

**UNITED STATES BANKRUPTCY COURT**  
**Eastern District of California**  
**Honorable W. Richard Lee**  
**Hearing Date: Thursday, April 24, 2014**  
**Place: Department B – Courtroom #12**  
**Fresno, California**

**INSTRUCTIONS FOR PRE-HEARING DISPOSITIONS**

1. The following rulings are tentative. The tentative ruling will not become the final ruling until the matter is called at the scheduled hearing. **Pre-disposed matters will generally be called, and the rulings placed on the record at the end of the calendar.** Any party who desires to be heard with regard to a pre-disposed matter may appear at the hearing. If the party wishes to contest the tentative ruling, he/she shall notify the opposing party/counsel of his/her intention to appear. **If no disposition is set forth below, the hearing will take place as scheduled.**
  
2. Submission of Orders:  
  
Unless the tentative ruling expressly states that the court will prepare a civil minute order, then the tentative ruling will only appear in the minutes. If any party desires an order, then the appropriate form of order, which conforms to the tentative ruling, must be submitted to the court. When the debtor(s) discharge has been entered, proposed orders for relief from stay must reflect that the motion is denied as to the debtor(s) and granted only as to the trustee. Entry of discharge normally is indicated on the calendar.
  
3. Matters Resolved Without Opposition:  
  
If the tentative ruling states that no opposition was filed, and the moving party is aware of any reason, such as a settlement, why a response may not have been filed, the moving party must advise Vicky McKinney, the Calendar Clerk, at (559) 499-5825 by 4:00 p.m. the day before the scheduled hearing.
  
4. Matters Resolved by Stipulation:  
  
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 tentative ruling together with the proposed order resolving the matter.
  
5. Resubmittal of Denied Matters:  
  
If the moving party decides to re-file a matter that is denied without prejudice for any reason set forth below, the moving party must file and serve a new set of pleadings with a new docket control number. It may not simply re-notice the original motion.

9:00 A.M.

1. [13-16954](#)-B-11 MADERA ROOFING, INC. AMENDED MOTION TO ALLOW AND  
EJF-10 AUTHORIZE PAYMENT OF CLAIMS  
MADERA ROOFING, INC./MV 4-3-14 [[246](#)]  
ERIC FROMME/Atty. for dbt.

**This matter will be dropped from calendar without disposition and may be reset for hearing, by any party in interest, on 14 days notice after the court rules on the U.S. Trustee's motion to convert the case to chapter 7 or appoint a chapter 11 trustee. No appearance is necessary.**

2. [12-17458](#)-B-11 SOUTH LAKES DAIRY FARM, MOTION FOR FINAL DECREE AND  
KDG-31 A CALIFORNIA GENERAL ORDER CLOSING CASE  
SOUTH LAKES DAIRY FARM, A 4-9-14 [[508](#)]  
CALIFORNIA GENERAL  
JACOB EATON/Atty. for dbt.

3. [12-13764](#)-B-12 ANTONIO SILVA AND MARIA MOTION TO MODIFY CHAPTER 12  
TOG-12 BRASIL PLAN  
ANTONIO SILVA/MV 2-24-14 [[190](#)]  
THOMAS GILLIS/Atty. for dbt.  
DISMISSED

**This matter will be dropped from calendar without a disposition. The case has already been dismissed. No appearance is necessary.**

4. [14-11669](#)-B-11 GILBERT CASTANON MOTION TO DISMISS CASE  
UST-1 4-2-14 [[7](#)]  
TRACY DAVIS/MV  
ROBIN TUBESING/Atty. for mv.

5. [14-10588](#)-B-11 J & D WILSON AND SONS MOTION FOR COMPENSATION BY THE  
KDG-7 DAIRY LAW OFFICE OF KLEIN, DENATALE,  
J & D WILSON AND SONS DAIRY/MV GOLDNER, COOPER, ROSENLIEB AND  
KIMBALL, LLP, DEBTOR'S  
ATTORNEY(S).  
4-3-14 [[124](#)]  
JACOB EATON/Atty. for dbt.

6. [14-10588](#)-B-11 J & D WILSON AND SONS MOTION FOR COMPENSATION FOR  
KDG-8 DAIRY GLASSRATNER ADVISORY AND  
CAPITAL GROUP, LLC, FINANCIAL  
ADVISOR(S).  
4-3-14 [[118](#)]  
JACOB EATON/Atty. for dbt.

