UNITED STATES BANKRUPTCY COURT
Eastern District of California
Honorable René Lastreto II
Department B – Courtroom #13
Fresno, California
Hearing Date: Wednesday, August 5, 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. 26-12405-B-13 **IN RE: JOSE ORELLANA AMAYA AND ROSA ORELLANA-ZARAGOZA**
LGT-1

OBJECTION TO CONFIRMATION OF PLAN BY LILIAN G. TSANG
7-14-2026 [17]

LILIAN TSANG/MV
BRIAN HADDIX/ATTY. FOR DBT.

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

DISPOSITION: Continued to September 2, 2026, at 9:30 a.m.

ORDER: The court will issue an order.

Chapter 13 trustee Lilian G. Tsang ("Trustee") objects to confirmation of the *Chapter 13 Plan* filed by Jose Orellana Amaya and Rosa Orellana-Zaragoza on ("Debtor") on June 9, 2026, on the following basis:

1. The monthly dividend to secured creditor American Credit Acceptance must increase to $866.68 per month to complete the plan payments within 60 months. Truste is not opposed to resolving this in the confirmation order.
2. Debtors are delinquent by $3,800.00 as of June 25, 2026, with additional monthly payments of $3,800.00 accruing.
3. Debtors failed to disclose on Schedule I and Form 122C-1 income from temporary disability.
4. The meeting of creditors has not been concluded because Debtors failed to provide bank statements for six months prepetition. The continued hearing is set for August 13, 2026.
5. Debtors' Schedule A/B does not reflect any interest in household goods, electronics, clothing, jewelry, etc. Trustee requests an Amended Schedule A/B. Also, Trustee requests an Amended Schedule I to reflect Debtors' recent change in employment and an Amended Schedule E/F and Creditor Matrix to provide an address for creditor United Credit Union.
6. Question 2 of the Statement of Financial Affairs fails to reflect Debtors' change of address within the last 3 years.

Doc. #17.

This objection will be CONTINUED to September 2, 2026, at 9:30 a.m. Unless this case is voluntarily converted to chapter 7, dismissed, or the objection to confirmation is withdrawn, the Debtor shall file and serve a written response to the Objection not later than **14 days before the hearing**. The response shall specifically address each issue raised in the objection to confirmation, state whether the issue is disputed or undisputed, and include admissible evidence to support the

Debtors' position. Any reply shall be served no later than **7 days before the hearing.**

If the Debtor elects 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 **7 days before the hearing.** If the Debtor does not timely file a modified plan or a written response, this objection will be sustained on the grounds stated in the objection without further hearing.

2. 26-12612-B-13 **IN RE: KYISHA CLAY-ROBY**
LGT-1

OBJECTION TO CONFIRMATION OF PLAN BY TRUSTEE LILIAN G. TSANG
7-20-2026 [23]

WILLIAM EDWARDS/ATTY. FOR DBT.

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

DISPOSITION: Continued to September 2, 2026, at 9:30 a.m.

ORDER: The court will issue an order.

Chapter 13 trustee Lilian G. Tsang ("Trustee") objects to confirmation of the *Chapter 13 Plan* filed by Kyisha Clay-Roby ("Debtor") on June 1, 2026, on the following basis:

1. Trustee requests an Amended Schedule J to reflect Debtor's car insurance payment.
2. Trustee requests an Amended Form 122C-1 that properly reflects Debtor's monthly income from gross wages.
3. The Plan does not account for a monthly dividend for attorney's fees. Plan payments must be increased by $83.33 to cover the outstanding attorney fees balance.
4. The plan erroneously classes creditors Guild Mortgage Company, BMW Financial Services, and SunPower in Class 1.
5. The Disclosure of Compensation of Attorney for Debtor(s) filed on June 1, 2026, omits language from the standardized form and purports to exclude duties required in the Rights and Responsibilities included in the "No Look Fee."
6. Trustee requests an Amended Schedule A/B to reflect Debtor's interest in two bank accounts and a retirement account.

Doc. #23.

This objection will be CONTINUED to September 2, 2026, at 9:30 a.m. Unless this case is voluntarily converted to chapter 7, dismissed, or the objection to confirmation is withdrawn, the Debtor shall file and serve a written response to the Objection not later than **14 days**

before the hearing. The response shall specifically address each issue raised in the objection to confirmation, state whether the issue is disputed or undisputed, and include admissible evidence to support the Debtors' position. Any reply shall be served no later than **7 days before the hearing.**

If the Debtor elects 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 **7 days before the hearing.** If the Debtor does not timely file a modified plan or a written response, this objection will be sustained on the grounds stated in the objection without further hearing.

3. 26-12616-B-13 **IN RE: JORGE PEREZ ROMO AND CYNTHIA PEREZ**
   LGT-1

   OBJECTION TO CONFIRMATION OF PLAN BY LILIAN G. TSANG
   7-20-2026 [15]

   LILIAN TSANG/MV
   NEIL SCHWARTZ/ATTY. FOR DBT.

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

DISPOSITION: Continued to September 2, 2026, at 9:30 a.m.

