

**UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF CALIFORNIA**

Honorable Fredrick E. Clement
Fresno Federal Courthouse
2500 Tulare Street, 5th Floor
Courtroom 11, Department A
Fresno, California

PRE-HEARING DISPOSITIONS

DAY: WEDNESDAY
DATE: NOVEMBER 9, 2016
CALENDAR: 10:00 A.M. CHAPTER 7 ADVERSARY PROCEEDINGS

GENERAL DESIGNATIONS

Each pre-hearing disposition is prefaced by the words "Final Ruling," "Tentative Ruling" or "No Tentative Ruling." Except as indicated below, matters designated "Final Ruling" will not be called and counsel need not appear at the hearing on such matters. Matters designated "Tentative Ruling" or "No Tentative Ruling" will be called.

ORAL ARGUMENT

For matters that are called, the court may determine in its discretion whether the resolution of such matter requires oral argument. See *Morrow v. Topping*, 437 F.2d 1155, 1156-57 (9th Cir. 1971); accord LBR 9014-1(h). When the court has published a tentative ruling for a matter that is called, the court shall not accept oral argument from any attorney appearing on such matter who is unfamiliar with such tentative ruling or its grounds.

COURT'S ERRORS IN FINAL RULINGS

If a party believes that a final ruling contains an error that would, if reflected in the order or judgment, warrant a motion under Federal Rule of Civil Procedure 60(a), as incorporated by Federal Rules of Bankruptcy Procedure 9024, then the party affected by such error shall, not later than 4:00 p.m. (PST) on the day before the hearing, inform the following persons by telephone that they wish the matter either to be called or dropped from calendar, as appropriate, notwithstanding the court's ruling: (1) all other parties directly affected by the motion; and (2) Kathy Torres, Judicial Assistant to the Honorable Fredrick E. Clement, at (559) 499-5860. Absent such a timely request, a matter designated "Final Ruling" will not be called.

1. [16-12321](#)-A-7 RIGOBERTO/CORINNA AVINA STATUS CONFERENCE RE: COMPLAINT
[16-1089](#) 9-13-16 [[1](#)]
FAMILIES AND SCHOOLS TOGETHER
FEDERAL CREDIT UNION V. AVINA
RUSSELL REYNOLDS/Atty. for pl.

Final Ruling

The status conference is continued to November 30, 2016, at 10:00 a.m.

2. [14-14453](#)-A-7 SAMUEL LOPEZ CONTINUED STATUS CONFERENCE RE:
[14-1141](#) COMPLAINT
CALLISON V. LOPEZ 11-21-14 [[1](#)]
DANIEL BARADAT/Atty. for pl.
RESPONSIVE PLEADING

Final Ruling

The status conference is continued to February 15, 2017, at 10:00 a.m.
Not later than 14 days before the continued hearing date, the parties
shall file a joint status report.

3. [11-17165](#)-A-7 OAKHURST LODGE, INC., A CONTINUED STATUS CONFERENCE RE:
[15-1017](#) CALIFORNIA CORPORATION AMENDED COMPLAINT
OAKHURST LODGE, INC. V. 4-6-16 [[151](#)]
FIRST-CITIZENS BANK & TRUST
DONNA STANDARD/Atty. for pl.
ECF ORDER #257 CONTINUING TO
1/25/17

Final Ruling

Pursuant to order, ECF #257, the matter is continued to January 25,
2017, at 10:00 a.m.

4. [11-17165](#)-A-7 OAKHURST LODGE, INC., A CONTINUED MOTION TO DISMISS
[15-1017](#) CALIFORNIA CORPORATION AJM-4ADVERSARY PROCEEDING/NOTICE OF
OAKHURST LODGE, INC. V. REMOVAL
FIRST-CITIZENS BANK & TRUST 5-17-16 [[176](#)]
AARON MALO/Atty. for mv.
ECF ORDER #257 CONTINUING TO
1/25/17

Final Ruling

Pursuant to order, ECF #257, the matter is continued to January 25,
2017, at 10:00 a.m.

5. [11-17165](#)-A-7 OAKHURST LODGE, INC., A CONTINUED MOTION TO STRIKE
[15-1017](#) CALIFORNIA CORPORATION AJM-55-17-16 [[179](#)]
OAKHURST LODGE, INC. V.
FIRST-CITIZENS BANK & TRUST
AARON MALO/Atty. for mv.
ECF ORDER #257 CONTINUING TO
1/25/17

Final Ruling

Pursuant to order, ECF #257, the matter is continued to January 25, 2017, at 10:00 a.m.

6. [11-17165](#)-A-7 OAKHURST LODGE, INC., A CONTINUED MOTION TO DISMISS
[15-1017](#) CALIFORNIA CORPORATION NLG-5CASE
OAKHURST LODGE, INC. V. 5-17-16 [[182](#)]
FIRST-CITIZENS BANK & TRUST
NICHOLE GLOWIN/Atty. for mv.
ECF ORDER #257 CONTINUING TO
1/25/17

Final Ruling

Pursuant to order, ECF #257, the matter is continued to January 25, 2017, at 10:00 a.m.

7. [11-17165](#)-A-7 OAKHURST LODGE, INC., A CONTINUED MOTION TO STRIKE
[15-1017](#) CALIFORNIA CORPORATION NLG-65-17-16 [[188](#)]
OAKHURST LODGE, INC. V.
FIRST-CITIZENS BANK & TRUST
NICHOLE GLOWIN/Atty. for mv.
ECF ORDER #257 CONTINUING TO
1/25/17

Final Ruling

Pursuant to order, ECF #257, the matter is continued to January 25, 2017, at 10:00 a.m.

8. [15-12169](#)-A-7 MIRIAM GONZALEZ MOTION FOR ENTRY OF DEFAULT
[16-1063](#) TGM-1 JUDGMENT
FEAR V. RODRIGUEZ 9-7-16 [[23](#)]
TRUDI MANFREDO/Atty. for mv.
DISMISSED, CLOSED

Final Ruling

The adversary proceeding dismissed, the motion is denied as moot.