

UNITED STATES BANKRUPTCY COURT
Eastern District of California
Honorable René Lastreto II
Hearing Date: Thursday, September 14, 2017
Place: Department B - Courtroom #13
Fresno, 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. 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. If the parties stipulate to continue the hearing on the matter or agree to resolve the matter in a way inconsistent with the final ruling, then the court will consider vacating the final ruling only if the moving party notifies chambers before 4:00 p.m. at least one business day before the hearing date: Department A-Kathy Torres (559)499-5860; Department B-Jennifer Dauer (559)499-5870. If a party has grounds to contest a final ruling under FRCP 60(a) (FRBP 9024) because of the court's error ["a clerical mistake (by the court) or a mistake arising from (the court's) oversight or omission"] the party shall notify chambers (contact information above) and any other party affected by the final ruling by 4:00 p.m. one business day before the hearing.

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.

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 POSSIBLE UPDATES.

9:30 A.M.

1.	12-14514 -B-11	TERRENCE/LORRENE	MOTION FOR ENTRY OF DISCHARGE
	HAR-17	GONSALVES	AND/OR MOTION FOR FINAL DECREE
		TERRENCE GONSALVES/MV	8-4-17 [384]
		HILTON RYDER/Atty. for dbt.	

FINAL RULING There will be no hearing on this matter.

DISPOSITION: Granted.

ORDER: No appearance is necessary. The Moving Party shall submit a proposed order in conformance with the ruling below.

This matter was fully noticed in compliance with the Local Rules of Practice and there is no opposition. Federal Rule of Civil Procedure 55, made applicable by Federal Rule of Bankruptcy Procedure 7055, governs default matters and is applicable to contested matters under Federal Rule of Bankruptcy Procedure 9014(c). Upon default, factual allegations will be taken as true (except those relating to amount of damages). *Televideo Systems, 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. Accordingly, the respondents' defaults will be entered.

2. [17-12721](#)-B-11 AVALON CARE CENTER - MOTION FOR ORDER ESTABLISHING
 KDG-2 CHOWCHILLA, LLC CLAIMS BAR DATE
 AVALON CARE CENTER - 8-23-17 [[42](#)]
 CHOWCHILLA, LLC/MV
 HAGOP BEDOYAN/Atty. for dbt.

TENTATIVE RULING: This matter will proceed as scheduled.

DISPOSITION: Granted.

ORDER: The Moving Party shall submit a proposed order after
 hearing.

This motion was filed and served pursuant to LRB 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 proper pursuant to LRB 9014-1(f)(2). The court will issue an order if a further hearing is necessary.

3. [17-12721](#)-B-11 AVALON CARE CENTER - MOTION FOR ORDER LIMITING
 KDG-3 CHOWCHILLA, LLC NOTICE OF CERTAIN MOTIONS
 AVALON CARE CENTER - 8-23-17 [[48](#)]
 CHOWCHILLA, LLC/MV
 HAGOP BEDOYAN/Atty. for dbt.

TENTATIVE RULING: This matter will proceed as scheduled.

DISPOSITION: Granted.

ORDER: The Moving Party shall submit a proposed order after
 hearing.

This motion was filed and served pursuant to LRB 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 proper pursuant to LRB 9014-1(f)(2). The court will issue an order if a further hearing is necessary.

4. [17-10327](#)-B-12 EDWARD/LISA UMADA
FW-6

MOTION FOR COMPENSATION BY THE
LAW OFFICE OF FEAR WADDELL,
P.C. FOR PETER L. FEAR, DEBTORS
ATTORNEY(S)
8-15-17 [[122](#)]

PETER FEAR/Atty. for dbt.

FINAL RULING There will be no hearing on this matter.

DISPOSITION: Granted.

ORDER: No appearance is necessary. / The Moving Party shall
submit a proposed order in conformance with the ruling
below.

This matter was fully noticed in compliance with the Local Rules of Practice and there is no opposition. Federal Rule of Civil Procedure 55, made applicable by Federal Rule of Bankruptcy Procedure 7055, governs default matters and is applicable to contested matters under Federal Rule of Bankruptcy Procedure 9014(c). Upon default, factual allegations will be taken as true (except those relating to amount of damages). *Televideo Systems, 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. Accordingly, the respondents' defaults will be entered.