ORDER: The court will issue an order.

Chapter 13 trustee Lilian G. Tsang ("Trustee") objects to confirmation of the *Chapter 13 Plan* filed by Jorge Perez Romo and Cynthia Perez ("Debtors") on June 1, 2026, on the following basis:

1. Debtors' original plan was filed and properly served on June 1, 2026. Doc #3. Debtors filed an Amended Plan on June 3, 2026, which was not served. Doc. #8.
    a. From the court's review of the two plans, it appears that they are identical except that the earlier plan was filed despite not being signed by the Debtors.
2. Section 3.05 of the Plan conflicts with the Disclosure of Compensation of Attorney for Debtor form filed with the petition.
3. Trustee requests an Amended Schedule D to reflect the claim of U.S. Department of Housing and Urban Development.

Doc. #15.

This objection will be CONTINUED to September 2, 2026, at 9:30 a.m. Unless this case is voluntarily converted to chapter 7, dismissed, or the objection to confirmation is withdrawn, the Debtor shall file and serve a written response to the Objection not later than **14 days before the hearing.** The response shall specifically address each issue raised in the objection to confirmation, state whether the issue is disputed or undisputed, and include admissible evidence to support the Debtors' position. Any reply shall be served no later than **7 days before the hearing**.

If the Debtor elects 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 **7 days before the hearing**. If the Debtor does not timely file a modified plan or a written response, this objection will be sustained on the grounds stated in the objection without further hearing.

4. 26-10717-B-13 **IN RE: JEFFREY/CHRISTIN GABLE**
WSL-1

CONTINUED MOTION TO CONFIRM PLAN
5-27-2026 [42]

CHRISTIN GABLE/MV
GREGORY SHANFELD/ATTY. FOR DBT.

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

DISPOSITION: Denied.

ORDER: The court will issue an order.

This matter was originally heard on July 8, 2026. Doc. #64.

Jeffrey and Christin Gable ("Debtors") move for an order confirming the First Modified Chapter 13 Plan dated May 27, 2026. Docs. #42, #46. No plan has been confirmed so far.

Capital One Auto Finance ("Creditor") timely objected to confirmation of the plan for the following reason(s):

1. The plan proposes an interest rate of 6.00% on Creditor's Class 2A claim. Creditor argues that Till requires an interest rate of at least 8.59%.
2. The plan does not provide for an arrearage of $592.91 on Creditor's claim.

Doc. #60; *see also* Item #5, below.

The court continued this objection to August 5, 2026, at 9:30 a.m. Doc. #64. Debtors were directed to file and serve a written response to the objection not later than fourteen (14) days before the continued hearing date, or file a confirmable, modified plan in lieu of a response not later than seven (7) days before the continued hearing date, or the objection would be sustained on the grounds stated in the objection without further hearing. *Id.*

Debtors filed neither a written response nor a modified plan. Therefore, Creditor's objection will be SUSTAINED on the grounds stated in the objection, and this motion will be DENIED.

5. 26-10717-B-13 **IN RE: JEFFREY/CHRISTIN GABLE**
WSL-1

CONTINUED OBJECTION TO CONFIRMATION OF PLAN BY CAPITAL ONE AUTO FINANCE
6-17-2026 [60]

CAPITAL ONE AUTO FINANCE/MV
GREGORY SHANFELD/ATTY. FOR DBT.
ROSEMARY HONG/ATTY. FOR MV.

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

DISPOSITION: Concluded and dropped from the calendar.

ORDER: The court will issue an order.

This objection was originally heard on July 8, 2026. Doc. #64.

Jeffrey and Christin Gable ("Debtors") moved for an order confirming the First Modified Chapter 13 Plan dated May 27, 2026. Docs. #42, #46; *see Item #4, above.* Capital One Auto Finance ("Creditor") objected to confirmation. Doc. #60.

When Creditor filed the Objection, Creditor improperly filed a Notice of Hearing for the Objection set for the same day as the confirmation hearing, which resulted in this Objection being given a separate entry on the court's docket improvidently. The court has sustained Creditor's Objection and denied Debtors' Motion to Confirm in Item #4, above. To the extent that this Objection exists as a separate item on the court's docket, it is moot and will be CONCLUDED and DROPPED from the calendar.

6. 26-10534-B-13 **IN RE: FAITH RAYGOZA**

SLL-1

CONTINUED MOTION TO CONFIRM PLAN
4-16-2026 [29]

FAITH RAYGOZA/MV
STEPHEN LABIAK/ATTY. FOR DBT.

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

DISPOSITION: Denied as moot.

ORDER: The court will issue an order.

On July 17, 2026, Faith Raygoza ("Debtor") filed a *Second Modified Chapter 13 Plan.* Doc. #76. Accordingly, this *Motion to Confirm* the First Modified Chapter 13 Plan dated April 16, 2026, will be DENIED as moot.

