

UNITED STATES BANKRUPTCY COURT

Eastern District of California

Honorable Michael S. McManus

Bankruptcy Judge

Sacramento, California

September 15, 2014 at 2:00 p.m.

1. 14-26190-A-13 STEVE/MARY ARONS MOTION TO
JPJ-2 DISMISS CASE
8-21-14 [41]

- Telephone Appearance
- Trustee Agrees with Ruling

Tentative Ruling: The motion will be granted and the case will be dismissed.

According to Schedule D, the debtor owes secured debt of approximately \$1,560,086.36. This exceeds the debt cap of \$1,149,525 set by 11 U.S.C. § 109(e). The debtor is not eligible for chapter 13 relief.

If the debtor argues that application of 11 U.S.C. § 506(a) to strip down this secured debt is possible, because the debt secured by the debtor's residence must be treated as fully secured as required by 11 U.S.C. § 1322(b)(2), the debtor's remaining secured debt is \$1,258,100, which still exceeds the cap.

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