5. [17-10327](#)-B-12 EDWARD/LISA UMADA
MJS-1
SCOTT THORBURN/MV
PETER FEAR/Atty. for dbt.
MICHAEL SMITH/Atty. for mv.
RESPONSIVE PLEADING

MOTION FOR RELIEF FROM
AUTOMATIC STAY
8-10-17 [[117](#)]

NO RULING.

6. [17-11028](#)-B-11 PACE DIVERSIFIED
HAR-1 CORPORATION
UNITED SECURITY BANK/MV
T. BELDEN/Atty. for dbt.
HILTON RYDER/Atty. for mv.

CONTINUED MOTION FOR RELIEF
FROM AUTOMATIC STAY
5-15-17 [[114](#)]

FINAL RULING There will be no hearing on this matter.

DISPOSITION: Continued to November 16, 2017, at 9:30 a.m.

ORDER: No appearance is necessary. The court has already
entered an order.

Pursuant to a stipulation between the parties and order of the court, this matter will be continued to November 16, 2017, at 9:30 a.m. The parties will file and serve separate or joint status conference statement(s) on or before November 2, 2017.

7. [16-13345](#)-B-11 JONATHAN/PATRICIA MAYER

CONTINUED STATUS CONFERENCE RE:
CHAPTER 11 VOLUNTARY PETITION
9-13-16 [[1](#)]

PETER FEAR/Atty. for dbt.

NO RULING.

8. [16-13345](#)-B-11 JONATHAN/PATRICIA MAYER

CONFIRMATION OF AMENDED CHAPTER
11 PLAN
6-30-17 [[199](#)]

PETER FEAR/Atty. for dbt.

NO RULING.

9. [16-13345](#)-B-11 JONATHAN/PATRICIA MAYER
FW-11

MOTION FOR COMPENSATION BY THE
LAW OFFICE OF FEAR WADDELL FOR
PETER L. FEAR, DEBTORS
ATTORNEY(S)
8-15-17 [[217](#)]

PETER FEAR/Atty. for dbt.

FINAL RULING

There will be no hearing on this matter.

DISPOSITION:

Granted.

ORDER:

**No appearance is necessary. The Moving Party shall
submit a proposed order in conformance with the ruling
below.**

This matter was fully noticed in compliance with the Local Rules of Practice and there is no opposition. Federal Rule of Civil Procedure 55, made applicable by Federal Rule of Bankruptcy Procedure 7055, governs default matters and is applicable to contested matters under Federal Rule of Bankruptcy Procedure 9014(c). Upon default, factual allegations will be taken as true (except those relating to amount of damages). *Televideo Systems, 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. Accordingly, the respondents' defaults will be entered.

10. [17-11263](#)-B-11 SAMUEL CASTILLO

CONTINUED STATUS CONFERENCE RE:
CHAPTER 11 VOLUNTARY PETITION
4-3-17 [[1](#)]

PETER FEAR/Atty. for dbt.

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

DISPOSITION: **Continued to November 1, 2017, at 9:30 a.m.**

ORDER: **No appearance is necessary. The court will enter an order.**

If the debtor does not file a plan and disclosure statement by October 18, 2017, then the debtor shall file and serve a status conference statement on or before that date.

11. [17-12998](#)-B-12 LJB FARMS, LLC
KDG-3
LJB FARMS, LLC/MV

MOTION TO USE CASH COLLATERAL
AND/OR MOTION FOR ADEQUATE
PROTECTION
8-24-17 [[33](#)]

JACOB EATON/Atty. for dbt.

NO RULING.

The "joinder" filed Community West Bank will be stricken. Joinders are not permitted on contested matters without prior court order. (See FRBP 9014(c), which omits reference to the joinder rules unless there is a misjoinder in the original pleading.)

1:30 P.M.

1. [17-12401](#)-B-13 MAHYANTI JOHNSON

ORDER TO SHOW CAUSE - FAILURE
TO PAY FEES
8-23-17 [[44](#)]

TENTATIVE RULING: This matter will proceed as scheduled.