7. 26-12437-B-13 **IN RE: MARK/DEMETRIA HAZARD**
LGT-1

OBJECTION TO CONFIRMATION OF PLAN BY LILIAN G. TSANG
7-21-2026 [12]

LILIAN TSANG/MV
THOMAS AMBERG/ATTY. FOR DBT.

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

DISPOSITION: Withdrawn.

ORDER: The court will issue an order.

On July 29, 2026, the Trustee withdrew this Objection to Confirmation. Accordingly, this Objection is WITHDRAWN.

8. 26-12640-B-13 **IN RE: ADAM GEORGE**
LGT-1

OBJECTION TO CONFIRMATION OF PLAN BY LILIAN G. TSANG
7-17-2026 [31]

LILIAN TSANG/MV
DONALD IWUCHUKWU/ATTY. FOR DBT.

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

DISPOSITION: Continued to September 2, 2026, at 9:30 a.m.

ORDER: The court will issue an order.

Chapter 13 trustee Lilian G. Tsang ("Trustee") objects to confirmation of the *Chapter 13 Plan* filed by Adam George ("Debtor") on June 4, 2026, on the following basis:

1. The 341 Meeting of Creditors has not been concluded because Debtor failed to provide any of the required documents at least 7 days before the scheduled meeting. The continued meeting is set for July 30, 2026.
2. Debtor has not provided his 2025 tax returns.
3. Debtor has not provided a Domestic Support Obligation Checklist.

Doc. #31.

This objection will be CONTINUED to September 2, 2026, at 9:30 a.m. Unless this case is voluntarily converted to chapter 7, dismissed, or the objection to confirmation is withdrawn, the Debtor shall file and serve a written response to the Objection not later than **14 days before the hearing**. The response shall specifically address each issue raised in the objection to confirmation, state whether the issue is disputed or undisputed, and include admissible evidence to support the Debtors' position. Any reply shall be served no later than **7 days before the hearing.**

If the Debtor elects 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 **7 days before the hearing**. If the Debtor does not timely file a modified plan or a written response, this objection will be sustained on the grounds stated in the objection without further hearing.

9. 26-12545-B-13 **IN RE: LETICIA GONZALEZ**
LGT-1

OBJECTION TO CONFIRMATION OF PLAN BY LILIAN G. TSANG
7-15-2026 [13]

LILIAN TSANG/MV
STEVEN ALPERT/ATTY. FOR DBT.

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

DISPOSITION: Withdrawn.

ORDER: The court will issue an order.

On July 30, 2026, the Trustee withdrew this Objection to Confirmation. Doc. #16. Accordingly, this Objection is WITHDRAWN.

10. 25-24150-B-13 **IN RE: TRACEY MYNHIER**
MOH-3

MOTION FOR TURNOVER OF PROPERTY
7-21-2026 [60]

TRACEY MYNHIER/MV
MICHAEL HAYS/ATTY. FOR DBT.

TENTATIVE RULING: This matter will proceed as scheduled.

DISPOSITION: Denied.

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

Tracey Mynhier ("Debtor") moves for an order to compel MTC Financial, Inc. dba Trustee Corps. ("MTC") represented by John C. Steele ("Steele"), the holder and trustee of surplus proceeds ("the Proceeds") from the foreclosure sale of Debtor's real property at 1677 Brookglen Drive, Olivehurst, California ("the Subject Property"), to pay over the Proceeds to David Cusick, the Chapter 13 Trustee ("Trustee"). Doc. #60. MTC is the non-judicial foreclosure trustee that conducted non-judicial foreclosure proceedings against the Subject Property. Doc. #65.

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).

Trustee has filed a Notice of Non-Opposition. Doc. #67. Steele has filed an opposition to the motion on behalf of MTC. Doc. #65. Debtor has replied to MTC's opposition. Doc. #69. Other than MTC and the Trustee no party in interest has responded to the motion, and the defaults of all nonresponding parties are entered.

Debtor filed for Chapter 13 on August 7, 2025. Doc. #1. On December 21, 2025, Debtor filed a Schedule A/B which listed as Debtor's residence real property located at 315 A St., Marysville, California ("the Residence"). Doc. #10 (Schedule A/B). Schedule A/B states that the Residence is owned by Debtor and her separated husband, Ricky Lee Daniel ("Daniel"), as joint tenants. *Id.* Schedule A/B also says that Debtor and Daniel were also joint tenants on the mortgage for the Subject Property, which was subject to foreclosure sale at the time of filing. *Id.*

Debtor exempted the Residence but not the Subject Property. Doc. #10 (Schedule C). Debtor's Schedule D says that the Residence is encumbered by a mortgage in favor of Carrington Mortgage Services ("Carrington"), which has a claim in the amount of $97,761.93. Doc. #10 (Schedule D). The Subject Property was encumbered by a mortgage in favor of Nationstar Mortgage, LLC in the amount of $223,485.55. *Id.*

According to MTC's response (which is not supported by Declarations or Exhibits), the Subject Property was previously held by Henry E. Lee, Jr. and Misty D. Lee ("the Lees") as husband and wife as joint tenants. Doc. #65. Debtor and Daniel assumed the Lees' deed of trust and the debt associated with the Subject Property in 2017 through a grant deed and an assumption agreement which MTC asserts were both recorded in Yuba County on September 25, 2017. *Id.*

It appears that the Subject Property was sold at a foreclosure sale conducted on or about December 15, 2025, and, after the senior and junior liens were paid off, a surplusage remains. Docs. #60, #65. This sale proceeded despite the automatic stay by virtue of language in the Order Imposing Automatic Stay Pursuant to 11 U.S.C. § 362(c)(4)(B) which was signed by Judge Frederick Clement on September 18, 2025, and which specifically excluded Nationstar Mortgage, LLC, and Lakeview Loan Servicing and permitted a foreclosure on the Subject Property. Doc. #23.

