

UNITED STATES BANKRUPTCY COURT

Eastern District of California

Honorable Robert S. Bardwil
Bankruptcy Judge
Sacramento, California

March 10, 2020 at 10:00 a.m.

INSTRUCTIONS FOR PRE-HEARING DISPOSITIONS

1. Matters resolved without oral argument:

Unless otherwise stated, 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 Lindsey Peratis, the Courtroom Deputy, at (916) 930-4473 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. [18-20004](#)-B-13 JALON/MIRANDA HARRISON MOTION TO MODIFY PLAN
[JCK](#)-9 1-21-20 [[115](#)]

Final ruling:

The relief requested in the motion is supported by the record and no timely opposition to the motion has been filed. Accordingly, the court will grant the motion by minute order and no appearance is necessary. The moving party is to lodge an order confirming the plan, amended plan, or modification to plan, and shall use the form of order which is referenced in LBR 3015-1(e). The order is to be signed by the Chapter 13 trustee approving its form prior to the order being submitted to the court.

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2. [15-29306](#)-B-13 ROSALIO/ROSA MENDOZA
[JCK](#)-4

MOTION TO MODIFY PLAN
1-30-20 [[77](#)]

3. [19-26207](#)-B-13 BEATRICE GOMEZ
[AKA](#)-1

MOTION TO CONFIRM PLAN
1-5-20 [[28](#)]

Final ruling:

This is the debtor's motion to confirm an amended chapter 13 plan. The motion will be denied for the following reasons. First, the moving party failed to serve all creditors, as required by Fed. R. Bankr. P. 2002(a)(9). The moving party failed to serve the creditor listed on her Schedule H as co-debtor on the debtor's timeshare with R Wild Ranch Timeshare. Minimal research into the case law concerning § 101(5) and (10) of the Bankruptcy Code discloses an extremely broad interpretation of "creditor," certainly one that includes co-debtors on debts of the debtor.

Second, because the debtor's master address list does not include that creditor, the debtor has failed to comply with Fed. R. Bankr. P. 1007(a)(1), which requires a debtor to include on his or her master address list the names and addresses of all parties included or to be included on his or her schedules, including Schedule H. As a result, the court's creditor list, as reflected on the court's website for this case and on the PACER matrix, does not include those creditors. Thus, those creditors have not received and will not receive notices served by the Bankruptcy Noticing Center or by creditors in the case.

It is the moving party's responsibility to serve the motion on all creditors, which, presumably, she will do when she files another motion. However, she also has a responsibility to be sure her master address list includes "each entity included . . . on Schedules D, E/F, G, and H" Fed. R. Bankr. P. 1007(a)(1). Thus, the plan cannot be confirmed because the debtor has failed to comply with her duty to file a complete list of creditors, as required by § 521(a)(1)(A), as implemented by Fed. R. Bankr. P. 1007(a)(1), and thus, has not complied with § 1325(a)(1).

For the reasons stated, the motion will be denied by minute order. No appearance is necessary.

4. [19-27808](#)-C-13 RANDY/MARISOL KANE
[RDG](#)-1

OBJECTION TO CONFIRMATION OF
PLAN BY RUSSELL D. GREER
2-10-20 [[14](#)]

5. [20-20608](#)-C-13 SANJITA PRAKASH
[NPL](#)-1

MOTION FOR RELIEF FROM
AUTOMATIC STAY AND/OR MOTION TO
CONFIRM TERMINATION OR ABSENCE
OF STAY
2-25-20 [[21](#)]

HOUSING GROUP FUND 401 K
PLAN VS.

6. [19-27510](#)-C-13 DAVID SHELTON
[RDG](#)-1

OBJECTION TO DEBTOR'S CLAIM OF
EXEMPTIONS
1-27-20 [[20](#)]

Final ruling:

The matter is resolved without oral argument. The court's record indicates that no timely opposition/response has been filed and the objection to the debtors' claim of exemptions is supported by the record. The court will issue a minute order sustaining the trustee's objection to debtors' claim of exemptions. No appearance is necessary.

