UNITED STATES BANKRUPTCY COURT
Eastern District of California
Honorable René Lastreto II
Department B – Courtroom #13
Fresno, California
Hearing Date: Wednesday, June 17, 2026

Unless otherwise ordered, all matters before the Honorable René Lastreto II, shall be simultaneously: (1) **In Person** at, Courtroom #13 (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 or their attorneys 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/attorney 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 and their attorneys who wish to appear remotely must contact the Courtroom Deputy for the Department holding the hearing.

Please also note the following:

- Parties in interest and/or their attorneys 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 who wish to attend by ZoomGov may only listen in to the hearing using the Zoom telephone number. Video participation or observing are not permitted.

- Members of the public and the press may not listen in to trials or evidentiary hearings, though they may attend in person unless otherwise ordered.

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.

Post-Publication Changes: 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 any possible updates

9:30 AM

1. 25-14000-B-13 **IN RE: MIGUEL BOGARIN AND MARIA SANCHEZ VENTURA**
   DEF-3

   MOTION TO CONFIRM PLAN
   4-2-2026 [53]

   MARIA SANCHEZ VENTURA/MV
   DAVID FOYIL/ATTY. FOR DBT.
   RESPONSIVE PLEADING

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

DISPOSITION: Continued to July 15, 2026, at 9:30 a.m.

ORDER: The court will issue an order.

Miguel Bogarin and Maria Sanchez Ventura ("Debtors") move for an order confirming the *First Modified Chapter 13 Plan* dated April 2, 2026. Docs. #53, #56. No plan has been confirmed so far.

Chapter 13 trustee Lilian G. Tsang ("Trustee") timely objected to confirmation of the plan for the following reason(s):

1. Plan payments are delinquent by $345.00 as of May 1, 2026, with additional payments accruing. Also, No order for valuation has been entered as to the Vehicle which is collateral for the secured claim of Merced School Employees Federal Credit Union ("the Credit Union").
2. Non-standard provisions 7.03 through 7.07 are inconsistent and omit specific months of repayment.

Doc. #68. The court has granted Debtors' motion to value collateral *(See Item #2, below)*, but Objection #2 remains.

On June 8, 2026, Miracle Mile Properties, L.P. ("Miracle Mile") filed a document that purports to be a combined Objection to Confirmation and Motion to Strike, with the latter specifically seeking an "Order Striking the Notice of Stay" which Maria Sanchez apparently filed in an unlawful detainer action in Los Angeles Superior Court. Doc. #70. This Objection/Motion is very short on details and appears procedurally deficient in several ways, most notably, the absence of a list of persons served and their addresses on the Certificate of Service. Doc. #73. The filing appears to effectively seek stay relief in a state court unlawful detainer action without actually filing a motion for stay relief. Doc. #70. Stay relief will not be granted without a proper motion conforming to the Federal Rules of Bankruptcy Procedure and the Local Rules of Court.

This motion to confirm plan will be CONTINUED to **July 15 2026, at 9:30 a.m.** Unless this case is voluntarily converted to chapter 7, dismissed, or all objections to confirmation are withdrawn, the Debtors shall file and serve a written response to the objections no later than fourteen (14) days before the continued hearing date. The response shall specifically address each issue raised in the objection(s) to confirmation, state whether each issue is disputed or undisputed, and include admissible evidence to support the Debtor's position. Any replies shall be filed and served no later than seven (7) days prior to the hearing date.

If the Debtors elect to withdraw the plan and file a modified plan in lieu of filing a response, then a confirmable, modified plan shall be filed, served, and set for hearing not later than seven (7) days before the continued hearing date. If the Debtors do not timely file a modified plan or a written response, the objection will be sustained on the grounds stated, and the motion will be denied without further hearing.

2. 25-14000-B-13 **IN RE: MIGUEL BOGARIN AND MARIA SANCHEZ VENTURA**
DEF-4

MOTION TO VALUE COLLATERAL OF MERCED SCHOOL EMPLOYEES FEDERAL CREDIT UNION
4-2-2026 [59]

MARIA SANCHEZ VENTURA/MV
DAVID FOYIL/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.

Miguel Bogarin ("Mr. Bogarin" and Maria Sanchez Ventura (collectively "Debtors") move for an order valuing a 2019 Audi S5 ("Vehicle") at $36,204.00 under 11 U.S.C. § 506(a). Doc. #59. Vehicle is encumbered by a purchase money security interest in favor Merced School Employees Federal Credit Union ("Credito").

Debtor complied with Fed. R. Bankr. Proc. Rules 3012(b) and 7004(b)(3) by serving Creditor a copy of the motion by first-class mail to the attention of an officer, a managing or general agent, or to any other agent authorized by appointment or by law to receive service of process. Fed. R. Bankr. Pro. 7004(b)(3).

Creditor is a credit union but not a depository institution within the meaning of Rule 7004(h), so service by certified mail is not required.

No party in interest timely filed written opposition. This motion will be GRANTED.

This motion was set for hearing on 28 days' notice as required by Local Rule of Practice ("LBR") 9014-1(f)(1). The failure of the creditors, the chapter 13 trustee, 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 amounts of damages). *Televideo Sys., Inc. v. Heidenthal*, 826 F.2d 915, 917 (9th Cir. 1987). Constitutional due process requires that a plaintiff make a *prima facie* showing that they are entitled to the relief sought, which the movant has done here.

11 U.S.C. § 1325(a)(*) (the hanging paragraph) states that 11 U.S.C. § 506 is not applicable to claims described in that paragraph if (1) the creditor has a purchase money security interest securing the debt that is the subject of the claim, (2) the debt was incurred within 910 days preceding the filing of the petition, and (3) the collateral is a motor vehicle acquired for the personal use of the debtor.

11 U.S.C. § 506(a)(1), which applies to all debtors under this title, states:

> An allowed claim of a creditor secured by a lien on property in which the estate has an interest, or that is subject to setoff under section 553 of this title, is a secured claim to the extent of the value of such creditor's interest in the estate's interest in such property, or to the extent of the amount subject to setoff, as the case may be, and is an unsecured claim to the extent that the value of such creditor's interest or the amount so subject to set off is less than the amount of such allowed claim. Such value shall be determined in light of the purpose of the valuation and of the proposed disposition or use of such property, and in conjunction with any hearing on such disposition or use or on a plan affecting such creditor's interest.

11 U.S.C. § 506(a)(2) states:

> If the debtor is an individual in a case under chapter 7 or 13, such value with respect to personal property securing an allowed claim shall be determined based on the replacement value of such property as of the date of the

> filing of the petition without deduction for costs of sale or marketing. With respect to property acquired for personal, family, or household purposes, replacement value shall mean the price a retail merchant would charge for property of that kind considering the age and condition of the property at the time value is determined.

Here, Debtors borrowed money from Creditor to purchase Vehicle on or about April 15, 2023, which is more than 910 days preceding the November 26, 2025, petition date. Doc. #61. Thus, the elements of § 1325(a)(*) are not met and § 506 is applicable.

