

**UNITED STATES BANKRUPTCY COURT  
Eastern District of California**

Honorable Christopher D. Jaime  
Robert T. Matsui U.S. Courthouse  
501 I Street, Sixth Floor  
Sacramento, California

**PRE-HEARING DISPOSITIONS COVER SHEET**

**DAY: TUESDAY**

**DATE: March 25, 2025**

**CALENDAR: 1:00 P.M. CHAPTER 13**

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. 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 and no appearance is necessary. 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 seven (7) days of the final hearing on the matter.

**UNITED STATES BANKRUPTCY COURT**

Eastern District of California

Honorable Christopher D. Jaime  
Bankruptcy Judge  
Sacramento, California

**March 25, 2025 at 1:00 p.m.**

---

- |    |  |  |
|----|--|--|
| 1. | <a href="#">25-20006</a> -B-13    CATHRINE OCLASSEN<br>G. Michael Williams | ORDER TO SHOW CAUSE - FAILURE<br>TO PAY FEES<br>2-13-25 [ <a href="#">32</a> ] |
|----|--|--|

**Final Ruling**

The court's decision is to discharge the Order to Show Cause and the case will remain pending.

The Order to Show Cause was issued due to failure to pay \$34.00 for the filing of an Amended Master Address List. The court's docket reflects that the default was cured on February 18, 2025. The payment constituted the final installment.

The order to show cause is ORDERED DISCHARGED for reasons stated in the minutes and the case SHALL REMAIN PENDING.

The court will issue an order.

**March 25, 2025 at 1:00 p.m.**

**Page 1 of 13**

2.     [24-21920](#)-B-13     RICARDO/SAMANTHA     MOTION TO DISMISS CASE  
          [LGT](#)-4           RODRIGUEZ           2-7-25 [[69](#)]  
                      Charles L. Hastings

**Final Ruling**

The motion has been set for hearing on 28-days notice. Local Bankruptcy Rule 9014-1(f)(1). The failure of the respondent and other parties in interest to file written opposition at least 14 days prior to the hearing as required by Local Bankruptcy Rule 9014-1(f)(1)(B) is considered to be the equivalent of a statement of nonopposition. *Cf. Ghazali v. Moran*, 46 F.3d 52, 53 (9th Cir. 1995). No opposition was filed. The matter will be resolved without oral argument. No appearance at the hearing is required.

The court's decision is to deny the motion to dismiss case.

The Chapter 13 Trustee moves to dismiss case on grounds that Debtors failed to file a modified plan and set it for hearing with notice to creditors. This is an unreasonable delay that is prejudicial to creditors. 11 U.S.C. § 1307(c)(1).

A review of the court's docket shows that a second modified plan was filed on March 21, 2025, and is set to be heard on May 13, 2025. This resolves the motion to dismiss case.

Cause does not exist to dismiss this case. The motion is denied and the case is not dismissed.

The motion is ORDERED DENIED WITHOUT PREJUDICE for reasons stated in the minutes.

The court will issue an order.

3. [24-25020](#)-B-13 CANDY WALKER MOTION TO DISMISS CASE  
[LGT](#)-2 Peter G. Macaluso 2-11-25 [[27](#)]

### **Final Ruling**

The motion has been set for hearing on 28-days notice. Local Bankruptcy Rule 9014-1(f)(1). The failure of the respondent and other parties in interest to file written opposition at least 14 days prior to the hearing as required by Local Bankruptcy Rule 9014-1(f)(1)(B) is considered to be the equivalent of a statement of nonopposition. *Cf. Ghazali v. Moran*, 46 F.3d 52, 53 (9th Cir. 1995). Opposition was filed.

The court has determined that oral argument will not assist in the decision-making process or resolution of the motion. See Local Bankr. R. 9014-1(h), 1001-1(f). This matter will therefore be decided on the papers.

The court's decision is to continue the matter to April 15, 2025 at 1:00 p.m..

The Chapter 13 Trustee moves to dismiss case on grounds that the Debtor failed to set a plan for hearing with notice to creditors, failed to provide the Trustee with requested bank statements with San Francisco Credit Union, failed to file correct form for Chapter 13 plan, failed to file Official Form 106 and Rights and Responsibilities of Chapter 13 Debtor(s) and their Attorney, and failed to accurately file Schedule C and Official Form 122C-1.

Debtor filed a response stating that she has filed, set for hearing, and served an amended plan and filed amended Schedules D, E, F, I and J. However, Debtor makes no mention as to whether the outstanding documents have been provided to the Trustee and they do not appear to have been filed with the court.

The motion is ORDERED CONTINUED to April 15, 2025 at 1:00 p.m.

The court will issue an order.