7. [19-27715](#)-B-13 LAROY SCOTT
[MRG](#)-1

OBJECTION TO CONFIRMATION OF
PLAN BY BOSCO CREDIT LLC
1-23-20 [[19](#)]

Final ruling:

This is the objection of Bosco Credit LLC to confirmation of the debtor's originally-filed chapter 13 plan. On March 3, 2020, the debtor filed an amended plan and a motion to confirm. As a result of the filing of the amended plan, the present objection is moot. The objection will be overruled as moot by minute order. No appearance is necessary.

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8. [19-27715](#)-B-13 LAROY SCOTT
[RDG](#)-1

OBJECTION TO CONFIRMATION OF
PLAN BY RUSSELL D GREER
2-10-20 [[25](#)]

Final ruling:

This is the objection of the Chapter 13 Trustee to confirmation of the debtor's originally-filed chapter 13 plan. On March 3, 2020, the debtor filed an amended plan and a motion to confirm. As a result of the filing of the amended plan, the present objection is moot. The objection will be overruled as moot by minute order. No appearance is necessary.

9. [19-26420](#)-B-13 ALEX FORMOE
[MSN](#)-1

MOTION TO CONFIRM PLAN
1-3-20 [[20](#)]

Final ruling:

The relief requested in the motion is supported by the record and no timely opposition to the motion has been filed. Accordingly, the court will grant the motion by minute order and no appearance is necessary. The moving party is to lodge an order confirming the plan, amended plan, or modification to plan, and shall use the form of order which is referenced in LBR 3015-1(e). The order is to be signed by the Chapter 13 trustee approving its form prior to the order being submitted to the court.

10. [19-27824](#)-C-13 RUSSEL SAGE
[RDG](#)-1

OBJECTION TO CONFIRMATION OF
PLAN BY RUSSELL D. GREER
2-10-20 [[29](#)]

11. [17-25225](#)-B-13 CHRIS NGUYEN AND AMANDA
[MC-6](#) CHANG

MOTION TO SELL
2-18-20 [[93](#)]

12. [19-26926](#)-C-13 ALEJANDRO/JOANN REYES MOTION TO CONFIRM PLAN
[TLA](#)-3 1-14-20 [[38](#)]
Final ruling:

The relief requested in the motion is supported by the record and no timely opposition to the motion has been filed. Accordingly, the court will grant the motion by minute order and no appearance is necessary. The moving party is to lodge an order confirming the plan, amended plan, or modification to plan, and shall use the form of order which is referenced in LBR 3015-1(e). The order is to be signed by the Chapter 13 trustee approving its form prior to the order being submitted to the court.

13. [20-20026](#)-C-13 FRANCISCO SOLORIO MOTION TO VALUE COLLATERAL OF
[SLE](#)-2 ALLY FINANCIAL
1-28-20 [[20](#)]
Final ruling:

The matter is resolved without oral argument. The court's records indicate that no timely opposition has been filed and the relief requested in the motion is supported by the record. As such the court will grant the motion and, for purposes of this motion only, sets the creditor's secured claim in the amount set forth in the motion. Moving party is to submit an order which provides that the creditor's secured claim is in the amount set forth in the motion. No further relief is being afforded. No appearance is necessary.

14. [20-20026](#)-C-13 FRANCISCO SOLORIO MOTION TO AVOID LIEN OF CAPITAL
[SLE](#)-3 ONE BANK (USA) N.A.
1-28-20 [[25](#)]
Final ruling:

The matter is resolved without oral argument. The court's records indicate that no timely opposition has been filed and the relief requested in the motion is supported by the record. The court finds the judicial lien described in the motion impairs an exemption to which the debtor is entitled. As a result, the court will grant the debtor's motion to avoid the lien. Moving party is to submit an appropriate order, which order shall specifically identify the real property subject to the lien and specifically identify the lien to be avoided. No appearance is necessary.

