

UNITED STATES BANKRUPTCY COURT

Eastern District of California

Honorable Michael S. McManus

Bankruptcy Judge

Sacramento, California

January 11, 2016 at 2:00 p.m.

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1. 14-23467-A-13 MICHAEL/EMMA POST MOTION TO
JPJ-4 DISMISS CASE
12-23-15 [65]

- ☐ Telephone Appearance
☐ Trustee Agrees with Ruling

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

The debtor has failed to pay to the trustee approximately \$8,256.57 as required by the confirmed plan. The foregoing has resulted in delay that is prejudicial to creditors and suggests that the plan is not feasible. This is cause for dismissal. See 11 U.S.C. § 1307(c)(1).

2. 15-20273-A-13 CONCETTA MANZANO MOTION TO
JPJ-1 DISMISS CASE
12-7-15 [36]

- ☐ Telephone Appearance
☐ Trustee Agrees with Ruling

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

The debtor has failed to pay to the trustee approximately \$11,590.01 as required by the confirmed plan. The foregoing has resulted in delay that is prejudicial to creditors and suggests that the plan is not feasible. This is cause for dismissal. See 11 U.S.C. § 1307(c)(1).

3. 11-37078-A-13 TERESA ARMENDARIZ MOTION TO
JPJ-8 DISMISS CASE
12-2-15 [46]

- ☐ Telephone Appearance
☐ Trustee Agrees with Ruling

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

The debtor has failed to pay to the trustee approximately \$620 as required by the confirmed plan. While the amount of this default seems relatively minor, this is eighth time the trustee has been compelled to move for dismissal because the debtor had made timely plan payments. The frequency of the motions is a clear indication that the plan is not feasible for the debtor. The foregoing has resulted in delay that is prejudicial to creditors and suggests that the plan is not feasible. This is cause for dismissal. See 11 U.S.C. § 1307(c)(1).

January 11, 2016 at 2:00 p.m.

4. 12-36683-A-13 ANTHONY/ANA CARUSO
JPJ-1

MOTION TO
DISMISS CASE
12-2-15 [58]

- ☐ Telephone Appearance
- ☐ Trustee Agrees with Ruling

Tentative Ruling: The motion will be denied and the case shall remain pending.

While the debtor failed to timely lodge a proposed order confirming a plan with the trustee, that order has now been lodged. No prejudice was caused by the delay.