



UNITED STATES BANKRUPTCY COURT
Eastern District of California
Honorable Jennifer E. Niemann
Hearing Date: Thursday, May 1, 2025
Department A – Courtroom #11
Fresno, California

Unless otherwise ordered, all matters before the Honorable Jennifer E. Niemann shall be simultaneously: (1) **In Person** at, Courtroom #11 (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 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 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 who wish to appear remotely must contact the Courtroom Deputy for the Department holding the hearing.

Please also note the following:

- Parties in interest 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 appearing by ZoomGov may only listen in to the hearing using the zoom telephone number. Video appearances are not permitted.
- Members of the public and the press may not listen in to trials or evidentiary hearings, though they may appear in person in most instances.

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.

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 POSSIBLE UPDATES.

9:30 AM

1. [25-10822](#)-A-13 **IN RE: JONATHAN/KATE MARTELL**

ORDER TO SHOW CAUSE FOR FAILURE TO UPDATE CONTACT INFORMATION IN PACER
4-4-2025 [[10](#)]

JEFFREY ROWE/ATTY. FOR DBT.

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

DISPOSITION: The order to show cause will be vacated.

ORDER: The court will issue an order.

The record shows that the incorrect contact information was updated by the debtor's counsel. Therefore, this order to show cause will be VACATED. No appearance is necessary.

2. [25-10127](#)-A-13 **IN RE: DANIEL GONZALEZ AND DANIELLE BLACK**
[LGT-1](#)

CONTINUED OBJECTION TO CONFIRMATION OF PLAN BY LILIAN G. TSANG
3-11-2025 [[17](#)]

LILIAN TSANG/MV
TIMOTHY SPRINGER/ATTY. FOR DBT.
RESPONSIVE PLEADING
WITHDRAWN

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

DISPOSITION: Dropped from calendar.

NO ORDER REQUIRED.

Trustee withdrew the objection to confirmation on April 29, 2025. Doc. #27.

3. [24-13336](#)-A-13 **IN RE: WILLIAM BOBENRIETH**
[SLL-2](#)

MOTION TO CONFIRM PLAN
3-24-2025 [[42](#)]

WILLIAM BOBENRIETH/MV
STEPHEN LABIAK/ATTY. FOR DBT.

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.

This motion was set for hearing on at least 35 days' notice prior to the hearing date pursuant to Local Rule of Practice ("LBR") 3015-1(d)(1). The failure of creditors, 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 Sys., Inc. v. Heidenthal, 826 F.2d 915, 917 (9th Cir. 1987). Constitutional due process requires a moving party make a *prima facie* showing that they are entitled to the relief sought, which the movant has done here.

This motion is GRANTED. The confirmation order shall include the docket control number of the motion and shall reference the plan by the date it was filed.

4. [25-10142](#)-A-13 **IN RE: MARIANA LUCERO**
[NES-1](#)

MOTION TO CONFIRM PLAN
4-1-2025 [\[19\]](#)

MARIANA LUCERO/MV
NEIL SCHWARTZ/ATTY. FOR DBT.
WITHDRAWN

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

DISPOSITION: Dropped from calendar.

NO ORDER REQUIRED.

Movant withdrew the motion to confirm the plan on April 8, 2025. Doc. #30.

5. [25-10342](#)-A-13 **IN RE: JULIO BARBARAN**

ORDER TO SHOW CAUSE - FAILURE TO PAY FEES
4-14-2025 [\[26\]](#)

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

DISPOSITION: The order to show cause will be vacated.

ORDER: The court will issue an order.

The record shows that the installment fees now due have been paid

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.

6. [24-11352](#)-A-13 **IN RE: DANIELLE CARTOZIAN**
[SLL-2](#)

MOTION TO MODIFY PLAN
3-20-2025 [\[36\]](#)

DANIELLE CARTOZIAN/MV
STEPHEN LABIAK/ATTY. FOR DBT.

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.

