



UNITED STATES BANKRUPTCY COURT
Eastern District of California

Honorable Corrine Bielejeski
Bankruptcy Judge
Department D, Courtroom #33
Sacramento, CA

September 11, 2026 at 1:30 p.m.

Unless otherwise ordered, all matters before the Honorable Corrine Bielejeski shall be simultaneously: (1) **In Person** at Courtroom #33, 6th Floor, (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 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 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 who wish to appear remotely must contact the Courtroom Deputy for the Department holding the hearing.

Please also note the following:

- Parties in interest 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 appearing by ZoomGov may only listen in to the hearing using the zoom telephone number. Video appearances are not permitted.
- Members of the public and the press may not listen in to trials or evidentiary hearings, though they may appear in person in most instances.

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.

1. [25-24500](#)-D-7 IN RE: KENNETH GAGNI
[KMT-1](#)

MOTION TO EMPLOY GABRIEL P. HERRERA AS ATTORNEY(S)
8-19-2026 [\[66\]](#)

Tentative Ruling. Notice of Motion allows for opposition to be made at the hearing. Appearance by Movant required or motion may be denied for lack of prosecution. Remote appearances are allowed.

This motion was filed and served on at least 14 days' notice prior to the hearing date pursuant to Local Rule of Practice ("LBR") 9014-1(f)(2) and will proceed as scheduled. Unless opposition is presented at the hearing, the court intends to enter the respondents' defaults and grant the motion. If opposition is presented at the hearing, the court will consider the opposition and whether further hearing is necessary.

Nikki B. Farris ("Trustee"), the chapter 7 trustee, moves pursuant to 11 U.S.C. §§ 327, 328, and 330 for authorization to employ Kronick, Moskovitz, Tiedemann & Girard ("General Counsel") to serve as general bankruptcy counsel in this chapter 7 case. Doc. #66.

Section 327(a) of the Bankruptcy Code permits Trustee to employ, with court approval, professionals "that do not hold or represent an interest adverse to the estate, and that are disinterested persons, to represent or assist the trustee in carrying out the trustee's duties under this title." 11 U.S.C. § 327(a).

Trustee requires General Counsel's services to advise and represent Trustee in the bankruptcy case, such as assisting with negotiating the purchase price, preparing the sale agreement, preparing the motion to sell which is subject to overbidding, appearing at any hearing, and assisting with ensuring payments are made. Doc. #66. General Counsel has not received a retainer in this matter and Trustee proposes to pay General Counsel a flat fee of \$1,250. *Id.*

General Counsel has verified that it has no connection with the chapter 7 debtors, creditors, professionals, or any other party in interest. Decl. of Gabriel P. Herrera, Doc. #68. General Counsel represents Trustee in an unrelated chapter 7 bankruptcy case. *Id.* After review of the evidence, the court finds that General Counsel does not represent or hold an adverse interest to Trustee or to the estate. This motion was properly served and noticed, and opposition may be presented at the hearing. As of September 8, 2026, no opposition had been filed.

Accordingly, subject to opposition raised at the hearing, this motion is GRANTED. The minutes of the hearing will be the court's findings and conclusions. The Moving Party shall submit a proposed order after the hearing.

MOTION TO SELL
8-19-2026 [\[71\]](#)

Tentative Ruling. Notice of Motion allows for opposition to be made at the hearing. Appearance by Movant required or motion may be denied for lack of prosecution. Remote appearances are allowed.

This motion was filed and served pursuant to Local Rule of Practice ("LBR") 9014-1(f)(2) and will proceed as scheduled. Unless opposition is presented at the hearing, the court intends to enter the respondents' defaults and grant the motion. If opposition is presented at the hearing, the court will consider the opposition and whether further hearing is necessary.

Nikki B. Farris ("Trustee"), the chapter 7 trustee in this case, moves the court pursuant to 11 U.S.C. § 363 for an order authorizing the "as is" sale of Debtor Kenneth Brian Quintong Gagni's ("Debtor's") thrift shop named Treehouse Vintage for "a net purchase price of \$2,500.00," subject to overbid at the hearing. Doc. #71.

Pursuant to 11 U.S.C. § 363(b)(1), the trustee, after notice and a hearing, may "use, sell, or lease, other than in the ordinary course of business, property of the estate." Proposed sales under § 363(b) are reviewed to determine whether they are: (1) in the best interests of the estate resulting from a fair and reasonable price; (2) supported by a valid business judgment; and (3) proposed in good faith. *In re Alaska Fishing Adventure, LLC*, 594 B.R. 883, 887 (Bankr. D. Alaska 2018) (citing *240 N. Brand Partners, Ltd. v. Colony GFP Partners, L.P. (In re 240 N. Brand Partners, Ltd.)*, 200 B.R. 653, 659 (B.A.P. 9th Cir. 1996)). "In the context of sales of estate property under § 363, a bankruptcy court 'should determine only whether the trustee's judgment [is] reasonable and whether a sound business justification exists supporting the sale and its terms.'" *Alaska Fishing Adventure*, 594 B.R. at 889 (quoting 3 COLLIER ON BANKRUPTCY ¶ 363.02[4] (Richard Levin & Henry J. Sommer eds., 16th ed.)).

Trustee believes that approval of the sale on the terms set forth in the motion is in the best interests of creditors and the estate. Doc. #72. Trustee proposes an overbid that adds Debtor's exemption in the business to the total. For overbidding purposes, the Purchase Price is treated as \$13,450.00, with overbidding requested to begin at \$14,000 and continuing in \$500 increments. *Id.*

Having reviewed Debtor's schedules and the Trustee's motion, it appears that the sale of the business to the Debtor is in the best interests of the estate, the Property will be sold for a fair and reasonable price given the business's low sales volume, and the sale is supported by a valid business judgment and proposed in good faith.

Accordingly, subject to opposition and/or overbid offers made at the hearing, the court will GRANT Trustee's motion and authorize the sale of the Property pursuant to 11 U.S.C. § 363(b)(1). The Moving Party shall submit a proposed order after the hearing.

3. [24-24120](#)-D-7 IN RE: KRISTINA FLUETSCH
[KMT-10](#)

MOTION FOR COMPENSATION FOR NIKKI B. FARRIS, CHAPTER 7
TRUSTEE(S)
8-18-2026 [\[291\]](#)

**No Ruling. Notice of Motion allows for opposition to be made at the hearing.
Appearance by Movant required or motion may be denied for lack of prosecution.
Remote appearances are allowed.**

The Chapter 7 trustee or her attorney should be prepared to discuss the estimated distribution to priority creditors and general unsecured creditors if the court grants KMT-10 and KMT-9.

4. [24-24120](#)-D-7 IN RE: KRISTINA FLUETSCH
[KMT-9](#)

MOTION FOR COMPENSATION BY THE LAW OFFICE OF KRONICK,
MOSKOVITZ, TIEDEMANN & GIRARD FOR GABRIEL P. HERRERA,
TRUSTEES ATTORNEY(S)
8-18-2026 [\[285\]](#)

**No Ruling. Notice of Motion allows for opposition to be made at the hearing.
Appearance by Movant required or motion may be denied for lack of prosecution.
Remote appearances are allowed.**

The Chapter 7 trustee or her attorney should be prepared to discuss the estimated distribution to priority creditors and general unsecured creditors if the court grants KMT-10 and KMT-9. Trustee's counsel should be prepared to discuss the time entries on February 1, 2026 and February 2, 2026 and the charges for the fee applications.