

UNITED STATES BANKRUPTCY COURT
Eastern District of California

Honorable Michael S. McManus
Bankruptcy Judge
Sacramento, California

September 21, 2016 at 9:30 a.m.

1. 14-31810-A-7 MAHMOOD DEAN CONTINUED STATUS CONFERENCE
15-2050 3-4-15 [1]
JOHNSON ET AL V. DEAN

Tentative Ruling: Appearances required. The parties shall appear for a trial assignment. The court is aware of a motion for summary judgment to be heard on October 31. Any trial date will fall after the hearing on the motion.

2. 10-36619-A-7 DANIEL/ROBIN DORRIS CONTINUED STATUS CONFERENCE
16-2099 7-6-16 [9]
DORRIS ET AL V. WELLS FARGO HOME MTG., ET AL

Tentative Ruling: Appearances required. While an answer has been filed, the parties have failed to file a discovery plan as ordered by the court. Therefore, they have waived discovery. The parties shall appear for a trial assignment.

3. 15-27228-A-7 GARY PATRICK CONTINUED STATUS CONFERENCE
15-2257 12-31-15 [1]
BOMENGEN ET AL V. PATRICK

Tentative Ruling: Appearances required. The parties shall appear for a trial assignment.

4. 16-22330-A-7 WINNIEFREDO/LORAINÉ STATUS CONFERENCE
16-2136 MACANDOG 7-5-16 [1]
TRAVIS CREDIT UNION V. MACANDOG ET AL

Final Ruling: No appearances. The court heard and granted a motion to dismiss the adversary proceeding on September 6. The plaintiff was given 14 days from September 6 to file an amended complaint. However, the defendant has failed to lodge an order granting the dismissal motion.

Therefore, counsel for the defendant shall lodge an order on the motion to dismiss no later than September 23. If timely lodged, the plaintiff's time to file an amended complaint is extended to October 7. If not timely lodged, the plaintiff shall lodge an order dismissing the motion to dismiss and the defendant shall file an answer to the original complaint no later than October 7.

The status conference is continued by the court to October 19, 2016 at 9:30 a.m.

5. 15-22639-A-7 ISRAEL/MARLINE LOPEZ STATUS CONFERENCE
16-2135 7-5-16 [1]
U.S. TRUSTEE V. LOPEZ

Final Ruling: No appearances. A default judgment has been entered. The status conference is dropped from calendar.

6. 15-27448-A-7 JOHN/SHAWNTA ODUM CONTINUED STATUS CONFERENCE
16-2036 2-23-16 [1]
RESIDENCE INN BY MARRIOTT, L.L.C.
ET AL V. ODUM ET AL

Tentative Ruling: None. Appearances required.

7. 15-29553-A-13 DEAN/SHELYA WILLIAMS CONTINUED STATUS CONFERENCE
16-2115 6-3-16 [1]
WILLIAMS ET AL V. COUNTY OF SACRAMENTO ET AL

Final Ruling: Because the proceeding has been voluntarily dismissed, the status conference is dropped from calendar.

8. 15-29553-A-13 DEAN/SHELYA WILLIAMS ORDER TO
16-2115 SHOW CAUSE
WILLIAMS ET AL V. COUNTY OF SACRAMENTO ET AL 8-18-16 [9]

Tentative Ruling: Given the dismissal of the adversary proceeding, the court is inclined to discharge the order to show cause without sanctioning counsel and/or the plaintiff for their failure to appear at the September status conference. If any party wishes to argue otherwise, the court will entertain the argument.

9. 16-22654-A-7 MARC LIM CONTINUED STATUS CONFERENCE
16-2087 5-3-16 [1]
SEQUOIA SALES, INC. V. LIM'S PRODUCE ET AL

Tentative Ruling: None. Appearances required.

10. 16-22163-A-7 SYLVIA KINERSON STATUS CONFERENCE
16-2134 7-1-16 [1]
MCGRANAHAN V. KINERSON ET AL

Tentative Ruling: Appearances required. After a review of the pleadings and the status report, the parties shall address whether the state court should be permitted to liquidate the remainder of the probate estate's claim against the debtor. Also, given that the complaint alleges a single transfer of real property is a fraudulent conveyance, the timetable for discovery seems excessive. The court is inclined to modify the automatic stay to permit the state court to conclude the probate matter, stay discovery while that court enters a final order, then allow three months to conduct discovery on the fraudulent conveyance issues.

11. 16-22163-A-7 SYLVIA KINERSON STATUS CONFERENCE
16-2137 7-5-16 [1]
KINERSON V. KINERSON

Tentative Ruling: Appearances required. After a review of the pleadings and the status report, the court would like clarification on three issues:

Who is the plaintiff? Mick Kinerson or the Estate of Lawrence Kinerson?

Is the debtor the mother of Mick Kinerson?

What issues have yet to be decided by the state court? Should this court abstain and allow the state court to enter a final judgment on any unresolved issues?

12. 13-25490-A-13 GARY/TERRIE COOK CONTINUED STATUS CONFERENCE
16-2112 6-1-16 [1]
COOK ET AL V. WELLS FARGO BANK, N.A.

Tentative Ruling: None. Appearances required.

13. 13-25490-A-13 GARY/TERRIE COOK ORDER TO
16-2112 SHOW CAUSE
COOK ET AL V. WELLS FARGO BANK, N.A. 8-18-16 [12]

Tentative Ruling: None. Appearances required.

14. 15-22990-A-7 XTREME ELECTRIC, INC. STATUS CONFERENCE
16-2143 7-20-16 [7]
ROBERTS V. SEGUE CONSTRUCTION, INC. ET AL

Final Ruling: No appearances. The conference is continued to October 3 at 10:00 a.m. and will be conducted in connection with the defendant's motion for abstention.

15. 16-21694-A-13 ALICE PEREZ CONTINUED STATUS CONFERENCE
16-2126 6-20-16 [1]
HERITAGE COMMUNITY CREDIT UNION V. PEREZ

Final Ruling: No appearances. The joint discovery plan will be approved and the conference will be continued to January 18, 2017 at 9:30 a.m. for trial setting.