, VS.

KELLY RAFTERY/Atty. for mv.

Notice was adequate pursuant to Local Bankruptcy Rule 9014-1(f)(1). No timely opposition was filed. As set forth in the findings of fact stated on the record, relief from stay is warranted under 11 U.S.C. § 362(d)(1) and/or (d)(2). The motion is granted. To the extent that moving party seeks an order of adequate protection, such request is moot in light of the relief granted. To the extent moving party requests attorneys' fees, that request is denied without prejudice to a separately noticed motion setting forth legal and factual predicates for such award. The court determines that this bankruptcy proceeding has been finalized for purposes of Cal. Civil Code § 2923.5 and the enforcement of the note and deed of trust described in the motion against the subject real property. No appearance is necessary.

80. [08-16780](#)-A-7 PETER T. AMBROSE  
APN #1  
WELLS FARO FINANCIAL, VS.

HEARING - MOTION FOR RELIEF  
FROM STAY [[12](#)]

AUSTIN NAGEL/Atty. for mv.

Notice was adequate pursuant to Local Bankruptcy Rule 9014-1(f)(1). No timely opposition was filed. As set forth in the findings of fact stated on the record, relief from stay is warranted under 11 U.S.C. § 362(d)(1) and/or (d)(2). The motion is granted. To the extent that moving party seeks an order of adequate protection, such request is moot in light of the relief granted. To the extent moving party requests attorneys' fees, that request is denied without prejudice to a separately noticed motion setting forth legal and factual predicates for such award. No appearance is necessary.

81. [08-14888](#)-A-7 ALLEN & VERA KOEHN  
JHW #1  
DAIMLERCHRYSLER FINANCIAL SERVICES  
AMERICAS, LLC, VS.

HEARING - MOTION CONFIRMING  
TERMINATION OF THE AUTOMATIC  
STAY [[27](#)]

DISCHARGED 12/8/08

JENNIFER WANG/Atty. for mv.

The debtor(s)' statement of intent indicates the debt will be reaffirmed, yet the debtor(s) has/have failed timely to file a reaffirmation agreement and have been discharged. The chapter 7 trustee has not filed a motion under § 362(h)(2) or § 521(a)(6). Therefore, as to the debtor(s) and the estate, the stay has already terminated, and the motion is denied as moot. No appearance is necessary.

82. [08-13391](#)-A-7 ANDREW & DAWN STOKES  
JES #1

HEARING - TRUSTEE'S OBJECTION  
TO ALLOWANCE OF CLAIM NO. 11  
FILED BY GUY STOCKBRIDGE AND  
KARLEI STOCKBRIDGE [[45](#)]

OPPOSITION BY GUY STOCKBRIDGE  
AND KARLEI STOCKBRIDGE

JAMES SALVEN, TRUSTEE  
ADAM WAHLQUIST/Atty. for obj.

83. [08-13391](#)-A-7 ANDREW & DAWN STOKES  
JES #2

HEARING - TRUSTEE'S OBJECTION  
TO ALLOWANCE OF CLAIM NO. 12  
FILED BY STOCKBRIDGE DEVELOPMENT  
INC. [[49](#)]

OPPOSITION BY STOCKBRIDGE  
DEVELOPMENT, INC.

JAMES SALVEN, TRUSTEE

ADAM WAHLQUIST/Atty. for obj.

84. [08-13391](#)-A-7 ANDREW & DAWN STOKES HEARING - TRUSTEE'S OBJECTION  
JES #3 TO ALLOWANCE OF CLAIM NO. 13  
FILED BY CALAVERAS MATERIALS,  
INC. [[53](#)]

OPPOSITION BY CALAVERAS  
MATERIALS, INC.

JAMES SALVEN, TRUSTEE  
DOUGLAS THORNTON/Atty. for obj.

85. [08-16892](#)-A-7 PEDRO & DIANE VALDEZ HEARING - MOTION FOR RELIEF  
TJS #1 FROM STAY [[14](#)]  
JPMORGAN CHASE BANK, N.A., VS.