Debtor has submitted a copy of the recorded *Trustee's Deed Upon Sale*, which indicates that the Subject Property sold for $309,400.00, that the amount of the unpaid debt together with costs was $237,715.58, and that the documentary transfer tax was $340.45. Doc. #63 (Exhibit 3). Debtor estimates the surplusage to be approximately $71,685.00. Doc. #60.

Debtor’s Chapter 13 plan was confirmed on January 12, 2026. Doc. #41. The Subject Property is listed in Class 3, Section 3.09, with Nationstar Mortgage LLC listed as the creditor and Debtor to surrender her interest in the collateral. Doc. #8. The confirmation order amends the plan with the following language: “Debtor will pay her share of any proceeds from the sale of [the Subject Property] and the plan remains a 60 month plan absent 100% payment to unsecured [sic] or a further modified plan.” Doc. #41. The confirmed plan also lists Carrington in Class 1 with an arrearage of $58,000.00 at 0.00%. Doc. #8.

After the foreclosure sale, Steele sent a *Notice of Surplus Proceeds Following Non-Judicial Foreclosure Sale* dated February 4, 2026, to the Lees, Debtor, and Daniel, though it is unclear what address Steele used for Daniel. Doc. #63 (Exhibit 1). The moving papers suggest but do not clearly state that Daniel resides (or at least resided up until the foreclosure sale) at the Subject Property.

Debtor takes the position that because Debtor and Daniel were married at the time of the foreclosure sale (and apparently still are), the surplusage is community property to which Debtor is entitled to at least half under California community property laws. *Id.* Furthermore, because the debt owed to Carrington is a community debt (with both Debtor and Daniel on the mortgage note and the deed), it is proper for Debtor to be allowed to use the entire surplusage to pay towards the Carrington Class 1 claim. Doc. #60.

Based on that reasoning, Debtor’s counsel contacted Steele and requested that Steele send the entire surplusage to Trustee. Doc. #63 (Exhibit 2). Steele declined to do so on the grounds that Daniel is also entitled to at least 50% of the surplusage as community property. *Id.* Debtor then filed this motion. Doc. #60. The court notes, however, that it appears Debtor made no effort to serve a copy of this motion on Daniel, even though his status as Debtor’s husband is what brings both the surplusage and Carrington’s claim into the realm of community property law. *See* Doc. #64 (Certificate of Service). A previous motion was denied for failure of service, and in the civil minutes accompanying that denial, the court specifically noted that Daniel is an interested party upon whom service must be obtained. Doc. #58.

Hearing in this matter will proceed as scheduled. The court is inclined to DENY this motion due to lack of service or even attempted service on Daniel. Also, the motion is lacking in evidentiary support for several facts of material importance, such as any documentation of the status of Debtor and Daniel’s marriage or whether there was a transmutation of the property interests if only in the form of an evidentiary declaration from Debtor.

11. 26-12651-B-13   **IN RE: CHRIS JOHNSON**
LGT-1

OBJECTION TO CONFIRMATION OF PLAN BY TRUSTEE LILIAN G. TSANG
7-20-2026 [13]

NEIL SCHWARTZ/ATTY. FOR DBT.

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

DISPOSITION: Continued to September 2, 2026, at 9:30 a.m.

ORDER: The court will issue an order.

Chapter 13 trustee Lilian G. Tsang ("Trustee") objects to confirmation of the *Chapter 13 Plan* filed by Chris Johnson ("Debtor") on June 5, 2026, on the following basis:

1. The monthly plan payment must be increased to at least $7,695.24 to be feasible within 60 months (not counting any further increase due to Objection #4, below).
2. The plan classes American Credit Acceptance as a Class 2 claim, but the court has not yet entered an order on an appropriate motion for valuation. The court notes that, as of this writing, no motion for valuation has been filed.
3. Debtor has not filed tax returns for 2024 or 2025.
4. The plan does not provide for all of Debtor's projected disposable income be applied to unsecured creditors.
5. The 341 Meeting of Creditors has not been concluded due to Debtor's failure to file or provide tax returns for 2024 and 2025. The continued meeting is set for August 13, 2026.
6. There is a discrepancy between Section 3.05 of the plan and the Disclosure of Compensation filed on June 5, 2026. According to the latter filing, the total fees sought exceed the amount allowed by LBR 2016-1(c)(1) for a non-business case.

