

**UNITED STATES BANKRUPTCY COURT
Eastern District of California**

Honorable Christopher D. Jaime
Robert T. Matsui U.S. Courthouse
501 I Street, Sixth Floor
Sacramento, California

PRE-HEARING DISPOSITIONS

DAY: TUESDAY

DATE: September 24, 2019

CALENDAR: 1:00 P.M. CHAPTER 13

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 and no appearance is necessary. 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 seven (7) days of the final hearing on the matter.

UNITED STATES BANKRUPTCY COURT

Eastern District of California

Honorable Christopher D. Jaime
Bankruptcy Judge
Sacramento, California

September 24, 2019 at 1:00 p.m.

- | | | | |
|----|---------------------------------------|--|---|
| 1. | <u>19-23101</u> -B-13 | VIRGINIA GARLINGHOUSE
Richard L. Jare | ORDER TO SHOW CAUSE - FAILURE
TO PAY FEES
8-19-19 [<u>31</u>] |
|----|---------------------------------------|--|---|

Final Ruling

The court's decision is to discharge the Order to Show Cause and the case will remain pending.

The Order to Show Cause was issued due to Debtor's failure to pay \$77.00 due August 13, 2019. The court's docket reflects that payments were made on August 23, 2019, and September 10, 2019. The latter payment constituted the final installment.

The order to show cause is ORDERED DISCHARGED for reasons stated in the ruling appended to the minutes and the case SHALL REMAIN PENDING.

The court will enter a minute order.

September 24, 2019 at 1:00 p.m.

2. [00-27002](#)-B-13 ROSE PALMER
Stacie L. Power

ORDER TO SHOW CAUSE - FAILURE
TO PAY FEES
8-12-19 [[45](#)]

Final Ruling

The court's decision is to discharge the Order to Show Cause and the case will remain pending.

The Order to Show Cause was issued due to Debtor's failure to pay \$31.00 for the filing of document number 42 Amended Master Address List. The court's docket reflects that the amendment fee was paid on August 15, 2019.

The order to show cause is ORDERED DISCHARGED for reasons stated in the ruling appended to the minutes and the case SHALL REMAIN PENDING.

The court will enter a minute order.

3. [19-24805](#)-B-7 YASMIN LOZANO
Peter L. Cianchetta

ORDER TO SHOW CAUSE - FAILURE
TO PAY FEES
8-14-19 [[11](#)]

CASE CONVERTED TO CHAPTER 7

Final Ruling

The case having been converted to one under chapter 7 on August 16, 2019, the Order to Show Cause is discharged as moot with no sanctions ordered.

The order to show cause is ORDERED DISCHARGED AS MOOT for reasons stated in the ruling appended to the minutes.

The court will enter a minute order.

4. [19-23707](#)-B-13 MICHAEL/CAROLINE PANOPIO ORDER TO SHOW CAUSE - FAILURE
Richard L. Jare TO PAY FEES
8-15-19 [[29](#)]

Tentative Ruling

The Order to Show Cause will be discharged and the case will remain pending but the court will modify the terms of its order permitting the Debtors to pay the filing fee in installments.

The court granted the Debtors permission to pay the filing fee in installments. The Debtors failed to pay the \$77.00 installment when due on August 12, 2019. While the delinquent installment was paid on August 16, 2019, and an additional payment was made on September 5, 2019, the fact remains that the court was required to issue an order to show cause to compel the payment. Therefore, as a sanction for the late payment, the court will modify its prior order allowing installment payments to provide that if a future installment is not received by its due date, the case will be dismissed without further notice or hearing.

The order to show cause is ORDERED DISCHARGED for reasons stated in the ruling appended to the minutes and the case SHALL REMAIN PENDING.

IT IS FURTHER ORDERED that if a future installment is not received by its due date, the case will be dismissed without further notice or hearing.

The court will enter a minute order.

5. [19-23308](#)-B-13 JEFFERY/CHRISTINA JONES MOTION TO DISMISS CASE
[JPJ](#)-2 Bruce Charles Dwiggin 9-10-19 [[21](#)]

No Ruling

6. [19-23109](#)-B-13 SHAWN/LORENA MOORE
[JPJ](#)-2 Travis E. Stroud

MOTION TO DISMISS CASE
9-9-19 [[28](#)]

No Ruling

7. [19-24314](#)-B-13 CHRISTOPHER BAILEY ORDER TO SHOW CAUSE - FAILURE
[Thru #8](#) Pro Se TO PAY FEES
8-13-19 [[19](#)]

Tentative Ruling

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. If the court's tentative ruling becomes its final ruling, the court will make the following findings of fact and conclusions of law.