4. [25-20050](#)-B-13 STEPHANIE DAVIS  
[LGT](#)-2 Pro Se  
**Add on #13-14**

MOTION TO DISMISS CASE  
2-25-25 [[40](#)]

### **Final Ruling**

The motion has been set for hearing on 28-days notice. Local Bankruptcy Rule 9014-1(f)(1). The failure of the respondent and other parties in interest to file written opposition at least 14 days prior to the hearing as required by Local Bankruptcy Rule 9014-1(f)(1)(B) is considered to be the equivalent of a statement of nonopposition. *Cf. Ghazali v. Moran*, 46 F.3d 52, 53 (9th Cir. 1995). No opposition was filed. The matter will be resolved without oral argument. No appearance at the hearing is required.

The court's decision is to grant the motion to dismiss case.

First, Debtor failed to file and set for hearing a motion to value 2020 Nissan Rogue held by Credit Acceptance and the 2019 Dodge Charger held by Santander Consumer USA, Inc. pursuant to Local Rule 3015-1(j).

Second, Debtor failed to provide various required documents to the Trustee, including: copies of payment advices or other evidence of payment received within 60 days before the date of filing of the petition; all pages of the most recent Federal Tax Return filed by the debtor; copy of original valid picture ID; proof of Debtor's complete social security number; Class 1 Checklist, with the most recent mortgage statement; evidence of payment to Class 1 claims; Domestic Support Obligation Checklist; applicable documents required by Form 122C-2; and declarations of third parties who contribute to the Debtor's monthly income if applicable.

Third, Debtor failed to file correct form for Chapter 13 Plan as provided by the Local Rule 3015-1(a) Official Local Form EDC 3-080 (rev. 11/9/18) and General Order GO.18-03 Order Adopting Attached Chapter 13 Plan as Official Local Form EDC 3-080.

Although the Debtor appeared at her continued meeting of creditors held on March 19, 2025, and a continued meeting of creditors is set for April 17, 2025, the aforementioned issues warranting dismissal of the case have not been resolved. Therefore, cause exists to dismiss this case. The motion is granted and the case is dismissed.

The motion is ORDERED GRANTED for reasons stated in the minutes.

The court will issue an order.

5. [25-20251](#)-B-13 MARY SANTOS  
Thomas L. Amberg

ORDER TO SHOW CAUSE - FAILURE  
TO PAY FEES  
2-26-25 [[19](#)]

DEBTOR DISMISSED: 03/11/25

**Final Ruling**

The case having been dismissed on March 11, 2025, the order to show cause for failure to pay fees is discharged as moot.

The order to show cause is ORDERED DISCHARGED AS MOOT for reasons stated in the minutes.

The court will issue an order.

6. [24-21452](#)-B-13 JUAN ABARCA AND THERESA MOTION TO DISMISS CASE  
[LGT](#)-3 DOMINGUEZ-ABARCA 1-29-25 [[73](#)]  
Lars Fuller  
WITHDRAWN BY M.P.

**Final Ruling**

The Chapter 13 Trustee filed a withdrawal of its pending motion, and it is consistent with the Debtors' opposition filed to the motion. The motion is therefore dismissed without prejudice pursuant to Federal Rule of Civil Procedure 41(a)(2) and Federal Rule of Bankruptcy Procedure 9014 and 7041. The case will proceed in this court.

The motion is ORDERED DISMISSED WITHOUT PREJUDICE for reasons stated in the minutes.

The court will issue an order.

7. [24-25459](#)-B-13 CELESTE/JAMES BURNS MOTION TO DISMISS CASE  
[LGT](#)-1 Charles L. Hastings 2-13-25 [[35](#)]

DEBTORS DISMISSED: 02/14/25

**Final Ruling**

The case having been dismissed on February 14, 2025, the motion to dismiss case is denied as moot.

The motion is ORDERED DENIED AS MOOT for reasons stated in the minutes.

The court will issue an order.



8. [24-24569](#)-B-13 GARY DIETRICH  
[LGT](#)-2 Eric John Schwab

MOTION TO DISMISS CASE  
2-5-25 [[23](#)]

### **Final Ruling**

The motion has been set for hearing on 28-days notice. Local Bankruptcy Rule 9014-1(f)(1). The failure of the respondent and other parties in interest to file written opposition at least 14 days prior to the hearing as required by Local Bankruptcy Rule 9014-1(f)(1)(B) is considered to be the equivalent of a statement of nonopposition. *Cf. Ghazali v. Moran*, 46 F.3d 52, 53 (9th Cir. 1995). Opposition was filed.

The court has determined that oral argument will not assist in the decision-making process or resolution of the motion. See Local Bankr. R. 9014-1(h), 1001-1(f). This matter will therefore be decided on the papers.

The court's decision is to deny the motion to dismiss case.

The Chapter 13 Trustee moves to dismiss case on grounds that Debtor has not filed and set for hearing an amended plan and is delinquent in the amount of \$4,305.00.