Mr. Bogarin declares Vehicle has a replacement value of $36,204.00. Doc. #61. Debtors are competent to testify as to the value of the Vehicle. Given the absence of contrary evidence, the debtor's opinion of value may be conclusive. *Enewally v. Wash. Mut. Bank (In re Enewally)*, 368 F.3d 1165, 1173 (9th Cir. 2004).

No party in interest timely filed written opposition. Accordingly, this motion will be GRANTED. Creditor's secured claim will be fixed at $36,204.00. The proposed order shall specifically identify the collateral and the proof of claim to which it relates. The order will be effective upon confirmation of the chapter 13 plan.

3. 25-14000-B-13 **IN RE: MIGUEL BOGARIN AND MARIA SANCHEZ VENTURA**
LGT-1

CONTINUED MOTION TO DISMISS CASE
2-9-2026 [28]

LILIAN TSANG/MV
DAVID FOYIL/ATTY. FOR DBT.

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

DISPOSITION: Continued to July 15, 2026, at 9:30 a.m.

ORDER: The court will issue an order.

This matter is hereby CONTINUED to July 15, 2026, at 9:30 a.m. to be heard in conjunction with Debtor's *Motion to Confirm First Amended Chapter 13 Plan* which is set for hearing on that date. *See* Item #1, above.

4. 26-10808-B-13 **IN RE: FELIX TISCARENO-GARCIA**
LGT-2

MOTION TO DISMISS CASE
5-14-2026 [33]

LILIAN TSANG/MV
DISMISSED 5/21/26

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

DISPOSITION: Denied as moot.

ORDER: The court will issue an order.

An order dismissing this case was already entered on May 21, 2026. Doc. #39. The motion will be DENIED AS MOOT.

5. 25-14213-B-13 **IN RE: DEON FERGUSON AND REBECCA ACEVES**
DHC-1

MOTION TO CONFIRM PLAN
5-12-2026 [39]

REBECCA ACEVES/MV
DAVID CHUNG/ATTY. FOR DBT.
RESPONSIVE PLEADING

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

DISPOSITION: Continued to July 15, 2026, at 9:30 a.m.

ORDER: The court will issue an order.

Deon Ferguson and Rebecca Aceves ("Debtors") move for an order confirming the *Second Modified Chapter 13 Plan* dated May 11, 2026. Docs. #37, #39. No plan has been confirmed so far. The 60-month plan proposes the following terms:

1. Monthly plan payments as follows:
    a. $2,500.00 per month for 2 months
    b. $3,725.00 per month for 1 month
    c. $100.00 per month for 6 months
    d. $355.00 per month for 24 months
    e. $1,155.00 per month for 27 months
2. Outstanding attorneys' fees of $6,403.00 to be paid through the plan.
3. Secured claims to be classified and treated as follows:
    a. Safe 1 CU (Class 2A, Non-PMSI loan secured by 2015 Chrysler 200). $1,717.37 at 6.00% to be paid at $349.29 per month.

   b. Medallion Bank (Class 3, 2017 Keystone Bullet Trailer). To be surrendered.
   c. Loancare LLC (Class 4, Mortgage on 6019 Empress Tree Dr., Bakersfield, CA). $1,949.00 per month paid directly by Debtor.
   d. US Dept. of HUD (Class 4, Mortgage on 6019 Empress Tree Dr., Bakersfield, CA). $0.00 per month to be paid by Debtor.
4. A 1% dividend to general unsecured creditors with claims estimated at approximately $250,948.79.
5. Executory Contract/Unexpired Lease with NMAC to be assumed. Monthly payment of $779.04.

Doc. #37. Chapter 13 trustee Lilian G. Tsang ("Trustee") timely objected to confirmation of the plan for the following reason(s):

1. Under the terms of the Second Amended Plan, Debtors are delinquent by $200.00 as of May 27, 2026, with additional payments accruing. Also, Debtors' most recent Schedules I & J do not support their ability to make the proposed monthly plan payment.
2. Lakeview Loan Servicing's mortgage claim (identified in Class 4 as Loancare LLC) has been moved from Class 1 to Class 4, but the Plan does not provide for the mortgage payments already paid by the Trustee's office. Trustee is not opposed to resolving this matter in an order confirming with the following language: "All payments made to Lakeview Loan Servicing are ratified herein. The trustee shall make no further payments to Lakeview Loan Servicing beyond that which has been paid."

Doc. #51.

This motion to confirm plan will be CONTINUED to **July 15, 2026, at 9:30 a.m.** Unless this case is voluntarily converted to chapter 7, dismissed, or all objections to confirmation are withdrawn, the Debtors shall file and serve a written response to the objections no later than fourteen (14) days before the continued hearing date. The response shall specifically address each issue raised in the objection(s) to confirmation, state whether each issue is disputed or undisputed, and include admissible evidence to support the Debtor's position. Any replies shall be filed and served no later than seven (7) days prior to the hearing date.

If the Debtors elect to withdraw the plan and file a modified plan in lieu of filing a response, then a confirmable, modified plan shall be filed, served, and set for hearing not later than seven (7) days before the continued hearing date. If the Debtors do not timely file a modified plan or a written response, the objection will be sustained on the grounds stated, and the motion will be denied without further hearing.

6. 26-10750-B-13 **IN RE: OSCAR ROMANVASQUEZ**
LGT-2

CONTINUED MOTION TO DISMISS CASE
4-15-2026 [20]

LILIAN TSANG/MV
SIMRAN HUNDAL/ATTY. FOR DBT.

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

DISPOSITION: Continued to July 29, 2026, at 9:30 a.m.

ORDER: The court will issue an order.

This matter is hereby CONTINUED to July 29, 2026, at 9:30 a.m. to be held in conjunction with the Debtor's *Motion to Confirm Debtor's First Modified Chapter 13 Plan* (Docs. #41, #47) which is set for hearing on that date.

7. 25-12951-B-13 **IN RE: WILLIAM/STEPHANIE CROCKETT**
FW-1

MOTION FOR COMPENSATION BY THE LAW OFFICE OF FEAR WADDELL, P.C. FOR GABRIEL J. WADDELL, DEBTORS ATTORNEY(S)
5-8-2026 [27]

GABRIEL WADDELL/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.

Fear Waddell, P.C. ("Applicant"), attorney for William and Stephanie Crockett ("Debtors"), seeks interim compensation as follows under 11 U.S.C. § 331, subject to final review pursuant to § 330:

Fees	$2,473.00
Expenses	$2.26
TOTAL COMPENSATION	$2,475.26

Doc. #27 *et seq.* This Application covers fees and expenses incurred from November 25, 2024, through April 30, 2026 ("the Application Period"). *Id.*

Debtors executed a statement of consent on May 7, 2026, indicating that they have reviewed this fee application and approves the same. Doc. #29 (Exhibit E).

