



**UNITED STATES BANKRUPTCY COURT
Eastern District of California
Honorable René Lastreto II
Department B – Courtroom #13
Fresno, California**

Hearing Date: Wednesday, February 11, 2026

Unless otherwise ordered, all matters before the Honorable René Lastreto II, shall be simultaneously: (1) **In Person** at, Courtroom #13 (Fresno hearings only), (2) via **ZoomGov Video**, (3) via **ZoomGov Telephone**, and (4) via **CourtCall**. You may choose any of these options unless otherwise ordered or stated below.

All parties or their attorneys who wish to appear at a hearing remotely must sign up by **4:00 p.m. one business day** prior to the hearing. Information regarding how to sign up can be found on the **Remote Appearances** page of our website at <https://www.caeb.uscourts.gov/Calendar/CourtAppearances>. Each party/attorney who has signed up will receive a Zoom link or phone number, meeting I.D., and password via e-mail.

If the deadline to sign up has passed, parties and their attorneys who wish to appear remotely must contact the Courtroom Deputy for the Department holding the hearing.

Please also note the following:

- Parties in interest and/or their attorneys may connect to the video or audio feed free of charge and should select which method they will use to appear when signing up.
- Members of the public and the press who wish to attend by ZoomGov may only listen in to the hearing using the Zoom telephone number. Video participation or observing are not permitted.
- Members of the public and the press may not listen in to trials or evidentiary hearings, though they may attend in person unless otherwise ordered.

To appear remotely for law and motion or status conference proceedings, you must comply with the following guidelines and procedures:

1. Review the [Pre-Hearing Dispositions](#) prior to appearing at the hearing.
2. Parties appearing via CourtCall are encouraged to review the [CourtCall Appearance Information](#). If you are appearing by ZoomGov phone or video, please join at least 10 minutes prior to the start of the calendar and wait with your microphone muted until the matter is called.

Unauthorized Recording is Prohibited: Any recording of a court proceeding held by video or teleconference, including "screen shots" or other audio or visual copying of a hearing is prohibited. Violation may result in sanctions, including removal of court-issued media credentials, denial of entry to future hearings, or any other sanctions deemed necessary by the court. For more information on photographing, recording, or broadcasting Judicial Proceedings, please refer to Local Rule 173(a) of the United States District Court for the Eastern District of California.

INSTRUCTIONS FOR PRE-HEARING DISPOSITIONS

Each matter on this calendar will have one of three possible designations: No Ruling, Tentative Ruling, or Final Ruling. These instructions apply to those designations.

No Ruling: All parties will need to appear at the hearing unless otherwise ordered.

Tentative Ruling: If a matter has been designated as a tentative ruling it will be called, and all parties will need to appear at the hearing unless otherwise ordered. The court may continue the hearing on the matter, set a briefing schedule, or enter other orders appropriate for efficient and proper resolution of the matter. The original moving or objecting party shall give notice of the continued hearing date and the deadlines. The minutes of the hearing will be the court's findings and conclusions.

Final Ruling: Unless otherwise ordered, there will be **no hearing on these matters**. The final disposition of the matter is set forth in the ruling and it will appear in the minutes. The final ruling may or may not finally adjudicate the matter. If it is finally adjudicated, the minutes constitute the court's findings and conclusions.

Orders: Unless the court specifies in the tentative or final ruling that it will issue an order, the prevailing party shall lodge an order within 14 days of the final hearing on the matter.

Post-Publication Changes: The court endeavors to publish its rulings as soon as possible. However, calendar preparation is ongoing, and these rulings may be revised or updated at any time prior to 4:00 p.m. the day before the scheduled hearings. Please check at that time for any possible updates.

9:30 AM

1. [25-13413](#)-B-13 **IN RE: KELLI GROVES**
[LGT-2](#)

MOTION TO DISMISS CASE
1-13-2026 [\[26\]](#)

LILIAN TSANG/MV
MARK ZIMMERMAN/ATTY. FOR DBT.

FINAL RULING: There will be no hearing on this matter.

DISPOSITION: Granted.

ORDER: The minutes of the hearing will be the court's findings and conclusions. The court will issue an order.

The chapter 13 trustee asks the court to dismiss this case under 11 U.S.C. § 1307(c)(1) for unreasonable delay by debtor that is prejudicial to creditors and 11 U.S.C. § 1307(c)(4) debtor's failure to commence making plan payments. Doc. #26. Kelli Diane Groves ("Debtor") did not oppose.

Unless the trustee's motion is withdrawn before the hearing, the motion will be GRANTED without oral argument for cause shown.