Doc. #13.

This objection will be CONTINUED to September 2, 2026, at 9:30 a.m. Unless this case is voluntarily converted to chapter 7, dismissed, or the objection to confirmation is withdrawn, the Debtor shall file and serve a written response to the Objection not later than **14 days before the hearing.** The response shall specifically address each issue raised in the objection to confirmation, state whether the issue is disputed or undisputed, and include admissible evidence to support the Debtors' position. Any reply shall be served no later than **7 days before the hearing.**

If the Debtor elects 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 **7 days before the**

hearing. If the Debtor does not timely file a modified plan or a written response, this objection will be sustained on the grounds stated in the objection without further hearing.

12. 25-25959-B-13 **IN RE: ELEASE CHEEK**
DBJ-1

MOTION FOR RELIEF FROM AUTOMATIC STAY
6-26-2026 [71]

JACALYN ELLISON/MV
CANDACE BROOKS/ATTY. FOR DBT.
DOUGLAS JACOBS/ATTY. FOR MV.
RESPONSIVE PLEADING

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

DISPOSITION: Denied without prejudice.

ORDER: The court will issue an order.

Jacalyn Ellison ("Movant") moves for an order for stay relief in the above-styled Chapter 13 proceeding to allow arbitration to proceed to resolve what the motion characterizes as unspecified "disputes" that arose among and between Movant, Elease Nicole Cheek ("Debtor"), and a third party named Jonathan Harvey ("Harvey"), all of whom the motion asserts to be the joint owners of an unidentified LLC ("the LLC"). Doc. #71. The motion further avers that the arbitration was commenced on or about March 3, 2021, but was stayed upon the filing of Debtor's case on October 27, 2025. *Id.*

On July 20, 2026, Debtor filed a Response, arguing that "no evidence other than the actual motion has been presented to the court to substantiate that the purpose of the Arbitration is only for the reasons asserted in Movant's Motion" and "Movant did not file any evidence such as declaration from Movant or Exhibits that support her actual claims or causes of action sought." Doc. #78.

Debtor also filed a Declaration giving greater context to the facts which led to the motion. Doc. #79. According to Debtor, the LLC was MCH Solano, LLC. *Id.* In early 2022, Movant advised Debtor and Harvey that she wanted to give up her membership in the LLC, and they accepted her resignation. *Id.* In January 2024, Debtor and Harvey sought action against Movant in state court arising from unspecified actions taken by Movant that "the remaining Members' deemed unfavorable to the LLC." *Id.* That state court action led to the arbitration proceedings at issue. *Id.* The LLC went out of business in November 2025, and Debtor's personal guarantee of several of the LLC's obligations was, according to her, a major factor in her decision to file for bankruptcy. *Id.*

While Movant argues that allowing the arbitration to proceed will not affect Debtor's estate or the bankruptcy proceedings, Debtor declares that Movant through arbitration is seeking both damages from and sanctions against her in violation of the automatic stay. *Id.;* Doc. #71.

Chapter 13 Trustee David Cusick ("Trustee") filed a Response advising that Debtor did not list Movant in the Schedules or the Plan and that Movant has not filed a proof of claim and the Claims bar date has passed. Doc. #83. Trustee further stated that he did not oppose the motion to the extent the arbitration proceedings are solely to "determine rights and responsibilities of the members of the LLC" but that he would oppose the motion if Movant's intent "is to try to collect or re-distribute Debtor's assets once the arbitration is completed." *Id.*

The court agrees with Debtor's assessment of the motion's evidentiary support, or rather the lack thereof. The motion is terse and is not supported by Declarations or Exhibits. Had it not been for the *Debtor's* declaration, the court would not even know the name of the LLC nor have the faintest clue what issues the arbitration is meant to resolve. Indeed, even with Debtor's declaration, the nature of the dispute which Movant wishes to see arbitrated is completely nebulous. The fact that the Trustee cannot definitively say whether he would oppose the motion or not because Movant's ultimate objective is unclear further proves the inadequacy of Movant's filings.

Movant's reply suggests that no affirmative relief is going to be sought against the Debtor or the Debtor's estate and the arbitration needs to proceed because the Debtor is a party. This court routinely grants conditional stay relief to permit litigation to proceed to liquidate a claim or because it involves third parties. But usually in such cases, the court is asked to do that in the first instance, and the limited objective of the motion is clear. That unfortunately is not the case here. "Cause" for stay modification has not been established.

This motion will be DENIED without prejudice due to lack of foundation and supporting evidence. If Movant seeks to refile this motion, it should be accompanied by appropriate evidence that clearly lays out what the arbitral dispute is and how it does or does not and will or will not affect Debtor's bankruptcy case.

13. 26-10562-B-13 **IN RE: BALTAZAR MENDOZA**
SLL-3

MOTION FOR COMPENSATION FOR STEPHEN L. LABIAK, DEBTORS ATTORNEY(S)
6-29-2026 [82]

STEPHEN LABIAK/ATTY. FOR DBT.
DISMISSED: 05/14/26

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.