This motion was set for hearing on 28 days' notice as required by Local Rule of Practice ("LBR") 9014-1(f)(1). Thus, pursuant to LBR 9014-1(f)(1)(B), the failure of any party in interest (including but not limited to creditors, the debtor, the U.S. Trustee, or any other properly-served party in interest) to file written opposition at least 14 days prior to the hearing may be deemed a waiver of any such opposition to the granting of the motion. *Cf. Ghazali v. Moran*, 46 F.3d 52, 53 (9th Cir. 1995). When there is no opposition to a motion, the defaults of all parties in interest who failed to timely respond will be entered, and, in the absence of any opposition, the movant's factual allegations will be taken as true (except those relating to amounts of damages). *Televideo Sys., Inc. v. Heidenthal*, 826 F.2d 915, 917 (9th Cir. 1987). Because the court will not materially alter the relief requested by the moving party, an actual hearing is unnecessary when an unopposed movant has made a prima facie case for the requested relief. *See Boone v. Burk (In re Eliapo*), 468 F.3d 592 (9th Cir. 2006).

No party in interest timely filed written opposition, and the defaults of all nonresponding parties will be entered. This motion will be GRANTED.

Debtors filed this Chapter 13 case on August 29, 2025. Doc. #1. The Chapter 13 Plan was confirmed on October 17, 2025. Doc. #11.

Section 3.05 of Debtor's confirmed chapter 13 plan provides Debtor's attorney was paid $5,000.00 prior to filing the case (plus $313.00 for court fees) and, subject to court approval, additional fees of $15,000.00 shall be paid through the plan by filing and serving a motion in accordance with 11 U.S.C. §§ 329 & 330 and Fed. R. Bankr. P. 2002, 2016-17. Doc. #3.

This is Applicant's first fee application.

During the current Application Period, Applicant provided 26.30 billable hours of legal services, totaling **$7,473.00** in fees. Docs. #27, #29. Information about the specific individual(s) who billed for services in this Application and their billing rates is omitted for brevity but may be found the moving papers. *Id.*

Applicant also incurred **$315.26** in expenses for postage and filing fees. *Id.* The total amount sought for this Application is **$7,788.26.** Doc. #29 (Exhibit B). After application of the $5,000.00 retainer and the amount paid for filing fees, Applicant seeks **$2,475.26** to be paid through the plan. *Id.*

This motion was set for hearing on 28 days' notice as required by Local Rule of Practice ("LBR") 9014-1(f)(1). Thus, pursuant to LBR

9014-1(f)(1)(B), the failure of any party in interest (including but not limited to creditors, the debtor, the U.S. Trustee, or any other properly-served party in interest) to file written opposition at least 14 days prior to the hearing may be deemed a waiver of any such opposition to the granting of the motion. *Cf. Ghazali v. Moran*, 46 F.3d 52, 53 (9th Cir. 1995). When there is no opposition to a motion, the defaults of all parties in interest who failed to timely respond will be entered, and, in the absence of any opposition, the movant's factual allegations will be taken as true (except those relating to amounts of damages). *Televideo Sys., Inc. v. Heidenthal*, 826 F.2d 915, 917 (9th Cir. 1987). Because the court will not materially alter the relief requested by the moving party, an actual hearing is unnecessary when an unopposed movant has made a prima facie case for the requested relief. *See Boone v. Burk (In re Eliapo*), 468 F.3d 592 (9th Cir. 2006).

No party in interest timely filed written opposition, and the defaults of all nonresponding parties will be entered. This motion will be GRANTED.

11 U.S.C. § 330(a)(1)(A) and (B) permit approval of "reasonable compensation for actual, necessary services rendered by . . . [a] professional person, or attorney" and "reimbursement for actual, necessary expenses." In determining the amount of reasonable compensation to be awarded to a professional person, the court shall consider the nature, extent, and value of such services, considering all relevant factors, including those enumerated in subsections (a)(3)(A) through (E). § 330(a)(3).

Applicant's services here included, without limitation: pre-petition consultation and fact gathering; preparation of the voluntary petition; Schedules, and Form 22C; independent verification of information; 341 preparation and attendance; claim administration and claim objections; original plan, hearings, and objections; fee application; and case administration. Doc. #29 (Exhibit A) The court finds the services and expenses reasonable, actual, and necessary.

No party in interest timely filed written opposition. Accordingly, this application will be GRANTED.

Applicant will be awarded **$7,788.26** in attorneys' fees and reimbursement for actual, necessary expenses on an interim basis under 11 U.S.C. § 331, subject to final review pursuant to § 330. After application of the retainer, the Chapter 13 Trustee is authorized to pay Applicant **$2,475.26** for services rendered and costs during this Application Period.

8. 23-20654-B-13 **IN RE: BRANDAN/JAMIE CRAIG**
DPC-2

MOTION TO DISMISS CASE
5-19-2026 [42]

DAVID CUSICK/MV
BRUCE DWIGGINS/ATTY. FOR DBT.
RESPONSIVE PLEADING

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

DISPOSITION: Continued to July 29, 2026, at 9:30 a.m.

ORDER: The court will issue an order.

The trustee's motion to dismiss will be continued to July 29, 2026, at 9:30 a.m., to allow Debtors to file a first amended plan.

9. 25-23256-B-13 **IN RE: CHERYL MCNEAL**
DPC-1

MOTION TO DISMISS CASE
5-19-2026 [33]

DAVID CUSICK/MV
RICHARD JARE/ATTY. FOR DBT.
RESPONSIVE PLEADING

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

DISPOSITION: Withdrawn.

NO ORDER REQUIRED

The Chapter 13 trustee withdrew this motion on June 15, 2026. Doc. #43. Accordingly, this matter will be taken off calendar pursuant to the trustee's withdrawal.

10. 23-20758-B-13 **IN RE: WILLIAM/MARANDA KEENE**
PLG-2

MOTION TO EXTEND TIME TO FILE CERTIFICATIONS TO OBTAIN DISCHARGE
5-6-2026 [50]

MARANDA KEENE/MV
STEVEN ALPERT/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.

William and Maranda Keene ("William," "Maranda," and collectively "Debtors") move for a 90-day extension in which to file Certifications to Obtain Discharge as required by LBR 5009-1(b). Doc. #50.

LBR 5009-1(b) states:

> **Debtor Certifications to Obtain Discharge.** No later than thirty (30) days after the date of a Notice to Debtor of Completed Plan Payments and Obligation to File Documents, the debtor shall file with the Court and serve on the trustee Form EDC 3-190, Debtor's 11 U.S.C. § 1328 Certificate, and, if applicable, Form EDC 3-191 and Statement of Chapter 13 Debtor Regarding 11 U.S.C. § 522(q) Exemptions.

