

UNITED STATES BANKRUPTCY COURT
Eastern District of California
Honorable René Lastreto
Hearing Date: Wednesday, April 19, 2017
Place: Department B – Courtroom #13
Fresno, California

INSTRUCTIONS FOR PRE-HEARING DISPOSITIONS

1. The following rulings are tentative. The tentative ruling will not become the final ruling until the matter is called at the scheduled hearing. **Pre-disposed matters will generally be called, and the rulings placed on the record at the end of the calendar.** Any party who desires to be heard with regard to a pre-disposed matter may appear at the hearing. If the party wishes to contest the tentative ruling, he/she shall notify the opposing party/counsel of his/her intention to appear. **If no disposition is set forth below, the hearing will take place as scheduled.**

2. Submission of Orders:

Unless the tentative ruling expressly states that the court will prepare an order, then the tentative ruling will only appear in the minutes. If any party desires an order, then the appropriate form of order, which conforms to the tentative ruling, must be submitted to the court. When the debtor(s) discharge has been entered, proposed orders for relief from stay must reflect that the motion is denied as to the debtor(s) and granted only as to the trustee. Entry of discharge normally is indicated on the calendar.

3. Matters Resolved Without Opposition:

If the tentative ruling states that no opposition was filed, and the moving party is aware of any reason, such as a settlement, why a response may not have been filed, the moving party must advise Vicky McKinney, the Calendar Clerk, at (559) 499-5825 by 4:00 p.m. the day before the scheduled hearing.

4. Matters Resolved by Stipulation:

If the parties resolve a matter by stipulation after the tentative ruling has been posted, but **before the formal order is entered on the docket**, the **moving party** may appear at the hearing and advise the court of the settlement or withdraw the motion. Alternatively, the parties may submit a stipulation and order to modify the tentative ruling together with the proposed order resolving the matter.

5. Resubmittal of Denied Matters:

If the moving party decides to re-file a matter that is denied without prejudice for any reason set forth below, the moving party must file and serve a new set of pleadings with a new docket control number. It may not simply re-notice the original motion.

9:30 A.M.

1. [16-10169](#)-B-13 FRANK/MARY ANNE DORES
AMM-2
BUNNETT & CO., INC./MV
PETER FEAR/Atty. for dbt.
ANDREW MINEAR/Atty. for mv.

TRIAL RE: MOTION TO DISMISS
CASE
8-17-16 [[161](#)]

This matter will proceed as scheduled.

2. [16-10169](#)-B-13 FRANK/MARY ANNE DORES
FW-1
FRANK DORES/MV

PETER FEAR/Atty. for dbt.

TRIAL RE: MOTION FOR CONTEMPT,
AND/OR AMENDED MOTION FOR
RELIEF FROM AUTOMATIC STAY
1-28-16 [[7](#)]

This matter will proceed as scheduled.

3. [16-10169](#)-B-13 FRANK/MARY ANNE DORES
FW-1
BUNNETT & CO., INC./MV

PETER FEAR/Atty. for dbt.
ANDREW MINEAR/Atty. for mv.

TRIAL RE: AMENDED MOTION TO
CONFIRM TERMINATION OR ABSENCE
OF STAY
3-15-16 [[73](#)]

This matter will proceed as scheduled.