

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF CALIFORNIA

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

DAY: TUESDAY
DATE: AUGUST 4, 2020
CALENDAR: 1:30 P.M. ADVERSARY PROCEEDINGS

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. [18-20906](#)-A-7 **IN RE: VLADIMIR NIKITIN**
[18-2077](#)

PRE-TRIAL CONFERENCE RE: COMPLAINT TO DETERMINE
DISCHARGEABILITY OF DEBTS
5-29-2018 [[1](#)]

MOROZOVA V. NIKITIN
ALLA VOROBETS/ATTY. FOR PL.

No Ruling

2. [19-27507](#)-A-7 **IN RE: KENNETH/LIELANIE STEERS**
[20-2112](#)

STATUS CONFERENCE RE: COMPLAINT
6-8-2020 [[1](#)]

U.S. TRUSTEE V. STEERS, JR. ET
AL
JARED DAY/ATTY. FOR PL.
RESPONSIVE PLEADING

No Ruling

3. [14-25820](#)-A-11 **IN RE: INTERNATIONAL MANUFACTURING GROUP,**
INC.
[15-2122](#)

CONTINUED STATUS CONFERENCE RE: COMPLAINT
6-8-2015 [[1](#)]

MCFARLAND V. CARTER ET AL
CHRISTOPHER SULLIVAN/ATTY. FOR PL.

No Ruling

4. [14-25820](#)-A-11 **IN RE: INTERNATIONAL MANUFACTURING GROUP,**
INC.
[15-2122](#) [DMC-28](#)

MOTION FOR PROTECTIVE ORDER
7-14-2020 [[487](#)]

MCFARLAND V. CARTER ET AL
CHRISTOPHER SULLIVAN/ATTY. FOR MV.
RESPONSIVE PLEADING

No Ruling

5. [14-25820](#)-A-11 **IN RE: INTERNATIONAL MANUFACTURING GROUP,**
INC.
[15-2122](#) [IWC-10](#)

MOTION TO COMPEL AND/OR MOTION FOR SANCTIONS
7-14-2020 [[493](#)]

MCFARLAND V. CARTER ET AL
IAN CRAIG/ATTY. FOR MV.
RESPONSIVE PLEADING

No Ruling

6. [19-23637](#)-A-7 **IN RE: MARK/TERRI COOK**
[19-2105](#)

CONTINUED STATUS CONFERENCE RE: COMPLAINT
8-30-2019 [[1](#)]

MONIZ V. COOK
SANAZ BERELIANI/ATTY. FOR PL.

No Ruling

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

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

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

Final Ruling

The status conference is continued to August 18, 2020, at 1:30 p.m.
Order, June 29, 2020, ECF No. 9.

8. [18-22453](#)-A-7 **IN RE: ECS REFINING, INC.**
[20-2093](#) [DB-1](#)

MOTION TO DISMISS ADVERSARY PROCEEDING/NOTICE OF REMOVAL
6-26-2020 [[15](#)]

HUSTED V. TAGGART ET AL
JAMIE DREHER/ATTY. FOR MV.

Since posting its original rulings, the court has changed its intended ruling on this matter:

Final Ruling

This Motion is dropped pursuant to Stipulation and Order filed
7/27/20, ECF #35.

9. [18-22453](#)-A-7 **IN RE: ECS REFINING, INC.**
[20-2093](#) [PH-1](#)

MOTION TO DISMISS ADVERSARY PROCEEDING/NOTICE OF REMOVAL
6-26-2020 [[18](#)]

HUSTED V. TAGGART ET AL
HOWARD PRIVETTE/ATTY. FOR MV.

Since posting its original rulings, the court has changed its intended ruling on this matter:

Final Ruling

This Motion is dropped pursuant to Stipulation and Order filed
7/27/20, ECF #35.

10. [20-20853](#)-A-7 **IN RE: RODNEY/DELANI PLACE**
[20-2109](#)

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

LABOR COMMISSIONER OF THE
STATE OF CALIFORNIA V. PLACE
MATTHEW SIROLLY/ATTY. FOR PL.
RESPONSIVE PLEADING

No Ruling

11. [11-17165](#)-A-11 **IN RE: OAKHURST LODGE, INC., A CALIFORNIA**
CORPORATION

CONTINUED STATUS CONFERENCE RE: VOLUNTARY PETITION
6-22-2011 [[1](#)]

DONNA STANDARD/ATTY. FOR DBT.

No Ruling

12. [11-17165](#)-A-11 **IN RE: OAKHURST LODGE, INC., A CALIFORNIA**
CORPORATION
[19-1055](#)

CONTINUED PRE-TRIAL CONFERENCE RE: AMENDED COMPLAINT FOR
DECLARATORY RELIEF REGARDING IDENTITY AND STATUS OF
SHAREHOLDERS, OFFICERS, AND DIRECTORS, OF DEBTOR CORPORATION
3-9-2020 [[95](#)]

OAKHURST LODGE INC. ET AL V.
MARSHALL ET AL
SHARLENE ROBERTS-CAUDLE/ATTY. FOR PL.

No Ruling

13. [17-21266](#)-A-11 **IN RE: HARD STONE CBO TRUST**
[20-2102](#)

CONTINUED STATUS CONFERENCE RE: COMPLAINT
5-22-2020 [[1](#)]

HARD STONE CBO TRUST V. CLEAR
RECON CORP. ET AL
CLIFFORD SCHERER/ATTY. FOR PL.

Final Ruling

The status conference is continued to August 18, 2020, at 1:30 p.m. to coincide with the defendant's motion to dismiss.

14. [20-22571](#)-A-11 **IN RE: SAN JOAQUIN AIDS FOUNDATION**
[20-2100](#)

MOTION BY VIVIAN ZHANG TO WITHDRAW AS ATTORNEY
7-2-2020 [[11](#)]

SAN JOAQUIN AIDS FOUNDATION V.
OLD REPUBLIC TITLE COMPANY ET

Final Ruling

The motion is denied without prejudice for violations of local rules: (1) failure to include a docket control number, LBR 9014-1(c); (2) aggregation of the component parts of the motion, LBR 9014-1(d)(3)(B)(4); and (3) failure to caption the Certificates of Service in the manner described in LBR 9004-2(b)(5). A civil minute order will issue.

15. [19-21879](#)-A-7 **IN RE: MARY/NICHOLAS HEDGE**
[19-2069](#)

PRE-TRIAL CONFERENCE RE: COMPLAINT FOR: FRAUD AND RECISSION:
DECLARATORY RELIEF REGARDING CONSTRUCTIVE TRUST; OBJECTION
TO CLAIM OF EXEMPTION IN PROPERTY HELD IN CONSTRUCTIVE
TRUST, ET AL.
5-29-2019 [[1](#)]

ANELLI V. HEDGE ET AL
THOMAS PHINNEY/ATTY. FOR PL.

Final Ruling

This matter is continued to September 29, 2020, at 1:30 p.m. In the event that a dismissal or judgment is not in the file, not later than 7 days prior to the continued status conference the parties will file a joint status report.

16. [15-29890](#)-A-7 **IN RE: GRAIL SEMICONDUCTOR**
[17-2249](#)

CONTINUED STATUS CONFERENCE RE: AMENDED COMPLAINT
4-17-2019 [[63](#)]

SEDGWICK FUNDINGCO, LLC V. 1ST
CLASS LEGAL (IS) LIMITED ET AL
ERIK IVES/ATTY. FOR PL.

No Ruling