The 30-day deadline to file and serve the certifications required by LBR 5009-1(b) ran on May 6, 2026. Docket generally. On that day, Debtors' counsel filed this motion for extension of time. Doc. #50. The moving papers allege that there have been delays in getting Maranda's signature on the requisite forms because she is incarcerated (and, in fact, is serving an 11-year sentence for trying to kill William). Doc. #52. The motion asserts that additional time is needed to secure Maranda's signature due to logistical difficulties in sending mail in and out of a correctional facility. *Id.* Maranda has already completed her Certificate of Debtor Education. Doc. #53 (Exhibit 1).

This motion was set for hearing on 28 days' notice as required by Local Rule of Practice ("LBR") 9014-1(f)(1). Thus, pursuant to LBR 9014-1(f)(1)(B), the failure of any party in interest (including but not limited to creditors, the debtor, the U.S. Trustee, or any other properly-served party in interest) to file written opposition at least 14 days prior to the hearing may be deemed a waiver of any such opposition to the granting of the motion. *Cf. Ghazali v. Moran*, 46 F.3d 52, 53 (9th Cir. 1995). When there is no opposition to a motion, the defaults of all parties in interest who failed to timely respond will be entered, and, in the absence of any opposition, the movant's factual allegations will be taken as true (except those relating to amounts of damages). *Televideo Sys., Inc. v. Heidenthal*, 826 F.2d 915, 917 (9th Cir. 1987). Because the court will not materially alter the relief requested by the moving party, an actual hearing is unnecessary when an unopposed movant has made a prima facie case for the requested relief. *See Boone v. Burk (In re Eliapo)*, 468 F.3d 592 (9th Cir. 2006).

No party in interest timely filed written opposition, and the defaults of all nonresponding parties will be entered. This motion will be GRANTED. Debtors shall have an additional ninety (90) days in which to obtain Maranda's signature and file all relevant documents, with the extension commencing as of the original May 6, 2026, deadline. This extends the deadline to August 4, 2026. After that date, no further extensions will be granted, and absent any meritorious objection, this case will be closed without a discharge being granted as to any debtors who have not or will not sign the Certifications.

11. 26-10458-B-13 **IN RE: FREDA SLEDGEGLOVER**
BSH-2

CONTINUED MOTION TO CONFIRM PLAN
4-12-2026 [29]

FREDA SLEDGEGLOVER/MV
BRIAN HADDIX/ATTY. FOR DBT.

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

DISPOSITION: Denied without prejudice.

ORDER: The court will issue an order.

This motion was originally heard on May 20, 2026. Doc. #40.

Freda Sledgeglover ("Debtor") moved for an order confirming the First Modified Chapter 13 Plan dated February 2, 2026. Doc. #44. No plan has been confirmed so far. Chapter 13 trustee Lilian G. Tsang ("Trustee") timely objected to confirmation of the plan for the following reason(s):

1. Debtor has failed to file a motion seeking valuation of the collateral of Class 2B creditor Springlight Financial. The court has since granted Debtor's motion for valuation of this collateral. See Doc. #37.
2. Debtor is delinquent in plan payments by $2,750.00 as of April 30, 2026, with additional payments accruing.

Doc. #33. On May 12, 2026, Trustee filed a Supplemental Opposition advising that Objections #1 and #2 had been resolved but adding additional grounds to oppose confirmation:

3. Debtor has apparently not filed all required tax returns for 2025.
4. The plan proposes to pay $0.00 towards priority claims, but the IRS's proof of claim asserts that Debtor owes $11,636.00 in priority debt.

Doc. #35.

The court continued this motion to June 17, 2026. Debtor was directed to file and serve a written response to Trustee's objection not later than two weeks before the hearing date or file a confirmable, modified plan in lieu of a response not later than one week before the hearing date, or the objection would be sustained and the motion denied on the grounds stated in the objections without further hearing. Doc. #40.

Debtor neither filed a written response to the objections nor a modified plan. Therefore, Trustee's objection will be SUSTAINED on the grounds stated in the objection, and this motion will be DENIED WITHOUT PREJUDICE.

12. 21-12559-B-13 **IN RE: JOANNA CAVAZOS**
TCS-4

MOTION TO MODIFY PLAN
5-13-2026 [59]

JOANNA CAVAZOS/MV
TIMOTHY SPRINGER/ATTY. FOR DBT.

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

DISPOSITION: Denied without prejudice.

ORDER: The court will issue an order.

This motion will be DENIED WITHOUT PREJUDICE for failure to comply with the Local Rules of Practice ("LBR").

LBR 9014-1(d)(3)(B)(i) states that the Notice of the motion must include the names and addresses of the persons who must be served with such opposition. For a motion to modify plan, that includes the case Trustee and the U.S. Trustee. While the Notice purports to direct opposition to those parties as well as Debtor's counsel, the Notice erroneously identifies the Chapter 13 Trustee as Michael H. Meyer, who has retired, rather than Meyer's successor, Lilian Tsang. Doc. #60.

Also, the Certificate of Service used is not the most recent version of the ***Official Certificate of Service Form*, EDC 007-005**. That form can be found on the court's website at https://www.caeb.uscourts.gov/CertificateOfServiceForm (visited June 15, 2026). The form used by Debtor is outdated. It also fails to list the Chapter 13 Trustee and the U.S. Trustee as individuals who have been served with the motion.

For the above reason(s), this motion will be DENIED WITHOUT PREJUDICE.

13. 24-24163-B-13 **IN RE: LISA RACHFAL-CASTANEDA**
MRL-2

MOTION TO SELL
5-12-2026 [30]

LISA RACHFAL-CASTANEDA/MV
MIKALAH LIVIAKIS/ATTY. FOR DBT.
RESPONSIVE PLEADING

TENTATIVE RULING: This matter will proceed as scheduled.

DISPOSITION: Granted.

ORDER: The minutes of the hearing will be the court's findings and conclusions. Order preparation determined at the hearing.

Lisa Rachfal-Castaneda ("Debtor") moves for an order authorizing her to sell real property located at 1211 Whitney Ranch Parkway #1037, Rocklin CA ("the Property") to Anna Marie Morales ("Buyer") for a total purchase price of $300,000.00 pursuant to the terms of a fully executed California Residential Purchase Agreement ("the Agreement") between Debtor and Buyer. Doc. #30 *et seq.* The motion also seeks (1) a judicial determination that Buyer is purchasing the Property in good faith within the meaning of 11 U.S.C. § 363(m) and Bankruptcy Rule 6004 and (2) waiver of the 14-day stay under Rule 6005(h) so that closing may proceed immediately upon entry of the order. *Id.*

On June 3, 2026, David P. Cusick ("Trustee") filed an Opposition to the motion on the following grounds:

1. It is unclear if the Debtor intends to pay the plan in full with the Sale proceeds. The confirmed plan proposes 0% to unsecured creditors. The motion does not state if creditors will be paid at 100% with the proceeds of the sale or if the Debtor plans to keep the proceeds of the sale. It also is not clear whether or not the Debtor intends to use the sale proceeds to complete the plan or if the Debtor will continue with the plan payments after the sale.