The court's tentative decision is to sustain the Order to Show Cause and order the case dismissed.

The Order to Show Cause was issued due to Debtor's failure to pay \$79.00 due August 8, 2019. The court's docket reflects that the default has not been cured.

The order to show cause is ORDERED SUSTAINED for reasons stated in the ruling appended to the minutes and the case is DISMISSED.

The court will enter a minute order.

8. [19-24314](#)-B-13 CHRISTOPHER BAILEY MOTION TO DISMISS CASE
[JPJ-2](#) Pro Se 8-30-19 [[33](#)]

Final Ruling

The case having been dismissed at Item #7, the motion to dismiss case is denied as moot.

The motion is ORDERED DISMISSED AS MOOT for reasons stated in the ruling appended to the minutes.

The court will enter a minute order.

9. [19-24714](#)-B-13 EDDIE/CARYN GARDNER
Ted A. Greene

ORDER TO SHOW CAUSE - FAILURE
TO PAY FEES
9-3-19 [[26](#)]

Tentative Ruling

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. If the court's tentative ruling becomes its final ruling, the court will make the following findings of fact and conclusions of law.

The court's tentative decision is to sustain the Order to Show Cause and order the case dismissed.

The Order to Show Cause was issued due to Debtors' failure to pay \$79.00 due August 28, 2019. The court's docket reflects that the default has not been cured.

The order to show cause is ORDERED SUSTAINED for reasons stated in the ruling appended to the minutes and the case is DISMISSED.

The court will enter a minute order.

10. [19-23815](#)-B-13 MICHELLE MOLDEN
Kristy A. Hernandez

ORDER TO SHOW CAUSE - FAILURE
TO PAY FEES
8-21-19 [[17](#)]

Tentative Ruling

The Order to Show Cause will be discharged and the case will remain pending but the court will modify the terms of its order permitting the Debtor to pay the filing fee in installments.

The court granted the Debtor permission to pay the filing fee in installments. The Debtor failed to pay the \$56.00 installment when due on August 16, 2019. While the delinquent installment was paid on August 23, 2019, the fact remains that the court was required to issue an order to show cause to compel the payment. Therefore, as a sanction for the late payment, the court will modify its prior order allowing installment payments to provide that if a future installment is not received by its due date, the case will be dismissed without further notice or hearing.

The order to show cause is ORDERED DISCHARGED for reasons stated in the ruling appended to the minutes and the case SHALL REMAIN PENDING.

IT IS FURTHER ORDERED that if a future installment is not received by its due date, the case will be dismissed without further notice or hearing.

The court will enter a minute order.

11. [18-23816](#)-B-13 LISA SLEDGE MOTION TO DISMISS CASE
[JPJ](#)-3 Mary Ellen Terranella 8-28-19 [[74](#)]

No Ruling

12. [19-24119](#)-B-13 SONDA CHARLTON
Peter G. Macaluso

ORDER TO SHOW CAUSE - FAILURE
TO PAY FEES
9-5-19 [[59](#)]

Tentative Ruling

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. If the court's tentative ruling becomes its final ruling, the court will make the following findings of fact and conclusions of law.

The court's tentative decision is to sustain the Order to Show Cause and order the case dismissed.

The Order to Show Cause was issued due to Debtor's failure to pay \$31.00 for the filing of dkt. 33 Amended Schedules C, D, E/F, and G on August 22, 2019.

The receipt dated September 2, 2019, is associated with amendments filed August 30, 2019, and the receipt dated September 6, 2019, is associated with amendments filed September 4, 2019. There is no receipt associated with the amendment filed August 22, 2019.

The order to show cause is ORDERED SUSTAINED for reasons stated in the ruling appended to the minutes and the case is DISMISSED.

The court will enter a minute order.

13. [19-23824](#)-B-13 ROLINA BROWN
Peter G. Macaluso

ORDER TO SHOW CAUSE - FAILURE
TO PAY FEES
8-21-19 [[60](#)]

DEBTOR DISMISSED: 08/28/2019

Final Ruling

The case having previously been dismissed, the Order to Show Cause is discharged as moot with no sanctions ordered.

The order to show cause is ORDERED DISCHARGED AS MOOT for reasons stated in the ruling appended to the minutes.

The court will enter a minute order.

