

**UNITED STATES BANKRUPTCY COURT**

Eastern District of California

**Honorable Ronald H. Sargis**  
**Chief Bankruptcy Judge**  
**Sacramento, California**

**July 22, 2021 at 11:30 a.m.**

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1. [21-21153](#)-E-11 REHANA HARBORTH

**STATUS CONFERENCE RE:  
VOLUNTARY PETITION  
3-30-21 [1](#)**

Debtor's Atty: Marc Voisenat

Notes:

Chapter 13 Plan filed 4/12/21 [Dckt 9]

[MEV-1] Motion to Convert Chapter 13 to Chapter 11 filed [by Debtor] 5/5/21 [Dckt 23]; Order granting filed 5/26/21 [Dckt 38]

[MEV-2] Application to Employ Marc Voisenat as Attorney for Debtor and Debtor-In-Possession filed 6/9/21 [Dckt 50]; Order granting filed 6/10/21 [Dckt 55]

[SW-1] Elite Acceptance Corporation's Motion for Relief from Automatic Stay filed 6/24/21 [Dckt 66], set for hearing 7/22/21 at 10:30 a.m.

[SW-1] Stipulation for Adequate Protection and Relief from Automatic Stay Between Debtor and Elite Acceptance Corporation filed 7/6/21 [Dckt 74]

Status Conference Statement filed 7/14/21 [Dckt 83]

<b>The Status Conference is continued to 11:30 a.m. on <span style="color: red;">xxxxxxx</span>, 2021.</b>
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This Chapter 11 case was filed on March 30, 2021. This case was originally filed under Chapter 13 of the Bankruptcy Code, with the court entering an order converting it to Chapter 11 on May 26, 2021. Order, Dckt. 38. In the Civil Minutes from the hearing on the Motion to Convert, the court identified some challenges Debtor and her counsel might have to address.

Debtor in Possession filed a Status Report on July 14, 2021. Dckt. 83. The Debtor in Possession anticipates hiring special counsel to prosecute litigation concerning rights of the Bankruptcy Estate. One will be asserting a breach of the marital settlement agreement with Debtor's ex-spouse. The

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second is to protect the estate's 20% interest in the Jerry Davale Trust.

Debtor in Possession reports that she is current on all mortgages, except that of Wilmington. The Docket discloses that Wilmington Savings Fund Society, FSB filed a Motion for Relief From the Stay on July 12, 2021. Dckt. 75. In the Motion it is alleged that the loan secured by the Debtor's property, which is now property of the Bankruptcy Estate, has been in default for more than eight and one-half years.

Debtor in Possession projects having a plan and disclosure statement filed by September 15, 2021.

At the Status Conference, **XXXXXXX**