2. The motion indicates that the net proceeds to be paid to the Chapter 13 Trustee are $32,080.80, but Trustee calculates that $37,145.00 will be necessary to pay 100% to all creditors.
3. The claim for HOA charges which the motion proposes to pay is excessive based on the HOA's proof of claim. Also, the HOA claim is a Class 2 Claim, and the Trustee objects to the HOA being paid through escrow instead of the funds being disbursed through the Trustee
4. If the sale proceeds are insufficient to complete the plan, Debtor must file a supplemental Schedule I & J to reflect where and how Debtor will be living after selling her home.

Doc. #36. On June 9, 2026, Debtor filed a Reply to the Trustee's Opposition, stating:

1. Debtor agrees to a 100% distribution to unsecured claims.
2. The net proceeds from the sale should be close to sufficient to pay off the case. Debtor asserts that the HOA's proof of claim "is likely duplicated in the payoff estimate from the Title/Escrow Company.
3. To the extent that any additional plan payments are made, Debtor's updated Schedule I & J, dated June 9, 2026, reflects projected rental expenses and shows her ability to continue plan payments. *See Doc. #41 (Amended Schedules I & J).*

Doc. #39. The court notes that Debtor's Amended Schedules I & J do reflect a rental expense of $1,600.00 and a net monthly income of $610.00, which is sufficient to continue making the $588.00 monthly payment called for in the confirmed plan. See Doc. #41, #3 (Chapter 13 Plan).

This motion was set for hearing on 28 days' notice as required by Local Rule of Practice ("LBR") 9014-1(f)(1). The failure of the creditors, the debtor, 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). Upon default, factual allegations will be taken as true (except those relating to amounts of damages). *Televideo Sys., Inc. v. Heidenthal*, 826 F.2d 915, 917 (9th Cir. 1987).

Other than the Trustee, no party in interest timely filed written opposition, and the defaults of all non-responding parties in interest. This matter will be called and proceed as scheduled.

11 U.S.C. § 363(b)(1) allows the trustee to "sell, or lease, other than in the ordinary course of business, property of the estate."

11 U.S.C. § 1303 states that the "debtor shall have, exclusive of the trustee, the rights and powers of a trustee under sections . . . 363(b) . . . of this title." 11 U.S.C. § 1302(b)(1) excludes from a chapter 13 trustee's duties the collection of estate property and

reduction of estate assets to money. Therefore, the debtor has the authority to sell property of the estate under § 363(b).

Proposed sales under 11 U.S.C. § 363(b) are reviewed to determine whether they are: (1) in the best interests of the estate resulting from a fair and reasonable price; (2) supported by a valid business judgment; and (3) proposed in good faith. *In re Alaska Fishing Adventure, LLC*, 594 B.R. 883, 887 (Bankr. D. Alaska 2018) (citing *240 North Brand Partners, Ltd. v. Colony GFP Partners, LP (In re 240 N. Brand Partners, Ltd.)*, 200 B.R. 653, 659 (B.A.P. 9th Cir. 1996); *In re Wilde Horse Enterprises, Inc.*, 136 B.R. 830, 841 (Bankr. C.D. Cal. 1991)). In the context of sales of estate property under § 363, a bankruptcy court "should determine only whether the [debtor]'s judgment was reasonable and whether a sound business justification exists supporting the sale and its terms." *Alaska Fishing Adventure, LLC*, 594 B.R. at 889 quoting 3 Collier on Bankruptcy ¶ 363.02[4] (Richard Levin & Henry J. Sommer eds., 16th ed.). "[T]he [debtor]'s business judgment is to be given great judicial deference.'" *Id.* (citing *In re Psychometric Systems, Inc.*, 367 B.R. 670, 674 (Bankr. D. Colo. 2007); *In re Bakalis*, 220 B.R. 525, 531-32 (Bankr. E.D.N.Y. 1998)).

Sales to an insider are subject to heightened scrutiny. *Alaska Fishing Adventure, LLC*, 594 B.R. at 887 citing *Mission Product Holdings, Inc. v. Old Cold, LLC (In re Old Cold LLC)*, 558 B.R. 500, 516 (B.A.P. 1st Cir. 2016). There is no indication that Buyer is an insider with respect to Debtor or the estate.

Debtor wishes to sell Property to Buyer for $300,000.00. Docs. #32 (Debtor's Declaration), #3 (Exhibits: Sale Agreement and Closing Statement). Property is encumbered by a first deed of trust in favor of Fifth Third Bank and/or Selene Finance LP ("Selene"). Doc. #1 (Schedule D); POC #2-1. The filings are unclear on the lienholder's identity, but the court notes that Selene filed the proof of claim on behalf of Fifth third Bank asserting a claim for $200,596.19, while Schedule D says that the balance of the loan on the petition date was $199,557.00. *Id.* The Amended Closing Statement filed on June 14, 2026, says that Selene will receive $217,101.81 ($198,383.09 principal plus $8,142.43 in interest to June 5, 2026) in satisfaction of the mortgage. Doc. #42 (Exhibit C).

The Property is also encumbered by a second deed of trust in favor of "Aven/Coastal Community" in the amount of $12,302.00 according to Schedule D. Doc. #1. The Closing Statement says that Aven Financial, Inc. will receive $9,000.00. Doc. #33.

The Property is also encumbered by an HOA lien in a disputed amount. Schedule D and the confirmed plan say the claim is for $5,000.00. Docs. #1, #3. The amended proof of claim filed by the Vicara Homeowners Association asserts a claim for $7,369.25. POC #10-2. The Amended Closing Statement says that the HOA Lien Payoff is $4,613.81, a significant reduction from $9,813.81 listed for the HOA Lien Payoff in the original closing statement which drew objection from the Trustee. Docs. #33, #36, #42.

Debtor listed the Property in Schedule A/B with a value of $291,500.00. Doc. #1 (Schedule A/B). Debtor claimed a $79,641.00 exemption in the Property under C.C.P. § 704.730. Doc. #1 (Schedule C). The Amended Closing Statement indicates that $37,150.00 will be paid to the Trustee to pay off the Chapter 13 Plan. Doc. #42. Based on the Trustee's calculations as submitted in his Objection, this is sufficient to pay off the case with a 100% distribution to general unsecured creditors. Doc. #36.

The proposed closing statement lists the following proposed payout:

Proposed sale price of Property		$300,00.00
Commissions to Buyer and Seller's brokers		-$16,500.00
Title & Escrow Charges		-$2,086.50
Government Charges		-$265.00
Payoff of 1st Mortgage (Selene)		-$217,101.81
Payoff of 2nd Mortgage (Aven)		-$9,000.00
HOA Charges (other than the lien)		-$1,831.00
HOA Lien		-$4,613.91

Doc. #42. The closing statement also lists certain miscellaneous charges, some of which appear to be conditional. *Id.* The Amended Closing Statement estimates that after all other charges are paid, $37,150.00 will be payable to the Trustee. *Id.*

If these calculations are correct, the sale of the Property appears to be in the best interests of the estate because it will pay off both mortgages and the chapter 13 plan in full with a 100% dividend to unsecured creditors. The sale appears to be supported by a valid business judgment and proposed in good faith because the sale will pay all creditors 100% of their claims sooner than the Debtor's chapter 13 proposed to pay them. Debtor's judgment appears to be reasonable and will be given deference.

