

UNITED STATES BANKRUPTCY COURT

Eastern District of California

Honorable Robert S. Bardwil
Bankruptcy Judge
Modesto, California

September 4, 2018 at 10:00 a.m.

INSTRUCTIONS FOR PRE-HEARING DISPOSITIONS

1. Matters resolved without oral argument:

Unless otherwise stated, the court will prepare a civil minute order on each matter listed. If the moving party wants a more specific order, it should submit a proposed amended order to the court. In the event a party wishes to submit such an Order it needs to be titled 'Amended Civil Minute Order.'

If the moving party has received a response or is aware of any reason, such as a settlement, that a response may not have been filed, the moving party must contact Nancy Williams, the Courtroom Deputy, at (916) 930-4580 at least one hour prior to the scheduled hearing.

2. The court will not continue any short cause evidentiary hearings scheduled below.

3. If a matter is denied or overruled without prejudice, the moving party may file a new motion or objection to claim with a new docket control number. The moving party may not simply re-notice the original motion.

4. If no disposition is set forth below, the matter will be heard as scheduled.

1.	15-90702-D-13	VIRGINIA ZEPEDA	MOTION TO MODIFY PLAN
	TOG-3		7-27-18 [76]

2.	17-90709-D-13	MOHAMMAD FAROOQI	MOTION TO MODIFY PLAN
	BSH-1		7-23-18 [21]

Final ruling:

This is the debtor's motion to confirm a modified chapter 13 plan, filed July 23, 2018. The debtor filed a different plan on July 26, 2018, which is set for hearing on September 25, 2018. (The title of the plan filed July 26, 2018 does not indicate the plan is a modified plan and there is nothing in the title to

distinguish this plan from earlier plans. Thus, the proof of service is unclear as to which plan was served. The debtor should file a corrected proof of service to clarify which of the plans was served with the motion set for September 25, 2018.) As a result of the filing of the different plan on July 26, 2018, this motion is moot. The motion will be denied as moot by minute order. No appearance is necessary.

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| 3. | 17-90812-D-13
PGM-2 | PAMELA LOOPER | CONTINUED MOTION TO CONFIRM
PLAN
4-2-18 [60] |
| 4. | 18-90435-D-13
SSA-1 | FELIX CASTRO HERRERA AND
CHRISTINA CASTRO | OBJECTION TO CONFIRMATION OF
PLAN BY JOHN HOMEN
7-23-18 [23] |
| 5. | 17-91036-D-13
DCJ-2 | DEBORAH KIRKLE | CONTINUED MOTION TO VALUE
COLLATERAL OF WALLACE MILLER
6-12-18 [43] |
| 6. | 18-90337-D-13
PGM-1 | MICHAEL/JOSEFINA GORMAN | MOTION TO CONFIRM PLAN
7-23-18 [26] |

7. 18-90154-D-13 EDWARD/KAREN WICKMAN MOTION TO CONFIRM PLAN
MRG-3 7-18-18 [63]

Final ruling:

The relief requested in the motion is supported by the record and no timely opposition to the motion has been filed. Accordingly, the court will grant the motion by minute order and no appearance is necessary. The moving party is to lodge an order confirming the plan, amended plan, or modification to plan, and shall use the form of order which is referenced in LBR 3015-1(e). The order is to be signed by the Chapter 13 trustee approving its form prior to the order being submitted to the court.

8. 18-90264-D-13 MICHAEL FOELDI AND MOTION TO VALUE COLLATERAL OF
GSJ-2 VANESSA QUEZADA CFAM FINANCIAL SERVICES
8-3-18 [34]

Final ruling:

The matter is resolved without oral argument. The court's records indicate that no timely opposition has been filed and the relief requested in the motion is supported by the record. As such the court will grant the motion and, for purposes of this motion only, sets the creditor's secured claim in the amount set forth in the motion. Moving party is to submit an order which provides that the creditor's secured claim is in the amount set forth in the motion. No further relief is being afforded. No appearance is necessary.

9. 18-90264-D-13 MICHAEL FOELDI AND OBJECTION TO CONFIRMATION OF
RDG-1 VANESSA QUEZADA PLAN BY RUSSELL D. GREER
6-11-18 [18]

10. 18-90084-D-13 ALICIA VALADEZ MOTION TO CONFIRM PLAN
DCJ-1 7-19-18 [33]

11. 17-90087-D-13 KEITH YEAMAN
BSH-1

MOTION TO MODIFY PLAN
7-23-18 [29]

Final ruling:

This is the debtor's motion to confirm a modified chapter 13 plan, filed July 23, 2018. The debtor filed a different plan on July 26, 2018, which is set for hearing on September 25, 2018. (The title of the plan filed July 26, 2018 does not indicate the plan is a modified plan and there is nothing in the title to distinguish this plan from earlier plans. Thus, the proof of service is unclear as to which plan was served. The debtor should file a corrected proof of service to clarify which of the plans was served with the motion set for September 25, 2018.) As a result of the filing of the different plan on July 26, 2018, this motion is moot. The motion will be denied as moot by minute order. No appearance is necessary.

12. 18-90190-D-13 CHARAE GILBERT
BSH-1

MOTION TO CONFIRM PLAN
7-23-18 [28]

13. 18-90412-D-13 LYNN HILL
RDG-1

CONTINUED OBJECTION TO
CONFIRMATION OF PLAN BY RUSSELL
D. GREER
7-20-18 [15]

14. 18-90429-D-13 BOBBY/DANIELLE WHATLEY
RDG-1

CONTINUED OBJECTION TO
CONFIRMATION OF PLAN BY RUSSELL
D. GREER
7-20-18 [16]

15. 17-91036-D-13 DEBORAH KIRKLE CONTINUED MOTION TO CONFIRM
DCJ-1 PLAN
5-31-18 [33]

16. 18-90465-D-13 MARK/SHANNON CIMOLI OBJECTION TO CONFIRMATION OF
RDG-1 PLAN BY RUSSELL D. GREER
8-13-18 [29]

Final ruling:

This is the trustee's objection to confirmation of the debtors' proposed chapter 13 plan. On August 22, 2018, the debtors filed an amended plan and a motion to confirm it. As a result of the filing of the amended plan, this objection is moot. The objection will be overruled as moot by minute order. No appearance is necessary.

17. 18-90465-D-13 MARK/SHANNON CIMOLI OBJECTION TO CONFIRMATION OF
NLL-2 PLAN BY WELLS FARGO BANK, N.A.
8-20-18 [38]

Final ruling:

Objection withdrawn by moving party. Matter removed from calendar.

18. 18-90589-D-13 FELIPE CASALDUC MOTION TO EXTEND AUTOMATIC STAY
DCJ-1 8-21-18 [9]