DISPOSITION: If the required fees have not been paid at the time of hearing then the case will be dismissed.

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

This matter will proceed as scheduled. If the fees due at the time of the hearing have not been paid prior to the hearing, the case will be dismissed on the grounds stated in the OSC.

An order granting the request for an extension of time was entered permitting the debtor to pay the required fee by August 22, 2017. If the fees due at the time of hearing are paid before the hearing, the order permitting the payment of filing fees in installments will be modified to provide that if future installments are not received by the due date, the case will be dismissed without further notice or hearing.

2. [16-14414](#)-B-13 GERARDO REYES
TOG-4
GERARDO REYES/MV
THOMAS GILLIS/Atty. for dbt.
RESPONSIVE PLEADING

MOTION TO CONFIRM PLAN
8-3-17 [[106](#)]

NO RULING.

3. [17-11129](#)-B-13 ROGELIO SALCEDO AND
MHM-1 FRANCES RUIZ
MICHAEL MEYER/MV
THOMAS GILLIS/Atty. for dbt.
RESPONSIVE PLEADING

CONTINUED MOTION TO DISMISS
CASE
6-14-17 [[22](#)]

FINAL RULING There will be no hearing on this matter.

DISPOSITION: The motion will be denied as moot.

ORDER: No appearance is necessary. The court will enter an order.

This motion to dismiss was based on the debtors' failure to confirm a chapter 13 plan. Based on the court's ruling below, DC# TOG-5, confirming the debtors' plan, the motion will be denied as moot.

4. [17-11129](#)-B-13 ROGELIO SALCEDO AND
TOG-5 FRANCES RUIZ
ROGELIO SALCEDO/MV
THOMAS GILLIS/Atty. for dbt.

MOTION TO CONFIRM PLAN
7-21-17 [[54](#)]

FINAL RULING There will be no hearing on this matter.

DISPOSITION: Granted.

ORDER: No appearance is necessary. The Moving Party shall submit a proposed order in conformance with the ruling below.

The motion will be granted without oral argument based on well-pled facts. This motion to confirm or modify a chapter 13 plan was fully noticed in compliance with the Local Rules of Practice; there is no opposition and the respondents' default will be entered. The confirmation order shall include the docket control number of the motion and it shall reference the plan by the date it was filed.

5. [14-14130](#)-B-13 YSIDRA JUNG
MAZ-1
YSIDRA JUNG/MV
MARK ZIMMERMAN/Atty. for dbt.
RESPONSIVE PLEADING

MOTION TO MODIFY PLAN
8-1-17 [[32](#)]

TENTATIVE RULING: This matter will proceed as scheduled.

DISPOSITION: Conditionally Denied.

ORDER: If the motion is denied, the court will enter an order.
If the motion is granted, then the Moving Party shall submit a proposed order after hearing.

This matter will proceed. If the debtor is not current in proposed plan payments, the motion will be denied without prejudice. If the debtor is current at the time of the hearing, AND the debtor agrees with the amending language proposed by the trustee in the order confirming, then the motion will be granted.

6. [17-12532](#)-B-13 LARRY/BEATRICE CONTRERAS MOTION TO DISMISS CASE
MHM-1 8-10-17 [[21](#)]
MICHAEL MEYER/MV
GABRIEL LIBERMAN/Atty. for dbt.

FINAL RULING There will be no hearing on this matter.

DISPOSITION: Granted.

ORDER: No appearance is necessary. The court will issue an order.

Unless the trustee's motion is withdrawn before the hearing, the motion will be granted without oral argument for cause shown.

This matter was fully noticed in compliance with the Local Rules of Practice and there is no opposition. Accordingly, the respondents' default will be entered. Federal Rule of Civil Procedure 55, made applicable by Federal Rule of Bankruptcy Procedure 7055, governs default matters and is applicable to contested matters under Federal Rule of Bankruptcy Procedure 9014(c). Upon default, factual allegations will be taken as true (except those relating to amount of damages). *Televideo Systems, 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 record shows that the debtor has failed to provide the trustee with all of the documentation required by 11 U.S.C. §521(a)(3) & (4). Accordingly, the case will be dismissed.