Stephen Labiak ("Labiak") and the Law Offices of Stephen Labiak (collectively "Applicant"), attorney for Baltazar Mendoza ("Debtor"), seeks final compensation as follows under 11 U.S.C. § 330. Doc. #82. This Application covers fees and expenses incurred from February 10, 2026, through February 24, 2026 ("the Application Period"). *Id.* Applicant does not seek any additional fees beyond the $3,000.00 retainer which Debtors paid prepetition. *Id.*

No statement of consent indicating that Debtor has reviewed this fee application was included in the moving papers.

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.

Debtor filed this Chapter 13 case on February 11, 2026. Doc. #1. The Chapter 13 Plan was filed on February 24, 2026, but the case dismissed before confirmation because Debtor failed to commence making plan payments and because Debtor was ineligible to be a Chapter 13 debtor due to the unsecured claims filed greatly exceeding the statutory maximum. Docs. #24, #70.

On June 24, 2026, the court entered an *Order To Show Cause Re: Dismissal Of Case and Disgorgement of Fees Pursuant To General Order 26-03*, pursuant to which Applicant was directed to file a fee application justifying the prepetition fees paid to Applicant by Debtor. Doc. #79. This application was filed in response to that order.

During the Application Period, Applicant provided 10.0 billable hours, all by Labiak at a rate of $400.00 an hour. Doc. #85. According to the billing records accompanying this application, the total fees charged to Debtor was $4,000.00 for which Applicant has received $3,000.00 in the form of a prepetition retainer. *Id.* Applicant does not seek a fee award in excess of the $3,000.00 already paid and does not seek an award for expense reimbursement. Doc. #84.

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 as described in the billing records included, without limitation: (a) initial consultation and document review and (b) preparation of the petition, Schedules, and other filing documents. Doc. #85. Labiak declares that he performed additional work for Debtor which he omitted from the billing record preparation as he deemed it redundant given the amount of compensation he was seeking and the total work he performed. Doc. #84. This unbilled work included preparation for and attendance at the 341 meeting of creditors; amended documents and Schedules; multiple objections to discharge; the motion to dismiss; claim administration and claim objections (including IRS tax issues; and case administration. *Id.* Labiak also declares that he did not bill for work performed by his paralegal, nor is he seeking expense reimbursement (which includes the filing fee). *Id.* The court finds the services and expenses reasonable, actual, and necessary.

No party in interest has responded to this motion, and the defaults of all non-responding parties are entered. This motion will be GRANTED. Applicant will be awarded the $3,000.00 retainer already in

Applicant's possession as reasonable compensation for services rendered on a final basis under 11 U.S.C. § 330.

14. 26-10472-B-13   **IN RE: WILLIAM MARTINEZ**
KLG-2

MOTION TO CONFIRM PLAN
6-24-2026 [46]

WILLIAM MARTINEZ/MV
ARETE KOSTOPOULOS/ATTY. FOR DBT.
RESPONSIVE PLEADING

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 Martinez ("Debtor") seeks an order confirming the *First Modified Chapter 13 Plan* dated June 24, 2026. Docs. #43, #46. No plan has been confirmed so far. The 60-month plan proposes the following terms:

1. Debtor to pay $2,195.92 per month for months 1-2, $2,561.92 for month 3, and $1,941.62 for month 4-60.
2. Outstanding Attorney's fees in the amount of $9,313.00 to be paid through the plan at $400.00 for months 1-5 and $132.96 in months 6-60.
3. Secured creditors to be sorted into appropriate Classes and paid as follows:
    a. Newrez (Class 1, mortgage on 10155 Hwy 59, El Nido CA). $28,331.51 arrearage at 0.00% to be paid at $1,044.41 per month for months 1-5 and $515.12 per month for months 6-60.
4. A dividend of 10% to unsecured creditors with claims estimated at approximately $11,836.49.

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.

The Trustee filed an Objection which was subsequently withdrawn. Docs. #55, #58. No other party in interest objected, and the defaults of all nonresponding parties are entered. This motion will be GRANTED. The confirmation order shall include the docket control number of the motion and reference the plan by the date it was filed.

15. 26-10472-B-13 **IN RE: WILLIAM MARTINEZ**
LGT-2

CONTINUED MOTION TO DISMISS CASE
6-9-2026 [39]

LILIAN TSANG/MV
ARETE KOSTOPOULOS/ATTY. FOR DBT.
RESPONSIVE PLEADING

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

DISPOSITION: Denied as moot.

ORDER: The court will prepare the order.

On this date, the court granted the motion of William Martinez ("Debtor") for confirmation of *First Modified Chapter 13 Plan* dated June 24, 2026. Docs. *See Item #14 above.* Accordingly, this *Motion to Dismiss* will be DENIED as moot.

16. 23-24174-B-13 **IN RE: MICHAEL/SUSAN MARASCO**
DPC-3

CONTINUED MOTION TO DISMISS CASE
3-13-2026 [203]

DAVID CUSICK/MV
TIMOTHY STEARNS/ATTY. FOR DBT.
WITHDRAWN

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

DISPOSITION: Withdrawn.