If the Trustee's Objections are resolved, then this motion will be GRANTED. Because the sale price will pay off the Chapter 13 plan completely, it is not necessary to open the sale up to higher and better bids. If the Trustee's Objections are not resolved, the court will consider the opposition, consider whether further hearing is proper, and continue if a further hearing is necessary.

Any order approving the sale will need to be signed by the Trustee. Further, the order will require the Trustee be given and approve a seller's final closing statement before the sale is completed.

Debtor requests waiver of the 14-day stay under Bankruptcy Rule 6004(h) because it is necessary to close the sale quickly. If the sale is approved, the 14-day stay will be waived.

14. 25-26163-B-13 **IN RE: CARLOS/BLANCA MORUA**
DPC-2

MOTION TO DISMISS CASE
5-20-2026 [30]

DAVID CUSICK/MV
MICHAEL HAYS/ATTY. FOR DBT.
RESPONSIVE PLEADING

TENTATIVE RULING: This matter will be called as scheduled.

DISPOSITION: Granted or denied without prejudice.

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

The chapter 13 trustee asks the court to dismiss this case under 11 U.S.C. § 1307(c)(1) for unreasonable delay that is prejudicial to creditors. Doc. #30.

The Trustee avers that, as of May 20, 2026, Carlos Perez Morua and Blanca Flor Morua ("Debtors") are delinquent $648.00 in plan payments, with additional payments accruing. Doc. #32. Before the hearing on this motion, an additional payment of $162.00 will become due for a total of $810.00 due before the hearing. *Id.*

On June 4, 2026, Debtors filed a response averring that on or before June 15, 2026, Debtors will be converting their case to one under Chapter 7. Doc. #34.

This matter will be called as scheduled to inquire whether Debtors have filed a motion to convert as stated. If so, this motion may be DENIED WITHOUT PREJUDICE. Otherwise, the motion may be GRANTED, and the case dismissed.

This motion was set for hearing on 28 days' notice as required by Local Rule of Practice ("LBR") 9014-1(f)(1). The failure of the creditors, the debtor, 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 Systems, Inc. v. Heidenthal*, 826 F.2d 915, 917 (9th Cir. 1987). Constitutional due process requires that a plaintiff make a *prima facie* showing that they are entitled to the relief sought, which the Movant has done here.

Under 11 U.S.C. § 1307(c), the court may convert or dismiss a case, whichever is in the best interests of creditors and the estate, for cause. "A debtor's unjustified failure to expeditiously accomplish any task required either to propose or to confirm a chapter 13 plan may constitute cause for dismissal under § 1307(c)(1)." *Ellsworth v. Lifescape Med. Assocs., P.C. (In re Ellsworth)*, 455 B.R. 904, 915 (B.A.P. 9th Cir. 2011). There is "cause" for dismissal under 11 U.S.C. § 1307(c)(1) and (c)(6) for unreasonable delay that is prejudicial to creditors and failure to make all payments due under the plan.

The Trustee has reviewed the schedules and determined that the Debtors' assets are over encumbered and are of no benefit to the estate. Because there is no equity to be realized for the benefit of the estate, dismissal is in the best interest of creditors and the estate. Doc. #32.

As noted above, this matter will be called as scheduled to inquire whether Debtors have filed a motion to convert. If so, this motion may be DENIED WITHOUT PREJUDICE. Otherwise, the motion may be GRANTED, and the case dismissed.

15. 24-22164-B-13 **IN RE: JOHN/KIMBERLY MCCABE**
TLA-5

MOTION TO MODIFY PLAN
5-12-2026 [103]

KIMBERLY MCCABE/MV
THOMAS AMBERG/ATTY. FOR DBT.
RESPONSIVE PLEADING

TENTATIVE RULING: This matter will proceed as scheduled.

DISPOSITION: To be determined at the hearing.

ORDER: The minutes of the hearing will be the court's findings and conclusions. Order preparation determined at the hearing.

This case was originally before Judge Fredrick E. Clement and was later reassigned to the undersigned on February 9, 2026. *Docket generally.*

John and Kimberly McCabe ("Debtors") seek an order confirming the *Third Modified Chapter 13 Plan* dated May 12, 2026. Docs. #103, #107. The current plan was confirmed by Judge Clement on April 1, 2025. Doc. #72.

The modified plan proposes the following changes:

1. Debtor to pay an aggregate of $97,984.23 from July 2024 through May 2026.
2. Beginning in June 2026 and for the life of the plan, monthly plan payments will increase from $5,436.00 to $5,500.00.
3. The plan is otherwise unchanged.

Compare Doc. #66 *and* Doc. #107. On May 28, 2026, Trustee David Cusick objected to confirmation, arguing that $5,500.00 was not sufficient to complete plan payments within 60 months and arguing that, based on Debtors' income, the plan payment must be at $6,277.50 for the plan to be feasible. Doc. #114. On June 10, 2026, Debtors filed a Reply to the Objection, stating that, after consultation with the Trustee's Office, Debtors agree that the monthly plan payment should be $6273.00, which is $4.50 below the sum proposed by the Trustee. Doc. #117.

This motion was set for hearing on 35 days' notice as required by Local Rule of Practice ("LBR") 3015-1(d)(1). The failure of the creditors, the chapter 13 trustee, 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 amounts of damages). *Televideo Sys., Inc. v. Heidenthal*, 826 F.2d 915, 917 (9th Cir. 1987). Constitutional due process requires that a plaintiff make a *prima facie* showing that they are entitled to the relief sought, which the movant has done here.

No party in interest other than the Trustee timely filed written opposition, and the defaults of all non-responding parties are entered. Hearing in this matter will proceed as scheduled to determine whether the Trustee is satisfied that the monthly payment proposed by Debtors' reply is acceptable. If so, the court is inclined to GRANT this motion, in which case, the confirmation order shall include the docket control number of the motion and reference the plan by the date it was filed.

16. 25-25664-B-13 **IN RE: MICHAEL/MICHELLE MAHER**
MOH-2

CONTINUED MOTION TO CONFIRM PLAN
3-5-2026 [48]

MICHELLE MAHER/MV
MICHAEL HAYS/ATTY. FOR DBT.

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

DISPOSITION: Continued to July 8, 2026, at 9:30 a.m.

ORDER: The court will prepare the order.