7. [17-12436](#)-B-13 LUS ELENES
MHM-1
MICHAEL MEYER/MV
THOMAS GILLIS/Atty. for dbt.
RESPONSIVE PLEADING

MOTION TO DISMISS CASE
8-11-17 [[15](#)]

FINAL RULING There will be no hearing on this matter.

DISPOSITION: This matter will be continued to September 28, 2017, at
1:30 p.m.

ORDER: No appearance is necessary. The court will issue an
order.

The court has reviewed the trustee's motion, the debtor's opposition, and the trustee's reply to the debtor's opposition. Based on the pleadings this matter will be continued to September 28, 2017, at 1:30 p.m. If the debtor and the debtor's attorney are present at the appointed time of the continued §341 meeting, September 19, 2017, at 10:00 a.m, then the trustee may withdraw the motion and the matter will be dropped from calendar. If the trustee's motion is not withdrawn prior to the continued hearing, then the court intends to dismiss the case at the continued hearing.

8. [17-12549](#)-B-13 GERALD/RETHA MAXWELL
MHM-1
MICHAEL MEYER/MV
DAVID JENKINS/Atty. for dbt.
RESPONSIVE PLEADING

MOTION TO DISMISS CASE
8-10-17 [[15](#)]

FINAL RULING There will be no hearing on this matter.

DISPOSITION: This matter will be dropped from calendar.

ORDER: No appearance is necessary. The motion has been
withdrawn.

The trustee has withdrawn the motion.

9. [17-10650](#)-B-13 JOSE TORRES
TOG-1
JOSE TORRES/MV
THOMAS GILLIS/Atty. for dbt.

MOTION TO CONFIRM PLAN
8-3-17 [[63](#)]

FINAL RULING There will be no hearing on this matter.

DISPOSITION: Granted.

ORDER: No appearance is necessary. The Moving Party shall submit a proposed order in conformance with the ruling below.

The motion will be granted without oral argument based on well-pled facts. This motion to confirm or modify a chapter 13 plan was fully noticed in compliance with the Local Rules of Practice; there is no opposition and the respondents' default will be entered. The confirmation order shall include the docket control number of the motion and it shall reference the plan by the date it was filed.

10. [17-12551](#)-B-13 RANDALLCHAD MARTIN
MHM-1
MICHAEL MEYER/MV
STEPHEN LABIAK/Atty. for dbt.

MOTION TO DISMISS CASE
8-11-17 [[20](#)]

FINAL RULING There will be no hearing on this matter.

DISPOSITION: Dropped.

ORDER: No appearance is necessary. The trustee has withdrawn his motion.

11. [17-11657](#)-B-13 DAVID/LINDA FALKE
JRL-1
DAVID FALKE/MV
JERRY LOWE/Atty. for dbt.

MOTION TO CONFIRM PLAN
7-28-17 [[33](#)]

FINAL RULING There will be no hearing on this matter.

DISPOSITION: Granted.

ORDER: No appearance is necessary. The Moving Party shall submit a proposed order in conformance with the ruling below.

The motion will be granted without oral argument based on well-pled facts. This motion to confirm or modify a chapter 13 plan was fully noticed in compliance with the Local Rules of Practice; there is no opposition and the respondents' default will be entered. The confirmation order shall include the docket control number of the motion and it shall reference the plan by the date it was filed.

12. [14-15462](#)-B-13 JULIAN/LEAH DAUGHERTY
PLG-3
JULIAN DAUGHERTY/MV
RABIN POURNAZARIAN/Atty. for dbt.

MOTION TO MODIFY PLAN
7-31-17 [[49](#)]

FINAL RULING There will be no hearing on this matter.

DISPOSITION: Granted.

ORDER: No appearance is necessary. The Moving Party shall submit a proposed order in conformance with the ruling below.

The motion will be granted without oral argument based on well-pled facts. This motion to confirm or modify a chapter 13 plan was fully noticed in compliance with the Local Rules of Practice; there is no opposition and the respondents' default will be entered. The confirmation order shall include the docket control number of the motion and it shall reference the plan by the date it was filed.