This motion was set for hearing on at least 35 days' notice prior to the hearing date pursuant to Local Rule of Practice ("LBR") 3015-1(d)(2). The failure of creditors, 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 Sys., Inc. v. Heidenthal, 826 F.2d 915, 917 (9th Cir. 1987). Constitutional due process requires a moving party make a *prima facie* showing that they are entitled to the relief sought, which the movant has done here.

This motion is GRANTED. The confirmation order shall include the docket control number of the motion and shall reference the plan by the date it was filed.

7. [23-11859](#)-A-13 **IN RE: AUGUSTO TRIGUEROS**
[SAH-2](#)

MOTION TO MODIFY PLAN
4-2-2025 [\[60\]](#)

AUGUSTO TRIGUEROS/MV
SUSAN HEMB/ATTY. FOR DBT.
WITHDRAWN

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

DISPOSITION: Dropped as moot.

ORDER: The court will issue an order.

This motion is DROPPED AS MOOT. The debtor withdrew the second modified plan on April 25, 2025. Doc. #72.

11:00 AM

1. [20-13822](#)-A-7 **IN RE: FAUSTO CAMPOS AND VERONICA NAVARRO**
[21-1006](#) [CAE-1](#)

CONTINUED STATUS CONFERENCE RE: AMENDED COMPLAINT
5-6-2021 [\[18\]](#)

RAMIREZ V. CAMPOS
PAMELA THAKUR/ATTY. FOR PL.
RESPONSIVE PLEADING

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

DISPOSITION: Continued to October 30, 2025 at 11:00 a.m.

ORDER: The court will issue an order.

Based on the status report filed by the plaintiff on April 21, 2025 (Doc. #85) and the status report filed by the defendant on April 23, 2025 (Doc. #86), the status conference is continued to October 30, 2025 at 11:00 a.m.

The parties shall file either joint or unilateral status report(s) not later than October 23, 2025.

2. [23-10947](#)-A-13 **IN RE: SONIA LOPEZ**
[23-1039](#)

ORDER TO SHOW CAUSE REGARDING DISMISSAL OF ADVERSARY PROCEEDING FOR
FAILURE TO PROSECUTE
3-31-2025 [\[171\]](#)

LOPEZ V. UNIFIED MORTGAGE SERVICE, INC. ET AL

TENTATIVE RULING: This matter will proceed as scheduled.

DISPOSITION: This adversary proceeding will be dismissed for the failure of the plaintiff to properly prosecute this adversary proceeding.

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

This matter was set for hearing pursuant to a court-issued order to show cause as to why this adversary proceeding should not be dismissed for lack of prosecution for the plaintiff's failure to file and serve a pre-trial statement as well as to appear at the pre-trial conference held on March 27, 2025. Doc. #171. This matter will proceed as scheduled.

The OSC required any written response to be filed and served on or before April 24, 2025. Id. No timely written response was filed and served. Because the plaintiff failed to (i) file and serve a pre-trial statement as ordered by the court, (ii) appear at the pre-trial conference held on March 27, 2025, and (iii) timely respond to this order to show cause, this adversary proceeding will be dismissed for lack of prosecution.

3. [23-10947](#)-A-13 **IN RE: SONIA LOPEZ**
[23-1039](#) [CAE-1](#)

CONTINUED STATUS CONFERENCE RE: COMPLAINT
9-21-2023 [[1](#)]

LOPEZ V. UNIFIED MORTGAGE SERVICE, INC. ET AL
RESPONSIVE PLEADING

NO RULING.

4. [24-12873](#)-A-11 **IN RE: GRIFFIN RESOURCES, LLC**
[24-1056](#) [WJH-4](#)

CONTINUED MOTION FOR TEMPORARY RESTRAINING ORDER, AND/OR MOTION FOR
ORDER TO SHOW CAUSE RE: PRELIMINARY INJUNCTION
12-3-2024 [[20](#)]

GRIFFIN RESOURCES, LLC V. CALIFORNIA DEPARTMENT OF
IAN QUINN/ATTY. FOR MV.

NO RULING.