15. [20-20126](#)-C-13 ROBERT KLEIN MOTION TO VALUE COLLATERAL OF
[WW](#)-1 ALLY FINANCIAL
2-6-20 [[15](#)]
Final ruling:

The motion is denied without prejudice. The creditor, Ally Financial, was not served through its agent for service of process as required by FRBP 7004(a)(3). As a result of this service defect the court will deny the motion by minute order. No appearance is necessary.

16. [20-20527](#)-C-13 VIKAS/RITU VERMA

MOTION FOR RELIEF FROM
AUTOMATIC STAY MOTION FOR
RELIEF FROM CO-DEBTOR STAY,
MOTION FOR ADEQUATE PROTECTION
2-7-20 [[12](#)]

VONNEX-MADISON LLC VS.

Final ruling:

The motion is denied for the following reasons: (1) moving party failed to include an appropriate docket control number as required by LBR 9014-1(c); and (2) the notice of hearing is confusing as it states that opposition must be filed within 14 days of the hearing, or the motion may be granted. Then, in the next paragraph it states that no written opposition is necessary and the debtor must appear in order to oppose the motion. As a result of the procedural defect and the conflicting information provided in the notice of hearing, the court will deny the motion by minute order. No appearance is necessary.

17. [19-20233](#)-B-13 ALFONSO PULIDO
[GMW](#)-4

CONTINUED OBJECTION TO CLAIM OF
U.S. BANK, N.A., CLAIM NUMBER 6
10-11-19 [[83](#)]

18. [17-26434](#)-B-13 TRINA ENOS
[PLG](#)-10

MOTION TO MODIFY PLAN
1-28-20 [[121](#)]

Final ruling:

The relief requested in the motion is supported by the record and no timely opposition to the motion has been filed. Accordingly, the court will grant the motion by minute order and no appearance is necessary. The moving party is to lodge an order confirming the plan, amended plan, or modification to plan, and shall use the form of order which is referenced in LBR 3015-1(e). The order is to be signed by the Chapter 13 trustee approving its form prior to the order being submitted to the court.

19. [19-27634](#)-C-13 ANJANA KUMAR
[RDG](#)-2

OBJECTION TO DEBTOR'S CLAIM OF
EXEMPTIONS
1-27-20 [[30](#)]

Final ruling:

This case was dismissed on February 20, 2020. As a result the objection will be overruled by minute order as moot. No appearance is necessary.

20. [18-21737](#)-B-13 ANGELO/CRYSTAL KNIGHT
[DWE](#)-1

MOTION FOR RELIEF FROM
AUTOMATIC STAY
2-10-20 [[52](#)]

U.S. BANK NATIONAL
ASSOCIATION VS.

21. [19-23738](#)-B-13 WILLIAM BURGESS
[MET](#)-1

MOTION TO CONFIRM TERMINATION
OR ABSENCE OF STAY AND/OR
MOTION FOR RELIEF FROM
AUTOMATIC STAY
2-11-20 [[42](#)]

BANK OF THE WEST VS.

Final ruling:

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 for Confirmation that No Stay is in Effect, in the Alternative, for Relief from the Automatic Stay (the "motion") is supported by the record. As such the court will grant the motion. Moving party is to submit an appropriate order. No appearance is necessary.

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22. [17-27341](#)-B-13 DELORES GREY
[RJ-3](#)

MOTION TO MODIFY PLAN
1-16-20 [[66](#)]

Final ruling:

This is the debtor's motion to confirm an amended chapter 13 plan. The motion will be denied for the following reasons. First, the moving party failed to serve all creditors, as required by Fed. R. Bankr. P. 2002(a)(9). The moving party failed to serve the creditor listed on her Schedule H as co-debtor on the vehicle listed her Schedule D. Minimal research into the case law concerning § 101(5) and (10) of the Bankruptcy Code discloses an extremely broad interpretation of "creditor," certainly one that includes co-debtors on debts of the debtor.