This motion was set for hearing on 28 days' notice as required by Local Rule of Practice ("LBR") 9014-1(f)(1). The failure of the creditors, the debtor, the U.S. Trustee, or any other party in interest to file written opposition at least 14 days prior to the hearing as required by LBR 9014-1(f)(1)(B) may be deemed a waiver of any opposition to the granting of the motion. *Cf. Ghazali v. Moran*, 46 F.3d 52, 53 (9th Cir. 1995). Further, because the court will not materially alter the relief requested by the moving party, an actual hearing is unnecessary. *See Boone v. Burk (In re Eliapo)*, 468 F.3d 592 (9th Cir. 2006). Therefore, the defaults of the above-mentioned parties in interest are entered and the matter will be resolved without oral argument. Upon default, factual allegations will be taken as true (except those relating to amount of damages). *Televideo Systems, Inc. v. Heidenthal*, 826 F.2d 915, 917 (9th Cir. 1987). Constitutional due process requires that a plaintiff make a *prima facie* showing that they are entitled to the relief sought, which the movant has done here.

Here, the chapter 13 trustee asks the court to dismiss this case for the following reasons:

1. Unreasonable delay by the debtor that is prejudicial to creditors.
2. Debtor failed to provide the following required document(s) to the Trustee.
3. Debtor failed to accurately file schedules and/or statements.

4. Debtor has failed to commence making plan payments. Debtor has failed to make payments due under the plan. As of January 13, 2026, payments are delinquent in the amount of \$6,530.00. While this motion is pending further payments will come due. In addition to the delinquency amount, Debtor must also make the monthly plan payment of \$3,265.00 for January 25, 2026.

Under 11 U.S.C. § 1307(c), the court may convert or dismiss a case, whichever is in the best interests of creditors and the estate, for cause. "A debtor's unjustified failure to expeditiously accomplish any task required either to propose or to confirm a chapter 13 plan may constitute cause for dismissal under § 1307(c)(1)." *Ellsworth v. Lifescape Med. Assocs., P.C. (In re Ellsworth)*, 455 B.R. 904, 915 (B.A.P. 9th Cir. 2011). There is "cause" for dismissal under 11 U.S.C. § 1307(c)(1) for unreasonable delay.

Dismissal rather than conversion is in the best interest of the creditors and the estate, as dismissal will allow creditors to pursue their claims outside of bankruptcy. Doc. #26. Though the Trustee's proof neglected to include any analysis of whether there was non-exempt equity that may benefit unsecured creditors if there was a conversion, the court in this case agrees with the Trustee that dismissal is in the best interests of creditors. It appears that there are unencumbered assets, but the Debtor has exempted the value of the assets and the Trustee has not objected.

Accordingly, the motion will be GRANTED, and the case dismissed.

2. [23-11116](#)-B-13 **IN RE: HUMBERTO/NANCY VIDALES**
[TCS-12](#)

MOTION TO MODIFY PLAN
1-7-2026 [\[200\]](#)

NANCY VIDALES/MV
TIMOTHY SPRINGER/ATTY. FOR DBT.
RESPONSIVE PLEADING

FINAL RULING: There will be no hearing on this matter.

DISPOSITION: Continued to March 11, 2026, at 9:30 a.m.

ORDER: The court will issue an order.

Humberto and Nancy Vidales ("Debtors") move for an order confirming the *Sixth Modified Chapter 13 Plan* dated January 7, 2026. Doc. #200 *et seq.* It appears that Debtors inadvertently filed the motion and all the accompanying documents, including the plan, twice. *Compare* Docs. ##200-206 *with* Docs. ##206-214. All the aforementioned documents were filed under Docket Control Number ("DCN") TCS-12. *Id.*

Debtor's current plan was confirmed on December 8, 2023. Doc. #99. Chapter 13 trustee Lilian G. Tsang ("Trustee") timely objected to confirmation of the plan for the following reason(s):

1. The Non-Standard Provision regarding the post-petition mortgage arrearage must be modified. As stated, the non-standard provision at issue states "Chapter 13 Trustee to create a post-petition arrearage account to ensure Class One Creditor Wells Fargo Mortgage receives 60 ongoing payments over 60 months." Trustee argues that this language is ambiguous and requests that the clause be stricken and replaced as follows: "The Chapter 13 Trustee shall create a payment classification for the post-petition mortgage arrears to ensure Class One Creditor Wells Fargo Mortgage receives 60 ongoing payments over 60 month."
2. Debtors have filed two separate plans (Docs. #205 and #213), and Trustee is unsure which one is subject to confirmation. Trustee requests Debtor withdraw whichever plan for which confirmation is not sought.

Doc. #217. As noted above, it appears that both plans are identical, as are the motion and all accompanying documents, which appear to have been filed twice by accident.