TIMOTHY SILVERMAN/Atty. for mv.

Notice was adequate pursuant to Local Bankruptcy Rule 9014-1(f)(1). No timely opposition was filed. As set forth in the findings of fact stated on the record, relief from stay is warranted under 11 U.S.C. § 362(d)(1) and/or (d)(2). The motion is granted. To the extent that moving party seeks an order of adequate protection, such request is moot in light of the relief granted. To the extent moving party requests attorneys' fees, that request is denied without prejudice to a separately noticed motion setting forth legal and factual predicates for such award. No appearance is necessary.

86. [08-15793](#)-A-7 JOSE & HELEN ALCANTARA FINAL HEARING - MOTION FOR  
WGM #1 RELIEF FROM STAY [[11](#)]  
SAXON MORTGAGE SERVICES, VS.

DISCHARGED 12/29/08

WILLIAM MALCOLM/Atty. for mv.

87. [08-14294](#)-A-7 THOMAS SAVILLE, JR. HEARING - TRUSTEE'S MOTION  
JES #1 AND KAREN SAVILLE TO SELL PERSONAL PROPERTY  
[[49](#)]

OBJECTION BY GENERATION LEASING  
LLC

JAMES SALVEN, TRUSTEE

RENE LASTRETO, II/Atty. for obj.

88. [08-16994](#)-A-7 KONG VUE  
MET #1  
AMERICAN HONDA FINANCE CORP., VS.

HEARING - MOTION FOR RELIEF  
FROM STAY [[13](#)]

MARY ELLMANN TANG/Atty. for mv.

Notice was adequate pursuant to Local Bankruptcy Rule 9014-1(f)(1). No timely opposition was filed. As set forth in the findings of fact stated on the record, relief from stay is warranted under 11 U.S.C. § 362(d)(1) and/or (d)(2). The motion is granted. To the extent that moving party seeks an order of adequate protection, such request is moot in light of the relief granted. To the extent moving party requests attorneys' fees, that request is denied without prejudice to a separately noticed motion setting forth legal and factual predicates for such award. No appearance is necessary.

89. [07-11895](#)-A-7 ADVANCED DIAGNOSTIC IMAGING  
SERVICE, INC.

HEARING - APPLICATIONS FOR  
COMPENSATION:  
BETH STRATTON, TRUSTEE [[27](#)]

Notice was adequate. No timely written opposition has been filed. The compensation requested is reasonable, and the reimbursement of expenses requested is for actual necessary expenses. The application(s) is(are) granted. No appearance is necessary.

90. [08-15895](#)-A-7 ALBERTO OCHOA  
DMM #1 AND ANA LEON  
WACHOVIA MORTGAGE, FSB, VS.

HEARING - MOTION FOR RELIEF  
FROM STAY [[19](#)]

DISCHARGED 12/30/08

DAVE MCGRAW/Atty. for mv.

Notice was adequate pursuant to Local Bankruptcy Rule 9014-1(f)(1). No timely opposition was filed. Notice fails to comply with LBR 9014-1(d)(3). Future such deficiencies may cause a motion to be denied without prejudice. As set forth in the findings of fact stated on the record, relief from stay is warranted under 11 U.S.C. § 362(d)(1) and/or (d)(2). As the debtor has been discharged, the motion is denied as moot as to the debtor. The motion is granted. To the extent that moving party seeks an order of adequate protection, such request is moot in light of the relief granted. To the extent moving party requests attorneys' fees, that request is denied without prejudice to a separately noticed motion setting forth legal and factual predicates for such award. The court determines that this bankruptcy proceeding has been finalized for purposes of Cal. Civil Code § 2923.5 and the enforcement of the note and deed of trust described in the motion against

the subject real property. No appearance is necessary.

