

**UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF CALIFORNIA**

Honorable Fredrick E. Clement  
Sacramento Federal Courthouse  
501 I Street, 7<sup>th</sup> Floor  
Courtroom 28, Department A  
Sacramento, California

**DAY: TUESDAY**  
**DATE: JULY 13, 2021**  
**CALENDAR: 1:30 P.M. ADVERSARY PROCEEDINGS**

**COURT REOPENING**

As of July 12, 2021

Starting July 12, 2021, Department A will resume in person hearings. However, any person preferring to appear via CourtCall may do so, notwithstanding any limitation contained in the "Telephonic Court Appearance through CourtCall Conference Service" on the court's website. Persons who wish to appear must do so by way of CourtCall; reservations for such an appearance may be arranged by calling (866) 582-6878.

**RULINGS**

Each matter on this calendar will have one of three possible designations: No Ruling, Tentative Ruling, or Final Ruling.

**"No Ruling"** means the likely disposition of the matter will not be disclosed in advance of the hearing. The matter will be called; parties wishing to be heard should rise and be heard.

**"Tentative Ruling"** means the likely disposition, and the reasons therefor, are set forth herein. The matter will be called. Aggrieved parties or parties for whom written opposition was not required should rise and be heard. Parties favored by the tentative ruling need not appear. Non-appearing parties are advised that the court may adopt a ruling other than that set forth herein without further hearing or notice.

**"Final Ruling"** means that the matter will be resolved in the manner, and for the reasons, indicated below. The matter will not be called; parties and/or counsel need not appear and will not be heard on the matter.

## CHANGES TO PREVIOUSLY PUBLISHED RULINGS

On occasion, the court will change its intended ruling on some of the matters to be called and will republish its rulings. The parties and counsel are advised to recheck the posted rulings after 3:00 p.m. on the next business day prior to the hearing. Any such changed ruling will be preceded by the following bold face text:

**"[Since posting its original rulings, the court has changed its intended ruling on this matter]".**

## ERRORS IN RULINGS

Clerical errors of an insignificant nature, e.g., nomenclature ("2017 Honda Accord," rather than "2016 Honda Accord"), amounts, ("\$880," not "\$808"), may be corrected in (1) tentative rulings by appearance at the hearing; or (2) final rulings by appropriate ex parte application. Fed. R. Civ. P. 60(a) *incorporated by* Fed. R. Bankr. P. 9024. All other errors, including those occasioned by mistake, inadvertence, surprise, or excusable neglect, must be corrected by noticed motion. Fed. R. Bankr. P. 60(b), *incorporated by* Fed. R. Bankr. P. 9023.

1. [20-25614](#)-A-7     **IN RE: GREGORY SCHMIDT**  
[21-2018](#)

STATUS CONFERENCE RE: COMPLAINT  
3-23-2021    [\[1\]](#)

SPENCER T. MALYSIAK PROFIT  
SHARING PLAN ET AL V. SCHMIDT  
ERIK LARSON/ATTY. FOR PL.  
RESPONSIVE PLEADING

**Final Ruling**

This matter is continued to June 7, 2022, at 1:30 p.m. A scheduling order was, or will, issue from chambers.

2. [21-21520](#)-A-7     **IN RE: EVELYNDA UDOWSKI**  
[21-2032](#)

STATUS CONFERENCE RE: COMPLAINT  
5-13-2021    [\[1\]](#)

TRAVIS CREDIT UNION V. UDOWSKI  
JOHN MENDONZA/ATTY. FOR PL.  
RESPONSIVE PLEADING

**Final Ruling**

This status conference is continued to August 3, 2021, at 1:30 p.m. to allow the defendant to file an amended answer.

3. [20-23029](#)-A-7     **IN RE: SEAN RILEY**  
[20-2170](#)     [RFS-1](#)

MOTION TO DISMISS ADVERSARY PROCEEDING/NOTICE OF REMOVAL  
6-4-2021    [\[32\]](#)

GARCIA V. RILEY  
NICHOLAS LAZZARINI/ATTY. FOR MV.  
DEFENDANT NON-OPPOSITION

**Final Ruling**

The adversary proceeding is dismissed, and the status conference is concluded. A civil minute order shall issue.

4. [20-25031](#)-A-7     **IN RE: MATHEW/SHANNON GOODWIN**  
[21-2011](#)

CONTINUED STATUS CONFERENCE RE: COMPLAINT  
2-4-2021    [[1](#)]

LAWS ET AL V. GOODWIN ET AL  
JEFFERY SWANSON/ATTY. FOR PL.

**Final Ruling**

The status conference is continued to August 17, 2021, at 1:30 p.m.  
Order, June 30, 2021, ECF No. 42.

5. [19-23452](#)-A-7     **IN RE: CIAO RESTAURANTS, LLC**  
[20-2110](#)

CONTINUED STATUS CONFERENCE RE: COMPLAINT  
6-2-2020    [[1](#)]

HUSTED V. OLD REPUBLIC TITLE  
COMPANY  
NICHOLAS KOHLMAYER/ATTY. FOR PL.

**Final Ruling**

At the suggestion of the parties the status conference is continued  
to August 31, 2021, at 1:30 p.m. In the event that the adversary  
proceeding has not been dismissed, not later than August 17, 2021,  
the parties shall file a joint status report. A civil minute order  
will issue.

6. [21-20763](#)-A-7     **IN RE: CHRISTI/CODY LEDIN**  
[21-2031](#)

STATUS CONFERENCE RE: COMPLAINT  
5-12-2021    [[1](#)]

LEDIN ET AL V. AUBURN CHRYSLER  
DODGE JEEP RAM  
PETER MACALUSO/ATTY. FOR PL.

**No Ruling**

7. [21-20167](#)-A-13     **IN RE: HARLAN/CHARLOTTE CONFER**  
[21-2024](#)

STATUS CONFERENCE RE: AMENDED COMPLAINT  
6-2-2021    [\[8\]](#)

WATSON ET AL V. CONFER, III ET  
AL  
BARRY SPITZER/ATTY. FOR PL.

**[Since posting its original rulings, the court has changed its  
intended ruling on this matter]**

**Final Ruling**

Order signed July 7, 2021, ECF No. 16, granting the Stipulation to  
continue the Status Conference to August 3, 2021 at 9:00 a.m.

8. [19-24685](#)-A-13     **IN RE: EMILIA ARDELEAN**  
[19-2135](#)     [TBG-3](#)

MOTION TO COMPEL  
6-28-2021    [\[83\]](#)

MASSIOUI V. ARDELEAN  
DANIEL GRIFFIN/ATTY. FOR MV.

**No Ruling**