This motion to confirm plan will be CONTINUED to **March 11, 2026, at 9:30 a.m.** Unless this case is voluntarily converted to chapter 7, dismissed, or all objections to confirmation are withdrawn, the Debtor shall file and serve a written response to the objections no later than fourteen (14) days before the continued hearing date. **The Debtors will also file a Notice of Withdrawal of the extraneous confirmation motion and Chapter 13 Plan.** The response shall specifically address each issue raised in the objection(s) to confirmation, state whether each issue is disputed or undisputed, and include admissible evidence to support the Debtor's position. Any replies shall be filed and served no later than seven (7) days prior to the hearing date.

If the Debtor elects to withdraw the plan and file a modified plan in lieu of filing a response, then a confirmable, modified plan shall be filed, served, and set for hearing not later than seven (7) days before the continued hearing date. If the Debtor does not timely file a modified plan or a written response, the objection will be sustained on the grounds stated, and the motion will be denied without further hearing.

3. [23-11116](#)-B-13 **IN RE: HUMBERTO/NANCY VIDALES**
[TCS-12](#)

MOTION TO MODIFY PLAN
1-7-2026 [\[208\]](#)

NANCY VIDALES/MV
TIMOTHY SPRINGER/ATTY. FOR DBT.
RESPONSIVE PLEADING

FINAL RULING: There will be no hearing on this matter.

DISPOSITION: Continued to March 11, 2026, at 9:30 a.m.

ORDER: The court will issue an order.

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and include admissible evidence to support the Debtor's position. Any replies shall be filed and served no later than seven (7) days prior to the hearing date.

If the Debtor elects to withdraw the plan and file a modified plan in lieu of filing a response, then a confirmable, modified plan shall be filed, served, and set for hearing not later than seven (7) days before the continued hearing date. If the Debtor does not timely file a modified plan or a written response, the objection will be sustained on the grounds stated, and the motion will be denied without further hearing.

4. [25-13533](#)-B-13 **IN RE: SARAH ACEVEDO**

ORDER TO SHOW CAUSE - FAILURE TO PAY FEES
1-26-2026 [\[37\]](#)

FINAL RULING: There will be no hearing on this matter.

DISPOSITION: The OSC will be vacated.

ORDER: The court will issue an order.

The record shows that the installment fees now due have been paid. Accordingly, the order to show cause will be VACATED.

The order permitting the payment of filing fees in installments will be modified to provide that if future installments are not received by the due date, the case will be dismissed without further notice or hearing.

5. [25-13736](#)-B-13 **IN RE: BARBARA BAKER**
[LGT-2](#)

OBJECTION TO DEBTOR'S CLAIM OF EXEMPTIONS
1-2-2026 [\[16\]](#)

LILIAN TSANG/MV
ERIC ESCAMILLA/ATTY. FOR DBT.
WITHDRAWN

FINAL RULING: There will be no hearing on this matter.

DISPOSITION: Withdrawn.

No order is required.

On January 7, 2026, the Trustee withdrew this Objection to Debtor's Claim of Exemptions. Doc. #23. Accordingly, this Objection is WITHDRAWN.

6. [25-10887](#)-B-13 **IN RE: ERIC/REBECCA GRIMM**
[JRL-5](#)

MOTION TO MODIFY PLAN
1-4-2026 [[100](#)]

REBECCA GRIMM/MV
JERRY LOWE/ATTY. FOR DBT.

FINAL RULING: There will be no hearing on this matter.

DISPOSITION: Denied without prejudice.

ORDER: The court will issue an order.

This motion will be DENIED WITHOUT PREJUDICE for failure to comply with the Local Rules of Practice ("LBR").

LBR 9004-2(a)(6), (b)(5), (b)(6), (e)(3), LBR 9014-1(c), and (e)(3) are the rules about Docket Control Numbers ("DCN"). These rules require a DCN to be on the caption page on all documents filed in every matter with the court and each new motion requires a new DCN. The DCN shall consist of not more than three letters, which may be the initials of the attorney for the moving party (e.g., first, middle, and last name) or the first three initials of the law firm for the moving party, and the number that is one number higher than the number of motions previously filed by said attorney or law firm in connection with that specific bankruptcy case. Each separate matter must have a unique DCN linking it to all other related pleadings.

Here, Eric and Rebecca Grimm ("Debtors") filed a *Motion to Value Collateral* on July 17, 2025. Doc. #65. The DCN for that motion was JRL-5. The DCN for the instant *Motion to Modify Plan* (Doc. #100) is also JRL-5, and therefore, it does not comply with the local rules. Each separate matter filed with the court must have a different DCN.

For the above reason, this motion will be DENIED WITHOUT PREJUDICE.

7. [25-13493](#)-B-13 **IN RE: JOSE HUIZAR**
[SKI-1](#)

MOTION FOR RELIEF FROM AUTOMATIC STAY
1-2-2026 [\[18\]](#)

TD BANK, N.A./MV
NICHOLAS WAJDA/ATTY. FOR DBT.
SHERYL ITH/ATTY. FOR MV.

