

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

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

**PRE-HEARING DISPOSITIONS**

**DAY: WEDNESDAY**  
**DATE: JANUARY 13, 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.

**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. [15-10215](#)-A-7 ERIC MCKINLEY CONTINUED STATUS CONFERENCE RE:  
[15-1115](#) COMPLAINT  
MANFREDO V. ROAM ET AL 9-22-15 [[1](#)]  
GABRIEL WADDELL/Atty. for pl.  
RESPONSIVE PLEADING

**Final Ruling**

This matter is continued to March 9, 2016, at 9:00 a.m. If a judgment is not in the file or the adversary proceeding dismissed, not later than 14 days prior to the date of the continued hearing the parties shall file a status report.

2. [15-10966](#)-A-7 RODNEY HARON CONTINUED STATUS CONFERENCE RE:  
[15-1121](#) COMPLAINT  
HARON V. ARIA RESORT & CASINO 10-18-15 [[1](#)]  
HOLDINGS, LLC  
TIMOTHY SPRINGER/Atty. for pl.

**No tentative ruling.**

3. [15-10966](#)-A-7 RODNEY HARON MOTION TO SUBSTITUTE ROBERT  
[15-1121](#) FLG-1 HAWKINS, CHAPTER 7 TRUSTEE, AS  
HARON V. ARIA RESORT & CASINO PLAINTIFF IN PLACE AND STEAD OF  
HOLDINGS, LLC THE FORMER DEBTOR IN POSSESSION  
12-1-15 [[8](#)]  
GABRIEL WADDELL/Atty. for mv.

**Final Ruling**

**Motion:** Substitute Robert Hawkins, Chapter 7 Trustee, as Plaintiff in the Stead of the Former Chapter 11 Debtor in Possession Rodney Haron

**Notice:** LBR 9014-1(f)(1); written opposition required

**Disposition:** Granted

**Order:** Prepared by the movant

Unopposed motions are subject to the rules of default. Fed. R. Civ. P. 55, *incorporated by* Fed. R. Bankr. P. 7055, 9014(c). Written opposition to this motion was required not less than 14 days before the hearing on this motion. LBR 9014-1(f)(1)(B). None has been filed. The default of the responding party is entered. The court considers the record, accepting well-pleaded facts as true. *TeleVideo Sys., Inc. v. Heidenthal*, 826 F.2d 915, 917-18 (9th Cir. 1987).

This case has been converted from chapter 11 to chapter 7. The present adversary proceeding to recover a preference was initiated in chapter 11 by the debtor in possession, Rodney Haron. Now, in chapter 7, the trustee is the one who has standing to pursue the action as the debtor in possession no longer exists. Pursuant to Federal Rules of Civil Procedure 17(a) and 25(c), the court will substitute Robert Hawkins, chapter 7 trustee, as the plaintiff in this action in the stead of Rodney Haron, the former debtor in possession.

4. [15-10966](#)-A-7 RODNEY HARON  
[15-1122](#)  
HARON V. NEVADA PROPERTY 1 LLC  
TIMOTHY SPRINGER/Atty. for pl.

CONTINUED STATUS CONFERENCE RE:  
COMPLAINT  
10-18-15 [[1](#)]

**No tentative ruling.**

5. [15-10966](#)-A-7 RODNEY HARON  
[15-1122](#) FLG-1  
HARON V. NEVADA PROPERTY 1 LLC

MOTION TO SUBSTITUTE ROBERT  
HAWKINS, CHAPTER 7 TRUSTEE, AS  
PLAINTIFF IN PLACE AND STEAD OF  
THE FORMER DEBTOR IN POSSESSION  
12-2-15 [[9](#)]

GABRIEL WADDELL/Atty. for mv.

**Final Ruling**

**Motion:** Substitute Robert Hawkins, Chapter 7 Trustee, as Plaintiff in the Stead of the Former Chapter 11 Debtor in Possession Rodney Haron

**Notice:** LBR 9014-1(f)(1); written opposition required

**Disposition:** Granted

**Order:** Prepared by the movant

Unopposed motions are subject to the rules of default. Fed. R. Civ. P. 55, *incorporated by* Fed. R. Bankr. P. 7055, 9014(c). Written opposition to this motion was required not less than 14 days before the hearing on this motion. LBR 9014-1(f)(1)(B). None has been filed. The default of the responding party is entered. The court considers the record, accepting well-pleaded facts as true. *TeleVideo Sys., Inc. v. Heidenthal*, 826 F.2d 915, 917-18 (9th Cir. 1987).

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6. [15-10966](#)-A-7 RODNEY HARON  
[15-1123](#)  
HARON V. HRHH GAMING, LLC ET  
AL  
TIMOTHY SPRINGER/Atty. for pl.