Debtor filed a response stating that he has filed an amended plan and set it for hearing on May 13, 2015, to be heard in conjunction with the objection to claim of Parke Place of Gold River HOA.

Given the aforementioned, cause does not exist to dismiss this case. The motion is denied and the case is not dismissed.

The motion is ORDERED DENIED WITHOUT PREJUDICE for reasons stated in the minutes.

The court will issue an order.

9. [25-20172](#)-B-13 ROSIE HERNANDEZ  
Brian S. Haddix

ORDER TO SHOW CAUSE - FAILURE  
TO PAY FEES  
2-20-25 [[31](#)]

**Final Ruling**

The Order to Show Cause will be discharged and the case will remain pending but the court will modify the terms of its order permitting the Debtor to pay the filing fee in installments.

The court granted the Debtor permission to pay the filing fee in installments. The Debtor failed to pay the \$79.00 installment when due on February 17, 2025. While the delinquent installment was paid on February 24, 2025, the fact remains that the court was required to issue an order to show cause to compel the payment. Therefore, as a sanction for the late payment, the court will modify its prior order allowing installment payments to provide that if a future installment is not received by its due date, the case will be dismissed without further notice or hearing.

The order to show cause is ORDERED DISCHARGED for reasons stated in the minutes and the case SHALL REMAIN PENDING.

IT IS FURTHER ORDERED that if a future installment is not received by its due date, the case will be dismissed without further notice or hearing.

The court will issue an order.

10. [25-20002](#)-B-13 ABID AJMAL AND AMRA CONTINUED OBJECTION TO  
[LGT](#)-1 SHAFQAT CONFIRMATION OF PLAN BY LILIAN  
Peter G. Macaluso G. TSANG  
2-24-25 [[19](#)]

**Final Ruling**

This matter was continued from March 18, 2025, to allow any party in interest to file a response by 5:00 p.m. Friday, March 21, 2025. Debtors filed a response and the Chapter 13 Trustee filed a reply stating that issues remain outstanding. Therefore, the court's conditional ruling at dkt. 27, sustaining the objection, shall become the court's final decision. The continued hearing on March 25, 2025, at 1:00 p.m. is vacated.

The objection is ORDERED SUSTAINED for reasons stated in the minutes.

The court will issue an order.

11. [25-20011](#)-B-13 NICOLE MERRITT-ARMAS CONTINUED OBJECTION TO  
[LGT](#)-1 Nicholas Wajda CONFIRMATION OF PLAN BY LILIAN  
G. TSANG  
2-24-25 [[16](#)]

**Final Ruling**

This matter was continued from March 18, 2025, to allow any party in interest to file a response by 5:00 p.m. Friday, March 21, 2025. Nothing was filed. Therefore, the court's conditional ruling at dkt. 19, sustaining the objection, shall become the court's final decision. The continued hearing on March 25, 2025, at 1:00 p.m. is vacated.

The objection is ORDERED SUSTAINED for reasons stated in the minutes.

The court will issue an order.

12. [25-20033](#)-B-13 BRANDON JOHNSON  
[LGT](#)-1 Rabin Pournazarian

CONTINUED OBJECTION TO  
CONFIRMATION OF PLAN BY LILIAN  
G. TSANG  
2-24-25 [[12](#)]

**Final Ruling**

This matter was continued from March 18, 2025, to allow any party in interest to file a response by 5:00 p.m. Friday, March 21, 2025. Debtor filed a response stating that he will file an amended plan and that an amended Disclosure of Compensation of Attorney for Debtor was filed on March 13, 2025.

Given that the Debtor acknowledges that the current plan is not confirmable, the court's conditional ruling at dkt. 23, sustaining the objection, shall become the court's final decision. The continued hearing on March 25, 2025, at 1:00 p.m. is vacated.

The objection is ORDERED SUSTAINED for reasons stated in the minutes.

The court will issue an order.

13. [25-20050](#)-B-13 STEPHANIE DAVIS CONTINUED OBJECTION TO  
[LGT](#)-1 Pro Se CONFIRMATION OF PLAN BY LILIAN  
**Thru #14** G. TSANG  
**See Also #4** 2-25-25 [[37](#)]

**Final Ruling**

The case having been dismissed at Item #4, LGT-2, the objection to confirmation of plan is overruled as moot.

The objection is ORDERED OVERRULED AS MOOT for reasons stated in the minutes.

The court will issue an order.

14. [25-20050](#)-B-13 STEPHANIE DAVIS CONTINUED OBJECTION TO  
[SKI](#)-2 Pro Se CONFIRMATION OF PLAN BY CREDIT  
ACCEPTANCE CORPORATION  
2-18-25 [[32](#)]

**Final Ruling**

The case having been dismissed at Item #4, LGT-2, the objection to confirmation of plan is overruled as moot.

The objection is ORDERED OVERRULED AS MOOT for reasons stated in the minutes.

The court will issue an order.