No order is required.

On July 21, 2026, the Trustee withdrew this Motion to Dismiss. Doc. #251. Accordingly, this Motion is WITHDRAWN.

17. 23-24174-B-13 **IN RE: MICHAEL/SUSAN MARASCO**
THS-10

CONTINUED MOTION TO MODIFY PLAN
5-15-2026 [216]

SUSAN MARASCO/MV
TIMOTHY STEARNS/ATTY. FOR DBT.
RESPONSIVE PLEADING

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 matter was previously heard on July 8, 2026. Doc. #243.

Michael and Susan Marasco ("Debtors") move for an order confirming the Sixth Modified Chapter 13 Plan dated May 15, 2026. Docs. #216, #219. Debtor's current plan was confirmed on August 17, 2025. Doc. #119. The new plan proposes the following modifications:

1. Monthly plan payments will increase from $1,850.00 to $2,528.00.
2. Debtors propose to sell their home to pay off the existing mortgage and other debts. If the home does not sell at th4e price sought, Debtors will propose a short sale to satisfy the secured tax debts and an agreed-upon amount of the mortgage. The sale is to occur no later than November 30, 2026.
3. The dividend to Select Portfolio Servicing for the mortgage will increase to $1,510.01 (presumably until the home is sold).

4. Debtors will pay unsecured creditors 100% from the sale of the home or through the plan.

Doc. #219. As an informative matter, the court advises Debtors that this motion *should* have been dismissed without prejudice for failure to comply the Local Rules pertaining to the use of Docket Control Numbers ("DCNs") as this motion improperly reused the DCN THS-10 which was previously used by Debtors for the *Motion to Clarify Amended Chapter 13 Plan*, which was filed on July 16, 2025. *See* Doc. #186. However, the court failed to detect that error prior to the hearing conducted on July 8, 2026, and, given the posture of the case and this motion, the court elects to overlook the procedural error.

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.

Trustee David Cusick filed an Objection which was later withdrawn. Docs. #229, #253. No other party in interest objected, and the defaults of all nonresponding parties are entered. This motion will be GRANTED. The confirmation order shall include the docket control number of the motion and reference the plan by the date it was filed.

18. 25-13882-B-13 **IN RE: CRISTIN CORLISS**
SLL-1

MOTION TO MODIFY PLAN
6-25-2026 [32]

CRISTIN CORLISS/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.

Cristin Victoria Corliss ("Debtor") seeks an order confirming the *First Modified Chapter 13 Plan* dated June 25, 2026. Docs. #32, #36. The current plan was confirmed on July 12, 2026. Doc. #19.

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.

The motion requests that the confirmed plan be modified as follows:

1. Debtor to pay an aggregate amount of $17,072.00 for months 1-7. Plan payments will increase from $4,268.00 to $4,370.00 for months 8-60.
2. Outstanding attorney's fees to be paid as follows: an aggregate of $1,120.02 for months 1-7, with the balance of $10,079.98 to be paid at $190.19 per month for months 8-60.
3. Class 2A Creditor Tulare County FCU is owed a balance of $50,965.07 that will be paid in months 8-60 at 6.59% with a dividend of $1,109.00 per month.
4. Debtor to pay 0.00% to unsecured claims for months 1-7. Debtor will pay 100% of unsecured claims commencing in month 8 for claims estimated at approximately $152,658.75.

5. The plan is otherwise unchanged.

Compare Doc. #3 *with* Doc. #30.

Neither Debtor's declaration nor her attorney's declaration say why this modification is necessary. Docs. #34-35. The moving papers suggest that the modification was necessitated by a recent amendment to her Schedules I & J. Doc. #32. However, the court's review of the Schedules I & J dated November 19, 2025, and the Amended Schedules I & J dated June 25, 2026, shows that they are, in fact, identical. It does appear, however, that Debtor can afford the increase in plan payments, and with the increased monthly payment, distribution to general unsecured creditors will go from 0% to 100%.

No party in interest has objected, and the defaults of all non-responding parties in interest are entered. This motion is GRANTED. The order shall include the docket control number of the motion, shall reference the plan by the date it was filed, and shall be approved as to form by Trustee.

19. 26-10085-B-13 **IN RE: CHRISTINA/CHEYENNE WELBORN**
LGT-2

CONTINUED MOTION TO DISMISS CASE
5-29-2026 [61]

LILIAN TSANG/MV
ARETE KOSTOPOULOS/ATTY. FOR DBT.

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 matter was previously heard on July 1, 2026. Doc. #68. At that hearing, the court continued the matter to August 5, 2026, to afford Trustee and Debtors opportunity to determine whether plan payments had been brought current. *Id.*

Unless the Trustee withdraws this motion, a hearing in this matter will proceed as scheduled to determine whether Debtors have brought plan payments current.

20. 26-12597-B-13 **IN RE: COLTON/DANIELLE MASTERS**
LGT-1

OBJECTION TO CONFIRMATION OF PLAN BY LILIAN G. TSANG
7-15-2026 [13]

LILIAN TSANG/MV
SCOTT JOHNSON/ATTY. FOR DBT.