91. [08-16495](#)-A-7 ROLANDO RODRIGUEZ HEARING - MOTION FOR RELIEF  
PD #1 FROM STAY [[30](#)]  
WACHOVIA MORTGAGE, VS.

CHRISTOPHER MCDERMOTT/Atty. for mv.

Notice was adequate pursuant to Local Bankruptcy Rule 9014-1(f)(1). No timely opposition was filed. As set forth in the findings of fact stated on the record, relief from stay is warranted under 11 U.S.C. § 362(d)(1) and/or (d)(2). The motion is granted. To the extent that moving party seeks an order of adequate protection, such request is moot in light of the relief granted. To the extent moving party requests attorneys' fees, that request is denied without prejudice to a separately noticed motion setting forth legal and factual predicates for such award. The court determines that this bankruptcy proceeding has been finalized for purposes of Cal. Civil Code § 2923.5 and the enforcement of the note and deed of trust described in the motion against the subject real property. No appearance is necessary.

92. [08-14996](#)-A-7 MICHAEL ANTHONY GULLA HEARING - MOTION FOR RELIEF  
RCO #2 FROM STAY [[24](#)]  
BANK OF AMERICA, N.A., VS.  
DISCHARGED 12/1/08

KATHY SHAKIBI/Atty. for mv.

Notice was adequate pursuant to Local Bankruptcy Rule 9014-1(f)(1). No timely opposition was filed. As set forth in the findings of fact stated on the record, relief from stay is warranted under 11 U.S.C. § 362(d)(1) and/or (d)(2). As the debtor has been discharged, the motion is denied as moot as to the debtor. The motion is granted. To the extent that moving party seeks an order of adequate protection, such request is moot in light of the relief granted. To the extent moving party requests attorneys' fees, that request is denied without prejudice to a separately noticed motion setting forth legal and factual predicates for such award. The court determines that this bankruptcy proceeding has been finalized for purposes of Cal. Civil Code § 2923.5 and the enforcement of the note and deed of trust described in the motion against the subject real property. No appearance is necessary.

93. [08-15696](#)-A-7 MARIA GABRIELA SANTOYO HEARING - MOTION FOR RELIEF  
DMM #1 FROM STAY [[12](#)]

DAVE MCGRAW/Atty. for mv.

Notice was adequate pursuant to Local Bankruptcy Rule 9014-1(f)(1). No timely opposition was filed. Notice fails to comply with LBR 9014-1(d)(3). Future such deficiencies may cause a motion to be denied without prejudice. As set forth in the findings of fact stated on the record, relief from stay is warranted under 11 U.S.C. § 362(d)(1) and/or (d)(2). As the debtor has been discharged, the motion is denied as moot as to the debtor. The motion is granted. To the extent that moving party seeks an order of adequate protection, such request is moot in light of the relief granted. To the extent moving party requests attorneys' fees, that request is denied without prejudice to a separately noticed motion setting forth legal and factual predicates for such award. The court determines that this bankruptcy proceeding has been finalized for purposes of Cal. Civil Code § 2923.5 and the enforcement of the note and deed of trust described in the motion against the subject real property. No appearance is necessary.

94. [08-15197](#)-A-7 TERI N. QUINCE  
KMR #1  
WELLS FARGO BANK N.A., VS.

HEARING - MOTION FOR RELIEF  
FROM STAY [[16](#)]

DISCHARGED 12/8/08

NON-OPPOSITION BY DEBTOR

KELLY RAFTERY/Atty. for mv.  
F. JOHN GIST/Atty. for dbt.

Notice was adequate pursuant to Local Bankruptcy Rule 9014-1(f)(1). No timely opposition was filed. As set forth in the findings of fact stated on the record, relief from stay is warranted under 11 U.S.C. § 362(d)(1) and/or (d)(2). As the debtor has been discharged, the motion is denied as moot as to the debtor. The motion is granted. To the extent that moving party seeks an order of adequate protection, such request is moot in light of the relief granted. To the extent moving party requests attorneys' fees, that request is denied without prejudice to a separately noticed motion setting forth legal and factual predicates for such award. The court determines that this bankruptcy proceeding has been finalized for purposes of Cal. Civil Code § 2923.5 and the enforcement of the note and deed of trust described in the motion against the subject real property. No appearance is necessary.

