

Eastern District of California

Bankruptcy Judge
Modesto, California

1. 11-94410-E-7 SAWTANTRA/ARUNA CHOPRA STATUS CONFERENCE RE: COMPLAINT
15-9005 1-30-15 [1]
FARRAR V. HARTFORD LIFE AND
ANNUITY INSURANCE COMPANY

Nature of Action:
Recovery of money/property - turnover of property

The Status Conference is continued to 2:30 p.m. on June 11, 2015.

Plaintiff's Status Report, and Request for Continuance of Adversary Proceeding
Status Conference filed 4/8/15 [Dckt 7]

2. [13-90219](#)-E-7 DOUGLAS KENNEDY
[13-9041](#)
KENNEDY V. INTERNAL REVENUE
SERVICE

CONTINUED STATUS CONFERENCE RE:
COMPLAINT
12-23-13 [[1](#)]

Final Ruling: No appearance at the April 16, 2015 Status Conference is required.

Plaintiff's Atty: Trevor J. Zink
Defendant's Atty: Boris Kukso

Adv. Filed: 12/23/13
Reissued Summons: 2/14/14

Answer: 3/10/14

Nature of Action:
Dischargeability - priority tax claims

The Status Conference is continued to 2:30 p.m. on August 20, 2015.

Notes:

Continued from 11/20/14. On or before 3/15/14 Parties to file a joint status conference statement advising the court of the status of the Smith Appeal.

[US-3] Joint Status Conference Statement Regarding the Stay of the Adversary Proceeding filed 3/16/15 [Dckt 51]

3. [14-90929](#)-E-7 SASHI PAL
[15-9004](#)
U.S. TRUSTEE V. PAL

STATUS CONFERENCE RE: COMPLAINT
1-30-15 [[1](#)]

Final Ruling: No appearance at the April 16, 2015 Status Conference is required.

Plaintiff's Atty: Jason M. Blumberg
Defendant's Atty: unknown

Adv. Filed: 1/30/15
Answer: none

Nature of Action:
Objection/revocation of discharge

<p>The Status Conference is continued to 2:30 p.m. on July 2, 2015, to allow the parties to implement the settlement as set forth in the Stipulation filed on April 14, 2015 (Dckt. 9).</p>
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Notes:
Plaintiff's Status Conference Statement filed 4/9/15 [Dckt 7]

4. [12-93049](#)-E-11 MARK/ANGELA GARCIA
[13-9029](#)
UNITED STATES FIRE INSURANCE
COMPANY V. GARCIA ET AL

CONTINUED STATUS CONFERENCE RE:
COMPLAINT
8-23-13 [[1](#)]

Plaintiff's Atty: Gregory M. Salvato
Defendant's Atty: Mark J. Hannon

Adv. Filed: 8/23/13
Answer: 10/4/13

Nature of Action:
Dischargeability - false pretenses, false representation, actual fraud
Dischargeability - fraud as fiduciary, embezzlement, larceny
Dischargeability - willful and malicious injury

Notes:

Continued from 12/18/14. Parties requested the Adversary Proceeding be stayed pending ongoing confirmation proceedings.

[MJH-16] Debtors' Motion to Dismiss Adversary Complaint filed 3/23/15 [Dckt 47], set for hearing 4/30/15 at 10:30 a.m.

5. [14-91369-E-7](#) ALDO LEONARDI TOSO AND STATUS CONFERENCE RE: COMPLAINT
[15-9006](#) MEREDITH LEONARDI 2-2-15 [[1](#)]
U.S. TRUSTEE V. LEONARDI TOSO
ET AL

Plaintiff's Atty: Allen C. Massey
Defendant's Atty: Brian H. Turner

Adv. Filed: 2/2/15
Answer: none

Nature of Action:
Objection/revocation of discharge

Notes:

[FF-1] Stipulation to Extend Deadline to File an Answer to the Complaint filed 3/25/15 [Dckt 7]; Order approving filed 3/27/15 [Dckt 8]

SUMMARY OF COMPLAINT

The Complaint alleges that Defendants should be denied their discharge for concealing property of the Debtor, with an intent to hinder, delay, or defraud a creditor or officer of the bankruptcy estate. That they further knowingly and fraudulently made a false oath in the case when they declared under penalty of perjury that the information in the Schedules was true and correct. 11 U.S.C. § 727(a)(2) and (a)(4)(A).

SUMMARY OF ANSWER

In the Answer, Defendants deny that they had any intent to hinder, delay or defraud a creditor or officer of the bankruptcy estate. Further, they deny making any knowingly or fraudulent false oaths in the bankruptcy case.

FINAL BANKRUPTCY COURT JUDGMENT

The Complaint alleges that jurisdiction for this Adversary Proceeding exists pursuant to 28 U.S.C. §§ 1334 and 157, and that this is a core proceeding pursuant to 28 U.S.C. § 157(b)(2)(J). Complaint ¶ 3, Dckt. 1. In their answer, Aldo Leonardi Toso and Meredith Leonardi, Defendants, admits the allegations of jurisdiction and core proceedings. Answer ¶ 3, Dckt. 9. **To the extent that any issues in this Adversary Proceeding are "related to" matters, the parties consented on the record to this bankruptcy court entering the final orders and judgement in this Adversary Proceeding as provided in 28 U.S.C. § 157(c)(2) for all issues and claims in this Adversary Proceeding referred to the bankruptcy court.**

The court shall issue a Pre-Trial Scheduling Order setting the following dates and deadlines:

a. The Plaintiff alleges that jurisdiction for this Adversary Proceeding exists pursuant to 28 U.S.C. §§ 1334 and 157, and that this is a core proceeding pursuant to 28 U.S.C. § 157(b)(2)(J). Complaint ¶ 3, Dckt. 1. In their answer, Aldo Leonardi Toso and Meredith Leonardi, Defendants, admits the allegations of jurisdiction and core proceedings. Answer ¶ 3, Dckt. 9. **To the extent that any issues in**

this Adversary Proceeding are "related to" matters, the parties consented on the record to this bankruptcy court entering the final orders and judgement in this Adversary Proceeding as provided in 28 U.S.C. § 157(c)(2) for all issues and claims in this Adversary Proceeding referred to the bankruptcy court.

b. Initial Disclosures shall be made on or before -----, 2015.

c. Expert Witnesses shall be disclosed on or before -----, 2015, and Expert Witness Reports, if any, shall be exchanged on or before -----, 2015.

d. Discovery closes, including the hearing of all discovery motions, on -----, 2015.

e. Dispositive Motions shall be heard before -----, 2015.

f. The Pre-Trial Conference in this Adversary Proceeding shall be conducted at ----- p.m. on -----, 2015.