CONTINUED STATUS CONFERENCE RE:  
COMPLAINT  
10-18-15 [[1](#)]

**No tentative ruling.**

7. [15-10966](#)-A-7     RODNEY HARON     MOTION TO SUBSTITUTE ROBERT  
[15-1123](#)     FLG-1     HAWKINS, CHAPTER 7 TRUSTEE, AS  
HARON V. HRHH GAMING, LLC ET     PLAINTIFF IN PLACE AND STEAD OF  
AL     THE FORMER DEBTOR IN POSSESSION  
12-1-15 [[8](#)]
- GABRIEL WADDELL/Atty. for mv.

**Final Ruling**

**Motion:** Substitute Robert Hawkins, Chapter 7 Trustee, as Plaintiff in the Stead of the Former Chapter 11 Debtor in Possession Rodney Haron

**Notice:** LBR 9014-1(f)(1); written opposition required

**Disposition:** Granted

**Order:** Prepared by the movant

Unopposed motions are subject to the rules of default. Fed. R. Civ. P. 55, *incorporated by* Fed. R. Bankr. P. 7055, 9014(c). Written opposition to this motion was required not less than 14 days before the hearing on this motion. LBR 9014-1(f)(1)(B). None has been filed. The default of the responding party is entered. The court considers the record, accepting well-pleaded facts as true. *TeleVideo Sys., Inc. v. Heidenthal*, 826 F.2d 915, 917-18 (9th Cir. 1987).

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8. [15-10966](#)-A-7     RODNEY HARON     CONTINUED STATUS CONFERENCE RE:  
[15-1124](#)     COMPLAINT  
HARON V. HARVEYS TAHOE     10-18-15 [[1](#)]  
MANAGEMENT COMPANY, INC.  
TIMOTHY SPRINGER/Atty. for pl.  
ORDER ECF NO. 23

**No tentative ruling.**

9. [15-10966](#)-A-7     RODNEY HARON     MOTION TO SUBSTITUTE ROBERT  
[15-1124](#)     FLG-1     HAWKINS, CHAPTER 7 TRUSTEE, AS  
HARON V. HARVEYS TAHOE     PLAINTIFF IN PLACE AND STEAD OF  
MANAGEMENT COMPANY, INC.     THE FORMER DEBTOR IN POSSESSION  
12-2-15 [[15](#)]
- GABRIEL WADDELL/Atty. for mv.

**Final Ruling**

**Motion:** Substitute Robert Hawkins, Chapter 7 Trustee, as Plaintiff in the Stead of the Former Chapter 11 Debtor in Possession Rodney Haron

**Notice:** LBR 9014-1(f)(1); written opposition required

**Disposition:** Granted

**Order:** Prepared by the movant

Unopposed motions are subject to the rules of default. Fed. R. Civ. P. 55, *incorporated by* Fed. R. Bankr. P. 7055, 9014(c). Written opposition to this motion was required not less than 14 days before the hearing on this motion. LBR 9014-1(f)(1)(B). None has been filed. The default of the responding party is entered. The court considers the record, accepting well-pleaded facts as true. *TeleVideo Sys., Inc. v. Heidenthal*, 826 F.2d 915, 917-18 (9th Cir. 1987).

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10. [15-10966](#)-A-7     RODNEY HARON     CONTINUED STATUS CONFERENCE RE:  
[15-1125](#)     COMPLAINT  
HARON V. MANDALAY RESORT GROUP     10-18-15 [[1](#)]  
INC.  
TIMOTHY SPRINGER/Atty. for pl.

**No tentative ruling.**

11. [15-10966](#)-A-7 RODNEY HARON  
[15-1125](#) FLG-1  
HARON V. MANDALAY RESORT GROUP  
INC.

MOTION TO SUBSTITUTE ROBERT  
HAWKINS, CHAPTER 7 TRUSTEE, AS  
PLAINTIFF IN PLACE AND STEAD OF  
THE FORMER DEBTOR IN POSSESSION  
12-2-15 [[8](#)]

GABRIEL WADDELL/Atty. for mv.

### **Final Ruling**

**Motion:** Substitute Robert Hawkins, Chapter 7 Trustee, as Plaintiff in the Stead of the Former Chapter 11 Debtor in Possession Rodney Haron

**Notice:** LBR 9014-1(f)(1); written opposition required

**Disposition:** Granted

**Order:** Prepared by the movant

Unopposed motions are subject to the rules of default. Fed. R. Civ. P. 55, *incorporated by* Fed. R. Bankr. P. 7055, 9014(c). Written opposition to this motion was required not less than 14 days before the hearing on this motion. LBR 9014-1(f)(1)(B). None has been filed. The default of the responding party is entered. The court considers the record, accepting well-pleaded facts as true. *TeleVideo Sys., Inc. v. Heidenthal*, 826 F.2d 915, 917-18 (9th Cir. 1987).