9:01 a.m.

1. [08-16700](#)-A-7 MICHAEL & ZARINA ROSENFELD CONT'D STATUS CONFERENCE  
[08-1236](#) [[1](#)]  
BRADLEY MARISCOTTI AND DODY

MARISCOTTI, VS.  
MICHAEL ROSENFELD, ROSENFELD  
CONSTRUCTION, ET AL.

BONNIE ANDERSON/Atty. for pl.

2. [08-16543](#)-A-7 ROY & REJINA GALVEZ  
[08-1242](#)  
ROY GALVEZ, VS.

CENTRAL BUSINESS BUREAU

TIMOTHY SPRINGER /Atty. for pl.  
JAMES CHRISTENSON/Atty. for def.

STATUS CONFERENCE

[[1](#)]

ANSWER BY DEFENDANT

STIPULATION AND ORDER DISMISSING  
ADVERSARY PROCEEDING FILED  
1/5/09

**The adversary proceeding having been dismissed, the status conference is concluded. No appearance is necessary.**

3. [08-14491](#)-A-7 GA & VIXIAN MOUA  
[08-1240](#)  
CHASE BANK USA, N.A., VS.

GA MOUA

ROBERT LAMPL/Atty. for pl.

STATUS CONFERENCE

[[1](#)]

4. [08-14996](#)-A-7 MICHAEL ANTHONY GULLA  
[08-1239](#)  
VISALIA COMMUNITY BANK, VS.

MICHAEL ANTHONY GULLA

STEVEN KOCH/Atty. for pl.  
JEFFREY ROWE/Atty. for def.

STATUS CONFERENCE

[[1](#)]

ANSWER BY DEFENDANT

**9:30 a.m.**

1. [08-18146](#)-A-13 JORGE RUIZ  
GH #1 AND GEORGINA CHIPRES  
PETITION FILED 12/12/08

GARY HUSS/Atty. for dbt.

HEARING - DEBTORS' FIRST  
EXPEDITED BAPCPA MOTION TO  
EXTEND THE AUTOMATIC STAY

[[8](#)]

1:30 p.m.

1. [08-11200](#)-A-11 BALDO V. CISNEROS  
UST #1  
SARA L. KISTLER, ACTING UNITED  
STATES TRUSTEE, VS.  
  
BAKERSFIELD CASE  
GREGORY POWELL/Atty. for mv.  
D. MAX GARDNER/Atty. for dbt.  
  
CONT'D HEARING - U.S.  
TRUSTEE'S MOTION FOR DISMISSAL  
PURSUANT TO 11 U.S.C. S.1112(B)  
[[156](#)]  
  
CONT'D DECLARATION IN OPPOSITION  
BY BALDO CISNEROS
2. [08-11200](#)-A-11 BALDO V. CISNEROS  
DMG #10  
  
BAKERSFIELD CASE  
D. MAX GARDNER/Atty. for dbt.  
MARLENE MOFFITT/Atty. for resp.  
  
CONT'D HEARING - DEBTOR'S MOTION  
TO ASSUME UNEXPIRED NON-  
RESIDENTIAL REAL PROPERTY  
LEASES [[187](#)]  
  
CONT'D RESPONSE BY BAKERSFIELD  
MALL, LLC
3. [08-11200](#)-A-11 BALDO V. CISNEROS  
DMG #14  
  
BAKERSFIELD CASE  
D. MAX GARDNER/Atty. for dbt.  
  