On June 15, 2026, Michael and Michelle Maher ("Debtors"), through counsel, filed a Response to *Trustee's Supplemental Opposition to Debtors' Motion to Confirm.* Doc. #87. In their Response, the Debtors, *inter alia,* acknowledged that they were deficient in direct payments to Class 4 creditor Bridgecrest but attributed the deficiency to an issue with their automatic drafts set up to make payments to this creditor. *Id.* Debtors request that this matter be continued to July 8, 2026, at 9:30 a.m., to be heard in conjunction with Bridgecrest's *Motion for Stay Relief.*

The court finds this request well-taken. Accordingly, this matter is hereby CONTINUED to July 8, 2026, at 9:30 a.m.

17. 24-20766-B-13 **IN RE: MAHURIN STONE AND SABRINA DILBECK-STONE**
DPC-2

MOTION TO DISMISS CASE
5-19-2026 [45]

DAVID CUSICK/MV
NIKKI FARRIS/ATTY. FOR DBT.
RESPONSIVE PLEADING

TENTATIVE RULING: This matter will be called as scheduled.

DISPOSITION: Granted or denied without prejudice.

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

Chapter 13 trustee David Cusick ("Trustee) asks the court to dismiss this case for unreasonable delay by the debtors that is prejudicial to creditors (11 U.S.C. § 1307(c)(1)). Doc. #45.

As of March 3, 2026, Mahurin Mack Stone and Sabrina Hope Dilbeck-Stone ("Debtors") have failed to make all payments due under the plan and Debtors are delinquent $5,420.00. Doc. #47. Before the hearing on this motion, an additional payment of $2,710.00 will become due for a total of $8,130.00 due before the hearing. *Id.*

Debtors timely filed written opposition. Doc. #49. Debtors aver that a motion to convert was filed concurrently with their reply with Docket Control Number ("DCN") NF-1 (which DCN has already be used for Debtors' motion to confirm plan). *Id.* As of this writing, no motion to convert has been filed.

This matter will be called as scheduled to inquire whether Debtors have filed a motion to convert. If so, this motion may be DENIED WITHOUT PREJUDICE. Otherwise, the motion may be GRANTED, and the case dismissed.

This motion was set for hearing on 28 days' notice as required by Local Rule of Practice ("LBR") 9014-1(f)(1) and will proceed as scheduled. The failure of the creditors, the U.S. Trustee, or any other party in interest except Debtor 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). Therefore, the defaults of the above-mentioned parties in interest except Debtor are entered. Upon default, factual allegations will be taken as true (except those relating to amounts of damages). *Televideo Sys, Inc. v. Heidenthal*, 826 F.2d 915, 917 (9th Cir. 1987).

Under 11 U.S.C. § 1307(c), the court may convert or dismiss a case, whichever is in the best interests of creditors and the estate, for cause. "A debtor's unjustified failure to expeditiously accomplish any task required either to propose or to confirm a chapter 13 plan may constitute cause for dismissal under § 1307(c)(1)." *Ellsworth v. Lifescape Med. Assocs., P.C. (In re Ellsworth)*, 455 B.R. 904, 915 (B.A.P. 9th Cir. 2011). There is "cause" for dismissal under 11 U.S.C. § 1307(c)(1) and (c)(6) for unreasonable delay that is prejudicial to creditors and failure to make all payments due under the plan.

The Trustee has reviewed the schedules and determined that the Debtors' assets are over-encumbered and are of no benefit to the estate. Because there is no equity to be realized for the benefit of the estate, dismissal is in the best interest of creditors and the estate. Doc. #47.

As noted above, this matter will be called as scheduled to inquire whether Debtors have filed a motion to convert. If so, this motion may be DENIED WITHOUT PREJUDICE. Otherwise, the motion may be GRANTED, and the case dismissed.

18. 25-25069-B-13 **IN RE: BEATRICE ANYANWU**
DPC-1

MOTION TO DISMISS CASE
5-14-2026 [27]

DAVID CUSICK/MV
CARL GUSTAFSON/ATTY. FOR DBT.

TENTATIVE RULING:	This matter will be called as scheduled.
DISPOSITION:	Granted or denied without prejudice.
ORDER:	The minutes of the hearing will be the court's findings and conclusions. The court will issue an order.

Chapter 13 trustee David Cusick ("Trustee) asks the court to dismiss this case for unreasonable delay by the debtor that is prejudicial to creditors (11 U.S.C. § 1307(c)(1)). Doc. #27.

As of March 2, 2026, Beatrice Ifeoma Anyanwu ("Debtor") has failed to make all payments due under the plan and Debtor is delinquent $840.00. Doc. #29. Before the hearing on this motion, an additional payment of $420.00 will become due for a total of $1,260.00 due before the hearing.

Debtor timely filed written opposition. Doc. #33. Debtor avers to making a payment of $1,260.00 on June 5, 2026. *Id.*

This matter will be called as scheduled to confirm that Debtor has cured the delinquency. If so, this motion may be DENIED WITHOUT PREJUDICE. Otherwise, the motion may be GRANTED, and the case dismissed.

This motion was set for hearing on 28 days' notice as required by Local Rule of Practice ("LBR") 9014-1(f)(1) and will proceed as scheduled. The failure of the creditors, the U.S. Trustee, or any other party in interest except Debtor 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). Therefore, the defaults of the above-mentioned parties in interest except Debtor are entered. Upon default, factual allegations will be taken as true (except those relating to amounts of damages). *Televideo Sys, Inc. v. Heidenthal*, 826 F.2d 915, 917 (9th Cir. 1987).

Under 11 U.S.C. § 1307(c), the court may convert or dismiss a case, whichever is in the best interests of creditors and the estate, for cause. "A debtor's unjustified failure to expeditiously accomplish any task required either to propose or to confirm a chapter 13 plan may constitute cause for dismissal under § 1307(c)(1)." *Ellsworth v.*

Lifescape Med. Assocs., P.C. (In re Ellsworth), 455 B.R. 904, 915 (B.A.P. 9th Cir. 2011). There is "cause" for dismissal under 11 U.S.C. § 1307(c)(1) and (c)(6) for unreasonable delay that is prejudicial to creditors and failure to make all payments due under the plan.

The Trustee has reviewed the schedules and determined that the Debtor's assets are over-encumbered and are of no benefit to the estate. Because there is no equity to be realized for the benefit of the estate, dismissal is in the best interest of creditors and the estate. Doc. #29.

As noted above, this matter will be called as scheduled to confirm Debtor has cured the delinquency. If so, this motion may be DENIED WITHOUT PREJUDICE. Otherwise, the motion may be GRANTED, and the case dismissed.

19. 26-10750-B-13 **IN RE: OSCAR ROMANVASQUEZ**
LGT-1

CONTINUED OBJECTION TO CONFIRMATION OF PLAN BY LILIAN G. TSANG
4-8-2026 [17]

LILIAN TSANG/MV
SIMRAN HUNDAL/ATTY. FOR DBT.

