

UNITED STATES BANKRUPTCY COURT

Eastern District of California

Honorable Robert S. Bardwil
Bankruptcy Judge
Modesto, California

November 5, 2019 at 10:30 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.**

1. [17-90901](#)-B-13 KRISTI LOPEZ MOTION TO MODIFY PLAN
[MC-4](#) 9-25-19 [[59](#)]

November 5, 2019 at 10:30 a.m.

2. [19-90503](#)-B-13 JUAN NAJERA MOTION TO CONFIRM PLAN
[TOG](#)-3 9-25-19 [[45](#)]

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.

3. [19-90707](#)-B-13 JUAN MUNOZ-GALVEZ AND OBJECTION TO DEBTOR'S CLAIM OF
[RDG](#)-2 LINDA MUNOZ EXEMPTIONS
9-25-19 [[23](#)]

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.

4. [19-90415](#)-B-13 LEWIS/JOSEFA HAMPTON CONTINUED MOTION TO CONFIRM
[BSH](#)-3 PLAN
9-12-19 [[35](#)]

5. [16-90219](#)-B-13 SHARON HAMILTON CONTINUED MOTION FOR RELIEF
[GMW](#)-2 FROM AUTOMATIC STAY
9-24-19 [[159](#)]

6. [19-90623](#)-B-13 BRIAN LOPEZ MOTION TO CONFIRM PLAN
[RKW](#)-1 9-30-19 [[14](#)]

Final ruling:

This case was dismissed on October 24, 2019. As a result the motion will be denied by minute order as moot. No appearance is necessary.

7. [19-90724](#)-B-13 JONATHAN LITTLE OBJECTION TO DEBTOR'S CLAIM OF
[RDG](#)-2 EXEMPTIONS
9-25-19 [[30](#)]

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.

8. [16-90929](#)-B-13 JARED/ALISON KRICK MOTION TO MODIFY PLAN
[JAD](#)-2 9-17-19 [[58](#)]

9. [19-90734](#)-B-13 DIANE KALEKA OBJECTION TO CONFIRMATION OF
[RDG](#)-1 PLAN BY RUSSELL D. GREER
10-4-19 [[17](#)]

10. [19-90141](#)-B-13 JOHN VIEIRA MOTION TO CONFIRM PLAN
[RKW](#)-2 9-30-19 [[52](#)]

11. [16-90349](#)-B-13 WARREN/LYNETTE MCGHEE CONTINUED MOTION TO MODIFY PLAN
[JAD](#)-2 8-15-19 [[32](#)]
12. [19-90753](#)-B-13 CRISTINE CRAM OBJECTION TO CONFIRMATION OF
[RDG](#)-1 PLAN BY RUSSELL D. GREER
10-7-19 [[21](#)]
13. [15-90855](#)-B-13 PHILLIP/NECY LOPEZ MOTION TO INCUR DEBT
[JAD](#)-3 10-15-19 [[109](#)]
14. [19-90755](#)-B-13 MICHAEL LAVELLE AND OBJECTION TO CONFIRMATION OF
[RDG](#)-1 KIMBERLY ANGEL PLAN BY RUSSELL D. GREER
10-7-19 [[39](#)]

15. [19-90755](#)-B-13 MICHAEL LAVELLE AND OBJECTION TO CONFIRMATION OF
[SW-1](#) KIMBERLY ANGEL PLAN BY ALLY BANK
10-8-19 [[42](#)]

16. [19-90556](#)-B-13 GIRARD GOODMAN MOTION FOR COMPENSATION BY THE
[BLF-3](#) LAW OFFICE OF BAKKEN LAW FIRM
FOR LORIS L. BAKKEN, TRUSTEES
ATTORNEY(S)
10-1-19 [[56](#)]

Final ruling:

The matter is resolved without oral argument. The court's records indicate that no timely opposition has been filed. The record establishes, and the court finds, that the fees and costs requested are reasonable compensation for actual, necessary, and beneficial services under Bankruptcy Code § 330(a). As such, the court will grant the motion. Moving party is to submit an appropriate order. No appearance is necessary.

17. [19-90556](#)-B-13 GIRARD GOODMAN MOTION FOR COMPENSATION FOR
[BLF-4](#) GARY R. FARRAR, CHAPTER 13
TRUSTEE(S)
10-1-19 [[62](#)]

Final ruling:

The matter is resolved without oral argument. The court's records indicate that no timely opposition has been filed. The record establishes, and the court finds, that the fees and costs requested are reasonable compensation for actual, necessary, and beneficial services under Bankruptcy Code § 326. As such, the court will grant the motion. Moving party is to submit an appropriate order. No appearance is necessary.

18. [19-90571](#)-B-13 LATONA BOWERS
[LBF](#)-1

MOTION TO CONFIRM PLAN
9-10-19 [[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.

19. [19-90791](#)-B-13 RAUL/MARIZA HERROZ
[VVF](#)-1

MOTION FOR RELIEF FROM
AUTOMATIC STAY AND/OR MOTION
FOR ADEQUATE PROTECTION
10-9-19 [[14](#)]

MECHANICS BANK VS.

Final ruling:

This matter was resolved by stipulated order entered on October 28, 2019. As a result this matter is removed from calendar.

20. [19-90193](#)-B-13 JOSE/CLAUDIA ACEVES
[JCK](#)-2

OBJECTION TO CLAIM OF GOLD
CREEK ESTATES OWNERS
ASSOCIATION, CLAIM NUMBER 10-1
9-19-19 [[60](#)]

Final ruling:

The matter is resolved without oral argument. The court's record indicates that no timely opposition/response to the objection has been filed and the objection is supported by the record. Accordingly, the court will sustain the objection to the claim of Gold Creek Estates Owners, Claim No 10-1, by minute order. No appearance is necessary.