CONT'D HEARING - DEBTOR'S MOTION  
TO EXTEND TIME TO ASSUME AND/OR  
REJECT UNEXPIRED NONRESIDENTIAL  
REAL PROPERTY LEASES [[229](#)]
4. [08-11200](#)-A-11 BALDO V. CISNEROS  
DMG #15  
  
BAKERSFIELD CASE  
D. MAX GARDNER/Atty. for dbt.  
  
HEARING - APPROVAL OF DEBTOR'S  
SECOND AMENDED DISCLOSURE  
STATEMENT [[269](#)]
5. [08-15222](#)-A-11 RONALD RAY RUMINSON  
SW #1  
WACHOVIA DEALER SERVICES, INC., VS.  
  
FINAL HEARING - MOTION FOR  
RELIEF FROM STAY [[47](#)]

ADAM BARASCH/Atty. for mv.

6. [08-13653](#)-A-11 SEQUOIA COMMUNITY HEALTH HEARING - DEBTOR'S MOTION  
WW #26 FOUNDATION, INC. FOR AUTHORITY TO USE PROPERTY  
OF THE ESTATE TO PAY PREPETITION  
EMPLOYEE BENEFIT CLAIMS [[558](#)]

RILEY WALTER/Atty. for dbt.

**The matter is resolved without oral argument. The court's records indicate that no timely written opposition has been filed. The motion is granted. No appearance is necessary.**

7. [08-13653](#)-A-11 SEQUOIA COMMUNITY HEALTH CONT'D HEARING - DEBTOR'S MOTION  
WW #28 FOUNDATION, INC. FOR AUTHORIZATION TO REJECT  
NONRESIDENTIAL REAL PROPERTY  
LEASE (6011 N. FRESNO ST., #115,  
FRESNO, CA) [[405](#)]

RILEY WALTER/Atty. for dbt.

8. [05-60588](#)-A-11 NICOLAUS DEVELOPMENT HEARING - AMENDED FOURTH AND  
BMJ #6 COMPANY, LLC FINAL APPLICATION FOR ALLOWANCE  
BAKER MANOCK & JENSEN, PC AND PAYMENT OF FEES AND  
REIMBURSEMENT OF EXPENSES,  
SPECIAL LITIGATION COUNSEL  
FOR DEBTOR [[525](#)]

ALBERT BERRYMAN/Applicant

9. [08-12023](#)-A-11 B AND T INDUSTRIES LTD. HEARING - MOTION FOR AUTHORITY  
WW #9 TO WITHDRAW AS ATTORNEY OF  
WALTER WILHELM LAW GROUP RECORD [[214](#)]

OST 12/30/08  
RILEY WALTER/Atty. for mv.

1:31 p.m.

1. [01-15766](#)-A-11 UPRIGHT, INC.  
[07-1074](#)  
OMNI MANAGEMENT GROUP, LLC, VS.  
  
UPRIGHT, INC.; THE TANFIELD GROUP  
PLC; ET AL.  
ORDER 8/18/08  
LAWRENCE HILTON/Atty. for pl.  
STEPHANIE SOUTHWICK SMITH/Atty. for def.  
DONALD FITZGERALD/Atty. for def.
- FINAL PRE-TRIAL CONFERENCE ON  
FIRST AMENDED COMPLAINT  
[[21](#)]  
CONT'D ANSWER BY THE TANFIELD  
GROUP PLC  
CONT'D ANSWER BY UI DISTRIBUTION  
NORTH AMERICA, INC.  
  
STIPULATION TO DISMISS FILED  
12/17/08

**A stipulation to dismiss having been filed, the pre-trial conference is concluded. No appearance is necessary.**

2. [08-13391](#)-A-7 ANDREW & DAWN STOKES  
[08-1211](#)  
CALAVERAS MATERIALS, INC., VS.  
  
ANDREW STOKES  
  
SPECIAL TIME SETTING  
DOUGLAS THORNTON/Atty. for pl.  
EDDIE RUIZ/Atty. for dbt.
- CONT'D STATUS CONFERENCE  
[[1](#)]  
ANSWER BY DEFENDANT