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

DISPOSITION: Continued to September 2, 2026, at 9:30 a.m.

ORDER: The court will issue an order.

Chapter 13 trustee Lilian G. Tsang ("Trustee") objects to confirmation of the *Chapter 13 Plan* filed by Colton and Danielle Masters ("Debtors") on May 31, 2026, on the following basis:

1. Trustee believes that Debtors' entire monthly disposable monthly income of $1,989.32 as reflected on Form 122C-2 should be paid into the plan for the benefit of unsecured creditors.
2. Trustee has requested additional pay advices which were not supplied by Debtors.

Doc. #13.

This objection will be CONTINUED to September 2, 2026, at 9:30 a.m. Unless this case is voluntarily converted to chapter 7, dismissed, or the objection to confirmation is withdrawn, the Debtor shall file and serve a written response to the Objection not later than **14 days before the hearing**. The response shall specifically address each issue raised in the objection to confirmation, state whether the issue is disputed or undisputed, and include admissible evidence to support the Debtors' position. Any reply shall be served no later than **7 days before the hearing**.

If the Debtor elects 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 **7 days before the hearing**. If the Debtor does not timely file a modified plan or a written response, this objection will be sustained on the grounds stated in the objection without further hearing.

11:00 AM

1. 24-12751-B-7 **IN RE: BIKRAM SINGH AND HARSIMRAN SANDHU**
   24-1062 CAE-1

   CONTINUED STATUS CONFERENCE RE: COMPLAINT
   12-27-2024 [1]

   AMERICAN AGCREDIT, FLCA ET AL V. SINGH ET AL
   MICHAEL GOMEZ/ATTY. FOR PL.

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

DISPOSITION: Continued to September 30, 2026, at 11:00 a.m.

ORDER: The court will prepare the order.

On July 29, 2026, the parties in the above-styled adversary proceeding submitted a Joint Status Report advising that they have reached a settlement in principal and that upon submission and approval of a forthcoming settlement agreement, Plaintiffs will dismiss this case. Doc. #69. The parties further advised that they would be requesting a continuance of 30-60 days in which to finalize the settlement agreement. *Id.*

In light of the Joint Status Report, the court sees no need to call this case simply so that the parties can formally request the continuance that they have impliedly requested in the report. Accordingly, this matter is hereby CONTINUED to September 30, 2026, at 11:00 a.m. Plaintiff to file and serve a status report on or before September 23, 2026.

2. 24-12751-B-7 **IN RE: BIKRAM SINGH AND HARSIMRAN SANDHU**
   24-1063 CAE-1

   CONTINUED STATUS CONFERENCE RE: COMPLAINT
   12-27-2024 [1]

   FARM CREDIT SERVICES OF AMERICA, PCA V. SINGH ET AL
   MICHAEL GOMEZ/ATTY. FOR PL.

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

DISPOSITION: Continued to September 30, 2026, at 11:00 a.m.

ORDER: The court will prepare the order.

On July 29, 2026, the parties in the above-styled adversary proceeding submitted a Joint Status Report advising that they have reached a settlement in principal and that upon submission and approval of a forthcoming settlement agreement, Plaintiffs will dismiss this case.

Doc. #56. The parties further advised that they would be requesting a continuance of 30-60 days in which to finalize the settlement agreement. *Id.*

In light of the Joint Status Report, the court sees no need to call this case simply so that the parties can formally request the continuance that they have impliedly requested in the report. Accordingly, this matter is hereby CONTINUED to September 30, 2026, at 11:00 a.m. Plaintiff to file and serve a status report on or before September 23, 2026

3. 26-12661-B-7 **IN RE: ALICIA INGRAM**
26-1035 CAE-1

STATUS CONFERENCE RE: AMENDED COMPLAINT
6-11-2026 [7]

INGRAM V. UNITED STATES DEPARTMENT OF EDUCATION ET AL
SUMMONS REISSUED FOR 9/16/26

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

DISPOSITION: Concluded and dropped from the calendar.

ORDER: The court will prepare the order.

On July 21, 2026, a new summons was issued in this adversary proceeding with a Status Conference set for September 16, 2026, at 11:00 a.m. Doc. #27. Accordingly, this Status Conference, which was set by the summons issued on June 11, 2026, is CONCLUDED and DROPPED from the calendar.

4. 24-24267-B-7 **IN RE: RIKI TROWE**
25-2135

MOTION BY ETHAN J. BIRNBERG TO WITHDRAW AS ATTORNEY
7-22-2026 [81]

FARRIS V. MARRON ET AL

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

DISPOSITION: Denied as moot.

ORDER: The court will prepare the order.

On July 28, 2026, the court entered an Order approving the substitution of Wayne A. Silver, Esq. of the Law Office of Wayne A. Silver for Ethan J. Binberg, movant in this matter, as Attorney of

Record for Defendant Susan Marron. Doc. #93. Accordingly, this motion will be DENIED as moot.