13. [17-12465](#)-B-13 JOSEPH DESROSIERS
JRL-2
JOSEPH DESROSIERS/MV
JERRY LOWE/Atty. for dbt.
RESPONSIVE PLEADING

MOTION TO CONFIRM PLAN
7-26-17 [[21](#)]

FINAL RULING There will be no hearing on this matter.

DISPOSITION: Continued to October 19, 2017, at 1:30 p.m.

ORDER: No appearance is necessary. The court will issue an order.

The trustee has not yet concluded the meeting of creditors and by prior order of the court, the trustee has another 7 days after completion of the creditors' meeting to file his objection to the plan. At the continued hearing, if the § 341 has been concluded and this objection has not been withdrawn, the court will call the matter and set an evidentiary hearing.

14. [17-12465](#)-B-13 JOSEPH DESROSIERS
MHM-1
MICHAEL MEYER/MV
JERRY LOWE/Atty. for dbt.
RESPONSIVE PLEADING

MOTION TO DISMISS CASE
8-11-17 [[34](#)]

FINAL RULING There will be no hearing on this matter.

DISPOSITION: Continued to October 19, 2017, at 1:30 p.m.

ORDER: No appearance is necessary. The court will issue an order.

Unless the trustee withdraws the motion, this matter will be continued to be heard with the motion to confirm the plan.

15. [17-12465](#)-B-13 JOSEPH DESROSIERS
TGM-1
DEUTSCHE BANK NATIONAL TRUST
COMPANY/MV
JERRY LOWE/Atty. for dbt.
TYNEIA MERRITT/Atty. for mv.

OBJECTION TO CONFIRMATION OF
PLAN BY DEUTSCHE BANK NATIONAL
TRUST COMPANY
8-10-17 [[29](#)]

FINAL RULING There will be no hearing on this matter.

DISPOSITION: Continued to October 19, 2017, at 1:30 p.m.

ORDER: No appearance is necessary. The court will issue an order.

The trustee has not yet concluded the meeting of creditors and by prior order of the court, the trustee has another 7 days after completion of the creditors' meeting to file his objection to the plan. At the continued hearing, if the § 341 has been concluded and this objection has not been withdrawn, the court will call the matter and set an evidentiary hearing.

16. [17-11570](#)-B-13 GREGGORY KIRKPATRICK

MARTIN GAMULIN/Atty. for dbt.
FINAL INSTALLMENT PAYMENT OF
\$71.00 PAID 8/28/17

ORDER TO SHOW CAUSE - FAILURE
TO PAY FEES
8-28-17 [[56](#)]

FINAL RULING There will be no hearing on this matter.

DISPOSITION: The OSC will be vacated.

ORDER: No appearance is necessary. The OSC will be vacated.

The record shows the required fee has been paid in full.

17. [17-13171](#)-B-13 ISAIAH JONES
LR-1
ISAIAH JONES/MV
LAUREN RODE/Atty. for dbt.

MOTION TO EXTEND AUTOMATIC STAY
8-27-17 [[9](#)]

TENTATIVE RULING: This matter will proceed as scheduled.

DISPOSITION: Denied.

ORDER: The minutes of the hearing will be the court's findings and conclusions. The court will issue an order.

The Motion to Extend the Automatic Stay was properly set for hearing on the notice required by LBR 9014-1(f)(2). Consequently, the Debtor, Creditors, the Trustee, the U.S. Trustee, and any other parties in interest were not required to file a written response or opposition to the motion. If no opposition is offered at the hearing, the court will take up the merits of the motion. Based on the moving papers and the record, the court intends to deny the motion to extend/impose the automatic stay.

Oral argument may be presented by the parties at the scheduled hearing, where the parties shall address the issues identified in this tentative ruling and such other issues as are necessary and appropriate to the court's resolution of the matter.