Second, because the debtor's master address list does not include that creditor, the debtor has failed to comply with Fed. R. Bankr. P. 1007(a)(1), which requires a debtor to include on his or her master address list the names and addresses of all parties included or to be included on his or her schedules, including Schedule H. As a result, the court's creditor list, as reflected on the court's website for this case and on the PACER matrix, does not include those creditors. Thus, those creditors have not received and will not receive notices served by the Bankruptcy Noticing Center or by creditors in the case.

It is the moving party's responsibility to serve the motion on all creditors, which, presumably, she will do when she files another motion. However, she also has a responsibility to be sure her master address list includes "each entity included . . . on Schedules D, E/F, G, and H . . ." Fed. R. Bankr. P. 1007(a)(1). Thus, the plan cannot be confirmed because the debtor has failed to comply with her duty to file a complete list of creditors, as required by § 521(a)(1)(A), as implemented by Fed. R. Bankr. P. 1007(a)(1), and thus, has not complied with § 1325(a)(1).

For the reasons stated, the motion will be denied by minute order. No appearance is necessary.

23. [20-20342](#)-C-13 HONEY SPANJIAN
[MRL-1](#)

MOTION FOR COMPENSATION FOR
MIKALAH RAYMOND LIVIAKIS,
DEBTORS ATTORNEY(S)
1-26-20 [[8](#)]

24. [16-21744](#)-B-13 DANIEL/EUPHRASIA BLAIR MOTION TO MODIFY PLAN
[PGM](#)-1 1-15-20 [[72](#)]

Final ruling:

This is the debtors' motion to confirm a modified plan. The motion will be denied as the moving party failed to serve the creditor filing Claim Nos. 18-1, 19-1 & 20-1 at the address listed on its proofs of claim, as required by Fed. R. Bankr. P. 2002(g). As a result of this service defect, the motion will be denied by minute order. No appearance is necessary.

25. [18-24744](#)-B-13 TANESHA ALLEN CONTINUED MOTION FOR RELIEF
[JHW](#)-2 FROM AUTOMATIC STAY
12-27-19 [[60](#)]

FORD MOTOR CREDIT COMPANY,
LLC VS.

26. [18-24744](#)-B-13 TANESHA ALLEN MOTION TO MODIFY PLAN
[MS](#)-3 1-18-20 [[76](#)]

Final ruling:

The relief requested in the motion is supported by the record and no timely opposition to the motion has been filed. Accordingly, the court will grant the motion by minute order and no appearance is necessary. The moving party is to lodge an order confirming the plan, amended plan, or modification to plan, and shall use the form of order which is referenced in LBR 3015-1(e). The order is to be signed by the Chapter 13 trustee approving its form prior to the order being submitted to the court.

27. [20-20752](#)-C-13 TIMOFEY NIKOLAYEV MOTION TO EXTEND AUTOMATIC STAY
[MS](#)-1 2-15-20 [[13](#)]

28. [17-21954](#)-B-13 ROBIN/MARIA RUSHING CONTINUED MOTION TO CONFIRM
[SLE](#)-2 PLAN
12-9-19 [[68](#)]

29. [17-25256](#)-B-13 DANIEL HERNANDEZ AND LUZ MOTION TO SELL
[GSJ](#)-6 DE LA HOYA-HERNANDEZ 2-18-20 [[98](#)]

Final ruling:

Motion withdrawn by moving party. Matter removed from calendar.

30. [18-25756](#)-B-13 DAVID SIMS CONTINUED MOTION TO CONFIRM
[PGM](#)-4 PLAN
10-15-19 [[119](#)]

31. [18-25756](#)-B-13 DAVID SIMS CONTINUED MOTION TO REFINANCE
[PGM](#)-5 12-27-19 [[144](#)]

32. [18-27556](#)-B-13 RAVINDER KAUR MOTION TO SELL
[MC-3](#) 2-18-20 [[55](#)]

33. [19-26557](#)-B-13 IGNACIO EROSA CONTINUED MOTION TO CONFIRM
[JCK](#)-2 PLAN
12-19-19 [[35](#)]

Final ruling:

This is the debtor's motion to confirm a Chapter 13 plan. On February 25, 2020 the debtor filed an amended plan and a motion to confirm it. As a result of the filing of the amended plan, the present motion will be denied as moot. No appearance is necessary.