7. [14-10588](#)-B-11 J & D WILSON AND SONS MOTION FOR COMPENSATION FOR  
KDG-9 DAIRY FRAZER, LLP, ACCOUNTANT(S).  
4-3-14 [[112](#)]  
JACOB EATON/Atty. for dbt.

8. [14-10695](#)-B-11 ROSENDO PEREZ AND MARIA  
JAIME  
THOMAS GILLIS/Atty. for dbt. RESCHEDULED STATUS CONFERENCE  
RE: VOLUNTARY PETITION  
2-18-14 [[1](#)]
9. [14-10695](#)-B-11 ROSENDO PEREZ AND MARIA  
TOG-8 JAIME  
ROSENDO PEREZ/MV  
THOMAS GILLIS/Atty. for dbt. CONTINUED MOTION TO EMPLOY  
THOMAS O. GILLIS AS ATTORNEY(S)  
3-12-14 [[17](#)]  
RESPONSIVE PLEADING
10. [14-10695](#)-B-11 ROSENDO PEREZ AND MARIA  
UST-1 JAIME  
TRACY DAVIS/MV  
THOMAS GILLIS/Atty. for dbt. MOTION TO DISMISS CASE  
3-19-14 [[26](#)]  
ROBIN TUBESING/Atty. for mv.
11. [13-17297](#)-B-11 MARIA PEDRO  
TOG-15  
MARIA PEDRO/MV  
THOMAS GILLIS/Atty. for dbt. MOTION FOR APPROVAL OF  
MOTION/APPLICATION FOR APPROVAL  
OF DISCLOSURE STATEMENT OF  
FEBRUARY 26, 2014 AND FOR AN  
ORDER FIXING DEADLINES  
2-26-14 [[119](#)]  
WITHDRAWN, DISMISSED

**This matter will be dropped from calendar without a disposition. The motion has been withdrawn and the case has already been dismissed. No appearance is necessary.**

10:30 A.M.

1. [10-19825](#)-B-7 FRANCISCO/MARIA PARREIRA STATUS CONFERENCE RE: COMPLAINT  
[14-1027](#) 2-27-14 [[1](#)]  
STRAIN V. SEMPER HAY AND  
GRAIN, INC.  
HILTON RYDER/Atty. for pl.  
DISMISSED

**This matter will be dropped from calendar without a disposition. The adversary proceeding has already been dismissed. No appearance is necessary.**

2. [14-10638](#)-B-11 PACHECO PLAZA, LLC STATUS CONFERENCE RE: COMPLAINT  
[14-1022](#) 2-14-14 [[1](#)]  
U.S. TRUSTEE V. PACHECO PLAZA,  
LLC  
ROBIN TUBESING/Atty. for pl.

**This status conference will be dropped from calendar. It appears the defendant's default has been entered. The main case has been dismissed. The court will call and rule on the motion for entry of a default judgment below. No appearance is necessary at the status conference.**

3. [14-10638](#)-B-11 PACHECO PLAZA, LLC MOTION FOR ENTRY OF DEFAULT  
[14-1022](#) UST-1 JUDGMENT  
U.S. TRUSTEE V. PACHECO PLAZA,  
LLC 3-27-14 [[10](#)]  
ROBIN TUBESING/Atty. for mv.  
RESPONSIVE PLEADING

4. [12-60054](#)-B-7 DWIGHT/NELLIE LONG CONTINUED STATUS CONFERENCE RE:  
[13-1038](#) AMENDED COMPLAINT  
GROSS MORTGAGE CORPORATION V.  
LONG 9-17-13 [[45](#)]  
HANNO POWELL/Atty. for pl.

5. [13-16155](#)-B-7 MICHAEL WEILERT AND CONTINUED STATUS CONFERENCE RE:  
[13-1104](#) GENEVIEVE DE MONTREMARE COMPLAINT  
BRIAN L. GWARTZ AND CHERYL A.  
SKIGIN, CO-TRUSTEES V. WEILERT 10-1-13 [[1](#)]  
CHERYL SKIGIN/Atty. for pl.  
RESPONSIVE PLEADING

6. [13-16155](#)-B-7 MICHAEL WEILERT AND MOTION TO STRIKE  
[13-1104](#) GENEVIEVE DE MONTREMARE CAS-21-6-14 [[16](#)]  
BRIAN L. GWARTZ AND CHERYL A.  
SKIGIN, CO-TRUSTEES V. WEILERT  
CHERYL SKIGIN/Atty. for mv.  
RESPONSIVE PLEADING