Here, The motion was filed without admissible supporting evidence as required by Local Rule of Bankruptcy Procedure 9014-1(d)(7). The moving papers did not include a declaration by the debtor under penalty of perjury as required. In addition, the debtor's explanation of why the prior case was dismissed are inconsistent with that record. Accordingly, the moving papers do not present "'sufficient factual matter, accepted as true, to 'state a claim to relief that is plausible on its face.'" *In re Tracht Gut, LLC*, 503 B.R. 804, 811 (9th Cir. BAP, 2014), citing *Ashcroft v. Iqbal*, 556 U.S. 662, 678 (2009), and *Bell Atlantic Corp. v. Twombly*, 550 U.S. 544, 570 (2007). The record does not support a finding that the filing of the subsequent case was in good faith as to the creditors to be stayed as required by 11 U.S.C. §362(c)(3)(B)/11 U.S.C. §362(c)(4)(B).

In determining if good faith exists, the court considers the totality of the circumstances. *In re Elliot-Cook*, 357 B.R. 811, 814 (Bankr. N.D. Cal.2006). Courts consider many factors - including those used to determine good faith under §§ 1307(c) and 1325(a) - but the two basic issues to determine good faith under 11 U.S.C. § 362(c)(3) are:

1. Why was the previous plan filed?

2. What has changed so that the present plan is likely to succeed? *In re Elliot-Cook*, 357 B.R. 811, 814-15 (Bankr. N.D. Cal.2006).

In this case the presumption of bad faith arises. The subsequently filed case is presumed to be filed in bad faith if Debtor failed to perform the terms of a plan confirmed by the court. 11 U.S.C. §362(c)(3)(C)(i)(II)(cc). The prior case was dismissed because the debtor failed to make payments required under the plan. The party with the burden of proof may rebut the presumption of bad faith by clear and convincing evidence. §362(c)(3)(c). This evidence standard has been defined, in *Singh v. Holder*, 649 F.3d 1161, 1165, n. 7 (9th Cir. 2011), as "between a preponderance of the evidence and proof beyond a reasonable doubt." It may further be defined as a level of proof that will produce in the mind of the fact finder a firm belief or conviction that the allegations sought to be established are true; it is "evidence so clear, direct and weighty and convincing as to enable the fact finder to come to a clear conviction, without hesitancy, of the truth of the precise facts of the case." *In re Castaneda*, 342 B.R. 90, (Bankr. S.D. Cal. 2006), citations omitted. Here, the debtor does not present evidence to rebut the presumption.

In addition, the form of the proof of service does not comply with LBR 9014-1(d)(2) and/or 9004-1 (see Local Rules, Appendix II, EDC.002-901, Revised Guidelines for the Preparation of Documents (5).

18. [17-10076](#)-B-13 ALVINO GARCIA
JRL-3
ALVINO GARCIA/MV
JERRY LOWE/Atty. for dbt.

MOTION TO CONFIRM PLAN
7-21-17 [[74](#)]

FINAL RULING There will be no hearing on this matter.

DISPOSITION: Granted.

ORDER: No appearance is necessary. The Moving Party shall submit a proposed order in conformance with the ruling below.

The motion will be granted without oral argument based on well-pled facts. This motion to confirm or modify a chapter 13 plan was fully noticed in compliance with the Local Rules of Practice; there is no opposition and the respondents' default will be entered. The confirmation order shall include the docket control number of the motion and it shall reference the plan by the date it was filed.

19. [17-12679](#)-B-13 JUAN/MARIA RAMIREZ
VVF-1
AMERICAN HONDA FINANCE
CORPORATION/MV
THOMAS GILLIS/Atty. for dbt.
VINCENT FROUNJIAN/Atty. for mv.

OBJECTION TO CONFIRMATION OF
PLAN BY AMERICAN HONDA FINANCE
CORPORATION
8-9-17 [[18](#)]

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

DISPOSITION: **Overruled as moot.**

ORDER: **No appearance is necessary. The court will enter an order.**

The record shows that the debtors and objecting creditor signed a stipulation resolving the objection. The record also shows that the objecting creditor has withdrawn the objection.

20. [17-12283](#)-B-13 TAJENDER SINGH

WILLIAM ROMAINE/Atty. for dbt.
DISMISSED

ORDER TO SHOW CAUSE - FAILURE
TO PAY FEES
8-17-17 [[54](#)]

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

DISPOSITION: **Dropped from calendar.**

ORDER: **No appearance is necessary. An order dismissing the case has already been filed.**

The record shows that this case has already been dismissed.