34. [19-26557](#)-B-13 IGNACIO EROSA CONTINUED MOTION FOR RELIEF
[MBW](#)-1 FROM AUTOMATIC STAY
1-27-20 [[47](#)]

NUMARK CREDIT UNION VS.

35. [15-27658](#)-B-13 MONICA BURTON MOTION TO AVOID LIEN OF DITECH
[MDL](#)-6 FINANCIAL LLC
2-4-20 [[127](#)]

36. [15-27758](#)-B-13 HAYWARD/DEBRA LEWIS MOTION TO MODIFY PLAN
[MC](#)-3 2-3-20 [[83](#)]

37. [19-26958](#)-B-13 JOSE/DEBORAH INIGUEZ MOTION TO CONFIRM PLAN
[RK-4](#) 1-17-20 [[39](#)]

Final ruling:

This is the objection of the Chapter 13 Trustee to confirmation of the debtors' first amended chapter 13 plan. On March 3, 2020, the debtors filed a second amended plan and a motion to confirm. As a result of the filing of the amended plan, the present objection is moot. The objection will be overruled as moot by minute order. No appearance is necessary.

38. [20-20558](#)-B-13 KAREEM SYKES CONTINUED MOTION TO EXTEND
[PGM-1](#) AUTOMATIC STAY
2-3-20 [[12](#)]

39. [19-27659](#)-C-13 SHIRLEY COOPER MOTION TO CONFIRM PLAN
[PGM-1](#) 1-16-20 [[25](#)]

40. [18-23760](#)-B-13 BRIAN/MICHELLE BERENDSEN MOTION TO MODIFY PLAN
[TLA-4](#) 1-29-20 [[51](#)]

Final ruling:

The relief requested in the motion is supported by the record and no timely opposition to the motion has been filed. Accordingly, the court will grant the motion by minute order and no appearance is necessary. The moving party is to lodge an order confirming the plan, amended plan, or modification to plan, and shall use the form of order which is referenced in LBR 3015-1(e). The order is to be signed by the Chapter 13 trustee approving its form prior to the order being submitted to the court.

41. [20-20162](#)-B-13 ATALL SHERZAD
[ASW](#)-1

MOTION FOR RELIEF FROM
AUTOMATIC STAY
1-31-20 [[18](#)]

WELLS FARGO BANK, NATIONAL
ASSOCIATION VS.

Final ruling:

This case was dismissed on February 11, 2020. As a result the motion will be denied by minute order as moot. No appearance is necessary.

42. [17-23964](#)-B-13 ALEJANDRO LLANOS
[RJM](#)-1

CONTINUED MOTION TO INCUR DEBT
1-29-20 [[22](#)]

43. [19-26166](#)-B-13 BRYANT DEMPSEY
[KLG](#)-1

MOTION TO CONFIRM PLAN
1-17-20 [[36](#)]

44. [19-27566](#)-C-13 MARLO VICTOR/MARIA
[AF-1](#) VICTORIA DIMAANO

MOTION TO VALUE COLLATERAL OF
PHH MORTGAGE SERVICES AND OF
STATEBRIDGE COMPANY, LLC
12-14-19 [[8](#)]

Final ruling:

This case was dismissed on February 5, 2020. As a result the motion will be denied by minute order as moot. No appearance is necessary.

45. [19-27468](#)-C-13 EDDIE/CARYN GARDNER
[PGM](#)-2

MOTION TO VALUE COLLATERAL OF
HSBC BANK USA, N.A.
1-20-20 [[27](#)]

46. [19-27468](#)-C-13 EDDIE/CARYN GARDNER
[PGM](#)-3

MOTION TO VALUE COLLATERAL OF
GATEWAY ONE LENDING AND
FINANCE, LLC
1-20-20 [[37](#)]

Final ruling:

The matter is resolved without oral argument. The court's records indicate that no timely opposition has been filed and the relief requested in the motion is supported by the record. As such the court will grant the motion and, for purposes of this motion only, sets the creditor's secured claim in the amount set forth in the motion. Moving party is to submit an order which provides that the creditor's secured claim is in the amount set forth in the motion. No further relief is being afforded. No appearance is necessary.