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

DISPOSITION: Overruled as moot.

ORDER: The court will prepare the order.

On June 10, 2026, Oscar Romanvasquez ("Debtor") filed his *First Modified Chapter 13 Plan.* Doc. #47. Accordingly, this *Trustee's Objection to Confirmation* of the plan dated March 11, 2026, will be OVERRULED AS MOOT.

11:00 AM

1. 25-11500-B-13 **IN RE: STEPHEN/ELIZABETH RAYBURN**
   25-1038 CAE-1

   CONTINUED STATUS CONFERENCE RE: COMPLAINT
   7-25-2025 [1]

   FRESNO OXYGEN AND WELDING SUPPLIERS, INC. V. RAYBURN ET
   IAN QUINN/ATTY. FOR PL.

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

DISPOSITION: Continued to October 21, 2026, at 11:00 a.m.

ORDER: The court will prepare the order.

On June 10, 2026, the parties in the above-styled adversary proceeding filed a Status Report advising of the current status of the state court criminal proceedings against Stephen Todd Rayburn and requesting that this matter be continued for four months. Doc. #38. The court finds this request to be well-taken. Accordingly, this matter is hereby CONTINUED to October 21, 2026, at 11:00 a.m. No later than seven (7) days before the continued hearing date the parties will submit joint or unilateral Status Report(s) to the court.

2. 25-14239-B-7 **IN RE: JORDYN LEASURE**
   26-1012 CAE-1

   CONTINUED STATUS CONFERENCE RE: COMPLAINT
   3-23-2026 [1]

   BDHOV, LP ET AL V. LEASURE
   DIRK PALOUTZIAN/ATTY. FOR PL.

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

DISPOSITION: Concluded and dropped from the calendar.

No order is required.

On May 19, 2026, a Judgment was entered in this case. Doc. #12. On June 8, 2026, a docket entry was made advising that this adversary proceeding was closed. *Docket generally.* Accordingly, this Status Conference is CONCLUDED and DROPPED from the calendar.

3. 20-23457-B-7 **IN RE: ERNESTO/MARILYN PATACSIL**
20-2167 CAE-1

CONTINUED STATUS CONFERENCE RE: COMPLAINT
11-2-2020 [1]

CABARDO ET AL V. PATACSIL ET AL
HECTOR MARTINEZ/ATTY. FOR PL.

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

DISPOSITION: Continued to October 21, 2026, at 11:00 a.m.

ORDER: The court will prepare the order.

This matter was originally before Judge Frederick Clement and subsequently reassigned to the undersigned.

On June 4, 2026, the parties submitted a Joint Status Report advising that the Plaintiff-Creditor's appeal of Judge Clement's June 9, 2023, order has been heard by the Ninth Circuit Court of Appeals. Doc. #326. While briefing and oral arguments are complete, no opinion has issued thus far. *Id.* The parties jointly request a continuance of 120 days to allow additional time for the Court of Appeal to rule. *Id.*

The court finds this request well-taken. Accordingly, this matter will be CONTINUED to October 21, 2026, at 11:00 a.m. No later than seven (7) days before the continued hearing date the parties will submit joint or unilateral Status Report(s) to the court.

4. 25-22557-B-7 **IN RE: KENNETH/JENNIFER KOCH**
25-2110 KMT-1

MOTION TO EXTEND TIME
5-29-2026 [26]

CSPN LLC V. KOCH ET AL
GABRIEL HERRERA/ATTY. FOR MV.

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

DISPOSITION: Denied as moot.

No order is required.

On June 2, 2026, the parties submitted a Joint Stipulation agreeing to extend all pre-trial deadlines in the above-styled adversary proceeding. Doc. #34. This resolves the issues at the heart of the instant *Motion to Extend Time*. Accordingly, this motion will be DENIED as moot.

5. 23-12066-B-13 **IN RE: DONALD/JOY RICKETTS**
23-1038 CAE-1

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

C.F. V. RICKETTS
CHANTAL TRUJILLO/ATTY. FOR PL.

NO RULING.

6. 24-21966-B-7 **IN RE: VILLA MARCHE STOCKTON ACQUISITIONS, LP**
26-2012 CAE-1

CONTINUED STATUS CONFERENCE RE: AMENDED COMPLAINT
3-16-2026 [8]

FARRIS V. GT MADISON REALTY EQUITY, LLC ET AL
J. CUNNINGHAM/ATTY. FOR PL.
RESPONSIVE PLEADING

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

DISPOSITION: Concluded and dropped from the calendar.

ORDER: The court will prepare the order.

On June 10, 2026, the Trustee submitted a Status Report advising that a summons had been reissued for the Trustee's Second Amended Complaint for which the Status Conference was set for July 29, 2026. Doc. #32. Accordingly, this Status Conference, which was set by an earlier summons, will be CONCLUDED and DROPPED from the calendar.

7. 24-24267-B-7 **IN RE: RIKI TROWE**
25-2036 FEC-2

PRE-TRIAL CONFERENCE RE: COMPLAINT
3-17-2025 [1]

COLUTIONS, LLC V. TROWE
RICK VARNER/ATTY. FOR PL.

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

DISPOSITION: Concluded and dropped from the calendar.

ORDER: The court will prepare the order.

On June 16, 2026, the parties in the above-styled adversary proceeding entered a Stipulation between Plaintiff and Defendant for dismissal of this adversary proceeding with Plaintiff and Defendant to bear their own respective attorney's fees and costs. Accordingly, this *Pre-Trial Conference* will be CONCLUDED and DROPPED from the calendar.

8. 24-24267-B-7 **IN RE: RIKI TROWE**
   25-2037

   PRE-TRIAL CONFERENCE RE: COMPLAINT
   3-17-2025 [1]

   VENTURA SEED COMPANY, LLC V. TROWE
   ROBERT YOUNG/ATTY. FOR PL.

NO RULING.

9. 26-10978-B-11 **IN RE: HRONIS, INC.**
   26-1017 CAE-1

   STATUS CONFERENCE RE: COMPLAINT
   4-21-2026 [1]

   DLP FUNDING LLC V. HRONIS, INC. ET AL
   JOSEPH BOUFADEL/ATTY. FOR PL.

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

DISPOSITION: Continued to July 15, 2026, at 11:00 a.m.

ORDER: The court will prepare the order.

On June 12, 2026, a Joint Stipulation was entered by the parties extending the time for Counter-Defendant DLP Funding LLC to respond to the Counterclaims to July 10, 2026. Doc. #24. Accordingly, this Status Conference is hereby CONTINUED to July 15, 2026, at 11:00 a.m.

10. 25-13792-B-7 **IN RE: PETE/JENNIFER KENNEDY**
    26-1005 CAE-1

    CONTINUED STATUS CONFERENCE RE: COMPLAINT
    2-10-2026 [1]

    DANA V. KENNEDY ET AL
    GEORDIE DUCKLER/ATTY. FOR PL.

NO RULING.