

Eastern District of California

Honorable Thomas C. Holman
Bankruptcy Judge
Sacramento, California

April 9, 2014 at 9:30 A.M.

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| 1. | <u>09-37635</u> -B-13 HENRY APODACA | FURTHER STATUS CONFERENCE RE: |
| | <u>11-2093</u> | AMENDED COMPLAINT |
| | APODACA V. JP MORGAN CHASE | 10-17-11 [<u>51</u>] |
| | BANK, N.A. ET AL | |
| | ADV. CASE DISMISSED 2/25/14 | |
| | AND CLOSED 3/17/14 | |

Disposition Without Oral Argument: Oral argument will not aid the court in rendering a decision on this matter.

The status conference is removed from the calendar. The adversary proceeding was dismissed by order entered February 25, 2014 (Dkt. 100), and is now closed.

2. [10-36961](#)-B-13 WASI/SHUGOFA SARWARI STATUS CONFERENCE RE: COMPLAINT
[14-2043](#) 1-30-14 [[1](#)]
SARWARI ET AL V. BANK OF
AMERICA N.A. ET AL

Disposition Without Oral Argument: The status conference is continued to June 18, 2014, at 9:30 a.m. On or before April 16, 2014,, the plaintiff shall obtain a reissued summons. On or before April 16, 2014, the plaintiff shall also properly serve the defendants with the complaint, reissued summons and the court's Order to Confer on Initial Disclosures and Setting Deadlines (Dkt. 5) (the "OTC") in accordance with Fed. R. Bankr. P. 7004. If the adversary proceeding is not resolved by twenty-eight days before the date of the status conference set in the reissued summons, the parties appearing in the adversary proceeding shall also comply with the OTC as if the date of the status conference set in the reissued summons were the status conference date set in the original summmons (Dkt. 3). Failure to comply with the orders herein or with the OTC may result in the imposition of sanctions under Fed. R. Bankr. P. 7016, incorporating Fed. R. Civ. P. 16(f). Such sanctions may include any of the sanctions listed in F.R.Civ.P. 37(b) (2) (A) (ii)-(vii), including dismissal of the action for plaintiff's failure to comply or striking defendant's answer and entering defendant's default for defendant's failure to comply.

The status conference is continued and the plaintiff is required to obtain a reissued summons and to re-serve the reissued summons with the complaint because the court's docket indicates that the plaintiff did not

serve the initial summons and the complaint. The OTC required the plaintiff to serve these summons, complaint and OTC within 14 days of the date of the OTC. Due to the nature of the relief requested in the complaint, compliance with the OTC is required by its terms.

The court will issue a minute order.

3. [13-30690](#)-B-11 WILLIAM PRIOR CONTINUED STATUS CONFERENCE RE:
[13-2288](#) NOTICE OF REMOVAL
PRIOR V. TRI COUNTIES BANK ET
AL 8-27-13 [[1](#)]

Disposition Without Oral Argument: Oral argument will not aid the court in rendering a decision on this matter.

The status conference is continued June 4, 2014, at 9:30 a.m., for the resolution of pending motions continued to May 6, 2014, and May 20, 2014.

The court will issue a minute order.

4. [12-38199](#)-B-7 STEVE GREGORY CONTINUED STATUS CONFERENCE RE:
[13-2022](#) COMPLAINT
GREGORY V. GREGORY 1-22-13 [[1](#)]

Disposition Without Oral Argument: Oral argument will not aid the court in rendering a decision on this matter.

The status conference is removed from the calendar. The court signed a judgment resolving the adversary proceeding on April 8, 2014. The adversary proceeding is fully resolved and will be closed by the clerk of the court following entry of the judgment.