47. [19-27468](#)-C-13 EDDIE/CARYN GARDNER
[PGM](#)-4

MOTION TO VALUE COLLATERAL OF
AMERICREDIT FINANCIAL SERVICES,
INC.
1-20-20 [[32](#)]

Final ruling:

The matter is resolved without oral argument. The court's records indicate that no timely opposition has been filed and the relief requested in the motion is supported by the record. As such the court will grant the motion and, for purposes of this motion only, sets the creditor's secured claim in the amount set forth in the motion. Moving party is to submit an order which provides that the creditor's secured claim is in the amount set forth in the motion. No further relief is being afforded. No appearance is necessary.

48. [19-27468](#)-C-13 EDDIE/CARYN GARDNER CONTINUED OBJECTION TO
[RDG](#)-1 CONFIRMATION OF PLAN BY RUSSELL
D. GREER
1-13-20 [[24](#)]

49. [19-27571](#)-B-13 LETITIA AZIMZADEH-TEHRANI OBJECTION TO DEBTOR'S CLAIM OF
[RDG](#)-1 EXEMPTIONS
1-27-20 [[25](#)]

Final ruling:

This case was dismissed on January 27, 2020. As a result the objection will be overruled by minute order as moot. No appearance is necessary.

50. [20-20473](#)-C-13 VIKASH/SANJANI SINGH MOTION TO VALUE COLLATERAL OF
[FF-1](#) HERITAGE COMMUNITY CREDIT UNION
1-30-20 [[10](#)]

51. [19-26274](#)-C-13 REIHANNON PRICE MOTION TO CONFIRM PLAN
[FF-3](#) 1-15-20 [[45](#)]

Final ruling:

This is the debtor's motion to confirm an amended plan. The motion will be denied because the moving party failed to serve the Franchise Tax Board and U.S. Dept. of Education at their addresses on the Roster of Governmental Agencies, as required by LBR 2002-1(b). As a result of these service defects, the motion will be denied by minute order. No appearance is necessary.

52. [18-24279](#)-B-13 TONJA GOINS MOTION TO MODIFY PLAN
[JCK](#)-2 1-21-20 [[62](#)]

Final ruling:

The relief requested in the motion is supported by the record and no timely opposition to the motion has been filed. Accordingly, the court will grant the motion by minute order and no appearance is necessary. The moving party is to lodge an order confirming the plan, amended plan, or modification to plan, and shall use the form of order which is referenced in LBR 3015-1(e). The order is to be signed by the Chapter 13 trustee approving its form prior to the order being submitted to the court.

53. [19-23379](#)-B-13 RAMON/NANCY CASTILLO MOTION TO MODIFY PLAN
[JCK](#)-3 1-28-20 [[55](#)]

54. [19-26988](#)-C-13 TIMOTHY/JESSICA PRINGLE MOTION TO CONFIRM PLAN
[SLH](#)-1 1-17-20 [[33](#)]

Final ruling:

The relief requested in the motion is supported by the record and no timely opposition to the motion has been filed. Accordingly, the court will grant the motion by minute order and no appearance is necessary. The moving party is to lodge an order confirming the plan, amended plan, or modification to plan, and shall use the form of order which is referenced in LBR 3015-1(e). The order is to be signed by the Chapter 13 trustee approving its form prior to the order being submitted to the court.

55. [19-27788](#)-C-13 DONNETTE DESANTIS CONTINUED OBJECTION TO
[RDG](#)-1 CONFIRMATION OF PLAN BY RUSSELL
D. GREER
1-27-20 [[32](#)]

56. [19-25989](#)-B-13 ANGELINA/MIGUEL PEINADO MOTION FOR RELIEF FROM
[EAT](#)-1 AUTOMATIC STAY
1-23-20 [[89](#)]

THE BANK OF NEW YORK MELLON
VS.