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12. [15-10966](#)-A-7 RODNEY HARON  
[15-1126](#)  
HARON V. VENETIAN CASINO  
RESORT, LLC  
TIMOTHY SPRINGER/Atty. for pl.

CONTINUED STATUS CONFERENCE RE:  
COMPLAINT  
10-18-15 [[1](#)]

**No tentative ruling.**

13. [15-10966](#)-A-7     RODNEY HARON     MOTION TO SUBSTITUTE ROBERT  
[15-1126](#)     FLG-1     HAWKINS, CHAPTER 7 TRUSTEE, AS  
HARON V. VENETIAN CASINO     PLAINTIFF IN PLACE AND STEAD OF  
RESORT, LLC     THE FORMER DEBTOR IN POSSESSION  
12-4-15 [[10](#)]  
  
GABRIEL WADDELL/Atty. for mv.

**Final Ruling**

**Motion:** Substitute Robert Hawkins, Chapter 7 Trustee, as Plaintiff in the Stead of the Former Chapter 11 Debtor in Possession Rodney Haron

**Notice:** LBR 9014-1(f)(1); written opposition required

**Disposition:** Granted

**Order:** Prepared by the movant

Unopposed motions are subject to the rules of default. Fed. R. Civ. P. 55, *incorporated by* Fed. R. Bankr. P. 7055, 9014(c). Written opposition to this motion was required not less than 14 days before the hearing on this motion. LBR 9014-1(f)(1)(B). None has been filed. The default of the responding party is entered. The court considers the record, accepting well-pleaded facts as true. *TeleVideo Sys., Inc. v. Heidenthal*, 826 F.2d 915, 917-18 (9th Cir. 1987).

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14. [15-10966](#)-A-7     RODNEY HARON     CONTINUED STATUS CONFERENCE RE:  
[15-1127](#)     COMPLAINT  
HARON V. PARIS LAS VEGAS     10-18-15 [[1](#)]  
OPERATING COMPANY, LLC  
TIMOTHY SPRINGER/Atty. for pl.

**No tentative ruling.**

15. [15-10966](#)-A-7     RODNEY HARON     MOTION TO SUBSTITUTE ROBERT  
[15-1127](#)     FLG-1     HAWKINS, CHAPTER 7 TRUSTEE, AS  
HARON V. PARIS LAS VEGAS     PLAINTIFF IN PLACE AND STEAD OF  
OPERATING COMPANY, LLC     THE FORMER DEBTOR IN POSSESSION  
12-2-15 [[8](#)]
- GABRIEL WADDELL/Atty. for mv.

**Final Ruling**

**Motion:** Substitute Robert Hawkins, Chapter 7 Trustee, as Plaintiff in the Stead of the Former Chapter 11 Debtor in Possession Rodney Haron

**Notice:** LBR 9014-1(f)(1); written opposition required

**Disposition:** Granted

**Order:** Prepared by the movant

Unopposed motions are subject to the rules of default. Fed. R. Civ. P. 55, *incorporated by* Fed. R. Bankr. P. 7055, 9014(c). Written opposition to this motion was required not less than 14 days before the hearing on this motion. LBR 9014-1(f)(1)(B). None has been filed. The default of the responding party is entered. The court considers the record, accepting well-pleaded facts as true. *TeleVideo Sys., Inc. v. Heidenthal*, 826 F.2d 915, 917-18 (9th Cir. 1987).

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16. [14-14479](#)-A-7     FABIO GALVEZ     STATUS CONFERENCE RE: AMENDED  
[14-1153](#)     COMPLAINT  
GALVEZ ET AL V. THE UNITED     11-30-15 [[82](#)]  
STATES OF AMERICA, THE  
FABIO GALVEZ/Atty. for pl.

**No tentative ruling.**

17. [15-12189](#)-A-7     JEFFREY/PEGGY WOOD     CONTINUED STATUS CONFERENCE RE:  
[15-1110](#)     COMPLAINT  
WOOD V. US DEPARTMENT OF     8-28-15 [[1](#)]  
EDUCATION ET AL  
JERRY LOWE/Atty. for pl.  
CLOSED

**Final Ruling**

The adversary proceeding dismissed, the status conference is concluded.



18. [15-12889](#)-A-7 ERIC MIRELES AND MAXINE STATUS CONFERENCE RE: COMPLAINT  
[15-1135](#) HERNANDEZ 10-30-15 [[1](#)]  
AMBROSE ET AL V. MIRELES  
DORINDA MYERS/Atty. for pl.

**No tentative ruling.**

19. [14-15699](#)-A-7 JASPAL/DALJEET DHESI CONTINUED STATUS CONFERENCE RE:  
[15-1020](#) AMENDED COMPLAINT  
JOSHI V. DHESI ET AL 5-18-15 [[21](#)]  
TANVIR JOSHI/Atty. for pl.  
RESPONSIVE PLEADING

**No tentative ruling.**