FINAL RULING: There will be no hearing on this matter.

DISPOSITION: Granted.

ORDER: The Moving Party shall submit a proposed order in
conformance with the ruling below.

TD Bank, N.A. ("Movant") seeks relief from the automatic stay under 11 U.S.C. § 362(d)(1) with respect to a 2022 GMC Terrain (VIN: 3GKALMEV6NL309476) ("Vehicle"). Doc. #18. Movant also requests waiver of the 14-day stay of Fed. R. Bankr. P. 4001(a)(4). *Id.*

Jose Huizar ("Debtor") did not file an opposition. Debtor's Plan of Reorganization indicated that the Vehicle would be surrendered. Doc. #44. No other party in interest timely filed written opposition.

This motion was set for hearing on 28 days' notice as required by Local Rule of Practice ("LBR") 9014-1(f)(1). The failure of the creditors, the debtor, the U.S. Trustee, or any other party in interest to file written opposition at least 14 days prior to the hearing as required by LBR 9014-1(f)(1)(B) may be deemed a waiver of any opposition to the granting of the motion. *Cf. Ghazali v. Moran*, 46 F.3d 52, 53 (9th Cir. 1995). Further, because the court will not materially alter the relief requested by the moving party, an actual hearing is unnecessary. *See Boone v. Burk (In re Eliapo)*, 468 F.3d 592 (9th Cir. 2006). Therefore, the defaults of the above-mentioned parties in interest are entered and the matter will be resolved without oral argument. Upon default, factual allegations will be taken as true (except those relating to amount of damages). *Televideo Systems, Inc. v. Heidenthal*, 826 F.2d 915, 917 (9th Cir. 1987). Constitutional due process requires that a plaintiff make a *prima facie* showing that they are entitled to the relief sought, which the movant has done here.

11 U.S.C. § 362(d)(1) allows the court to grant relief from the stay for cause, including the lack of adequate protection. "Because there is no clear definition of what constitutes 'cause,' discretionary relief from the stay must be determined on a case-by-case basis." *In re Mac Donald*, 755 F.2d 715, 717 (9th Cir. 1985).

After review of the included evidence, the court finds that "cause" exists to lift the stay because Debtor has failed to make at least three (3) complete post-petition payments. The Movant has produced evidence that Debtor is delinquent at least \$2,307.27. Docs. ##22-23.

Accordingly, the motion will be granted pursuant to 11 U.S.C. § 362(d)(1) to permit the Movant to dispose of its collateral pursuant to applicable law and to use the proceeds from its disposition to satisfy its claim. No other relief is awarded. According to the Debtor's Plan of Reorganization, the Vehicle will be surrendered.

The 14-day stay of Fed. R. Bankr. P. 4001(a)(4) will be ordered waived because Debtor has failed to make three (3) post-petition payments to Movant, the Vehicle is a depreciating asset, and the Vehicle is to be surrendered under the Plan.

11:00 AM

1. [21-11001](#)-B-11 **IN RE: NAVDIP BADHESHA**
[RMB-16](#)

CONTINUED PRE-TRIAL CONFERENCE RE: OBJECTION TO CLAIM OF
CALIFORNIA DEPARTMENT OF TAX AND FEE ADMINISTRATION, CLAIM
NUMBER 8
4-11-2022 [[241](#)]

NAVDIP BADHESHA/MV
MATTHEW RESNIK/ATTY. FOR DBT.

FINAL RULING: There will be no hearing in this matter.

DISPOSITION: Withdrawn.

No order is required.

On February 4, 2026, the Debtor Navdip S. Badhesha withdrew this
Objection To The Claim Of California Department Of Tax And Fee
Administration (POC #8). Doc. #419. Accordingly, this Objection is
WITHDRAWN.

2. [24-13407](#)-B-7 **IN RE: ANITA FERGUSON**
[25-1006](#) [FW-2](#)

MOTION TO RESET HEARING ON PLAINTIFF'S MOTION FOR SUMMARY
JUDGMENT
1-14-2026 [[51](#)]

EDMONDS V. HERNANDEZ
GABRIEL WADDELL/ATTY. FOR MV.

NO RULING.

3. [21-12473](#)-B-7 **IN RE: BLAIN FARMING CO., INC.**
[23-1040](#) [CAE-1](#)

CONTINUED STATUS CONFERENCE RE: COMPLAINT
10-3-2023 [[1](#)]

KING V. BLAIN

NO RULING.

4. [25-10088](#)-B-11 **IN RE: AMY CORPUS**
[25-1017](#) [FW-3](#)

MOTION FOR SUMMARY JUDGMENT
1-14-2026 [[59](#)]

SLOVER ET AL V. CORPUS
PETER SAUER/ATTY. FOR MV.
RESPONSIVE PLEADING

NO RULING.