

**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: THURSDAY
DATE: MARCH 31, 2016
CALENDAR: 10:00 A.M. CHAPTERS 13 AND 12 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. [15-14906](#)-A-7 VICTOR/EVILA NAJERA CONTINUED STATUS CONFERENCE RE:
[15-1154](#) COMPLAINT
NAJERA ET AL V. US BANK 12-24-15 [[1](#)]
NATIONAL ASSOCIATION ET AL
ANTHONY EGBASE/Atty. for pl.

Final Ruling

The status conference is continued to June 1, 2016, at 10:00 a.m. A separate order will issue from chambers.

2. [15-14906](#)-A-7 VICTOR/EVILA NAJERA MOTION TO DISMISS ADVERSARY
[15-1154](#) NLG-1 PROCEEDING/NOTICE OF REMOVAL
NAJERA ET AL V. US BANK 2-11-16 [[12](#)]
NATIONAL ASSOCIATION ET AL
NICHOLE GLOWIN/Atty. for mv.
RESPONSIVE PLEADING

Final Ruling

The motion to dismiss is continued to June 14, 2016, at 10:00 a.m. A separate order will issue from chambers.

3. [10-10728](#)-A-13 TODD/KARA ENOS CONTINUED STATUS CONFERENCE RE:
[15-1148](#) COMPLAINT
ENOS ET AL V. CAVALRY 12-15-15 [[1](#)]
PORTFOLIO SERVICES, LLC
GABRIEL WADDELL/Atty. for pl.

Final Ruling

The status conference is continued to May 26, 2016, at 10:00 a.m. In the event that neither a judgment, nor a dismissal of the entire action, is in the file, not later than 14 days before the continued hearing date the plaintiff shall file a status report.

4. [15-14945](#)-A-12 GREGER BRANNSTROM MOTION TO DISMISS ADVERSARY
[16-1027](#) AFW-1 PROCEEDING/NOTICE OF REMOVAL
FRANCESCHI TRUST V. BRANNSTROM AND/OR MOTION FOR REMAND
3-7-16 [[5](#)]
ANNA WELLS/Atty. for mv.
ORDER 3/9/16

Final Ruling

The motion was denied without prejudice. Order, filed March 9, 2016, ECF # 11.