57. [19-25989](#)-B-13 ANGELINA/MIGUEL PEINADO CONTINUED MOTION TO CONFIRM
[MMN](#)-1 PLAN
12-13-19 [[68](#)]

58. [19-26689](#)-B-7 FLORENTINO GUERZO CONTINUED MOTION TO EXTEND
[GSJ](#)-1 AUTOMATIC STAY
11-4-19 [[11](#)]

Final ruling:

This case was converted to a case under Chapter 7 on February 18, 2020. As a result the hearing on this motion is continued to March 17, 2020 at 9:30 a.m. to be heard by Judge Christopher Jaime. No appearance is necessary on March 10, 2020.

59. [19-26989](#)-B-13 MARGARET VIZINAU AMENDED MOTION TO CONFIRM PLAN
[MMV](#)-5 1-30-20 [[64](#)]

Tentative ruling:

This is the debtor's motion to confirm an amended plan. The motion will be denied for the following reasons: (1) the moving party failed to serve the creditors listed on her D, E, F & G Schedules and the parties who filed Claims; and (2) and the proof of service evidences service of the motion, notice of hearing, and declaration, but not the plan itself, as required by LBR 3015-1(d)(1). As a result of these service defects, the motion will be denied by minute order. The court will hear the matter.

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60. [19-26989](#)-B-13 MARGARET VIZINAU
PR-1

CONTINUED MOTION FOR RELIEF
FROM AUTOMATIC STAY AND/OR
MOTION TO CONFIRM TERMINATION
OR ABSENCE OF STAY
12-12-19 [[27](#)]

ROBERT ORTIZ VS.

61. [19-24690](#)-B-13 RICHARD/JENE ROSE SAMSON MOTION TO CONFIRM PLAN
[SMJ](#)-3 1-23-20 [[51](#)]

Final ruling:

The relief requested in the motion is supported by the record and no timely opposition to the motion has been filed. Accordingly, the court will grant the motion by minute order and no appearance is necessary. The moving party is to lodge an order confirming the plan, amended plan, or modification to plan, and shall use the form of order which is referenced in LBR 3015-1(e). The order is to be signed by the Chapter 13 trustee approving its form prior to the order being submitted to the court.

62. [19-27890](#)-B-13 MOHAMMED SHOOSHTARI
[RDG](#)-1

OBJECTION TO CONFIRMATION OF
PLAN BY RUSSELL D. GREER
2-10-20 [[20](#)]

63. [19-27890](#)-B-13 MOHAMMED SHOOSHTARI
[RPZ](#)-1

OBJECTION TO CONFIRMATION OF
PLAN BY CREDITOR WELLS FARGO
BANK, NA
2-12-20 [[26](#)]

64. [17-27693](#)-B-13 ANTHONY MOORE CONTINUED COUNTER MOTION TO
DISMISS CASE/PROCEEDING
9-3-19 [[148](#)]
65. [17-27693](#)-B-13 ANTHONY MOORE CONTINUED MOTION TO MODIFY PLAN
[PGM](#)-4 1-13-20 [[182](#)]
66. [16-22897](#)-B-13 CRISANTO/EVELYN ACOSTA MOTION FOR AUTHORIZATION TO
[HWW](#)-5 WITHDRAW EXEMPT IRA FUNDS
2-4-20 [[58](#)]
- Final ruling:**
- Motion withdrawn by moving party. Matter removed from calendar.**
67. [16-22897](#)-B-13 CRISANTO/EVELYN ACOSTA MOTION TO MODIFY PLAN
[HWW](#)-6 2-4-20 [[54](#)]
68. [19-22597](#)-B-13 ROBERT PORTER MOTION TO MODIFY PLAN
[GEL](#)-1 1-16-20 [[30](#)]

69. [20-20798](#)-B-13 MOLICA SON
[GMW](#)-1

MOTION TO IMPOSE AUTOMATIC STAY
2-18-20 [[11](#)]