14. [17-24431](#)-B-13 MARY PITMAN
[JPJ](#)-3 Aubrey L. Jacobsen

MOTION TO DISMISS CASE
8-30-19 [[51](#)]

No Ruling

15. [19-23233](#)-B-13 CHRISTOPHER WHITLOCK
[JPJ](#)-2 Thomas A. Moore

MOTION TO CONVERT CASE FROM
CHAPTER 13 TO CHAPTER 7 OR IN
THE ALTERNATIVE DISMISS CASE
9-10-19 [[23](#)]

No Ruling

16. [19-24237](#)-B-13 ELENA PEREZ GONZALEZ MOTION TO DISMISS CASE
[JPJ](#)-2 Peter G. Macaluso 8-14-19 [[27](#)]

No Ruling

17. [19-24544](#)-B-13 VINCENT JONES ORDER TO SHOW CAUSE - FAILURE
Thru #18 Peter G. Macaluso TO PAY FEES
8-23-19 [[19](#)]

Tentative Ruling

The Order to Show Cause will be discharged and the case will remain pending but the court will modify the terms of its order permitting the Debtor to pay the filing fee in installments.

The court granted the Debtor permission to pay the filing fee in installments. The Debtor failed to pay the \$79.00 installment when due on August 19, 2019. While the delinquent installment was paid on August 29, 2019, the fact remains that the court was required to issue an order to show cause to compel the payment. Therefore, as a sanction for the late payment, the court will modify its prior order allowing installment payments to provide that if a future installment is not received by its due date, the case will be dismissed without further notice or hearing.

The order to show cause is ORDERED DISCHARGED for reasons stated in the ruling appended to the minutes and the case SHALL REMAIN PENDING.

IT IS FURTHER ORDERED that if a future installment is not received by its due date, the case will be dismissed without further notice or hearing.

The court will enter a minute order.

18. [19-24544](#)-B-13 VINCENT JONES OBJECTION TO DEBTOR'S CLAIM OF
JPJ-2 Peter G. Macaluso EXEMPTIONS
9-6-19 [[22](#)]

Tentative Ruling

The objection has been set for hearing on the notice required by Local Bankruptcy Rule 9014-1(f) (2) and Federal Rule of Bankruptcy Procedure 4003(b). Consequently, parties in interest were not required to file a written response or opposition to the motion. If any of these potential respondents appear at the hearing and offers opposition to the motion, the court will set a briefing schedule and a final hearing unless there is no need to develop the record further. If no opposition is offered at the hearing, the court will take up the merits of the objection.

The court's decision is to sustain the objection and the exemption is disallowed in its entirety.

The Trustee objects to the Debtor's use of the California Code of Civil Procedure § 703.140(b) for to exempt his claimed interest in a vehicle, household goods, and cash without the filing of the spousal waiver required by California Code of Civil Procedure § 703.140(a) (2). California Code of Civil Procedure §703.140(a) (2), provides:

If the petition is filed individually, and not jointly, for a husband or a wife, the exemptions provided by this chapter other than the provisions of subdivision (b) are applicable, except that, if both the husband and the wife effectively waive in writing the right to claim, during the period the case commenced by filing the petition is pending, the exemptions provided by the applicable exemption provisions of this chapter, other than subdivision (b), in any case commenced by filing a petition for either of them under Title 11 of the United States Code, then they may elect to instead utilize the applicable exemptions set forth

in subdivision (b).

(Emphasis added). The court's review of the docket reveals that the spousal waiver has not been filed. The Trustee's objection is sustained and the claimed exemptions are disallowed.

The objection is ORDERED SUSTAINED and the claimed exemption DISALLOWED for reasons stated in the ruling appended to the minutes.

The court will enter a minute order.

19. [19-24445](#)-B-13 DAN/KATHRYN BOHAN
[JPJ](#)-2 Timothy J. Walsh

MOTION TO DISMISS CASE
8-30-19 [[19](#)]

No Ruling

20. [19-23049](#)-B-13 CHRISTOPHER KELSO
[JPJ](#)-2 Harry D. Roth

MOTION TO CONVERT CASE FROM
CHAPTER 13 TO CHAPTER 7 OR IN
THE ALTERNATIVE DISMISS CASE
8-27-19 [[40](#)]

No Ruling

21. [19-22750](#)-B-13 DEBRA ROY
Michael K. Moore

ORDER TO SHOW CAUSE - FAILURE
TO PAY FEES
9-4-19 [[72](#)]

Final Ruling

The court's decision is to discharge the Order to Show Cause and the case will remain pending.

The Order to Show Cause was issued due to Debtor's failure to pay \$77.00 due August 30, 2019. The court's docket reflects that the default was cured on September 6, 2019. The payment constituted the final installment.

The order to show cause is ORDERED DISCHARGED for reasons stated in the ruling appended to the minutes and the case SHALL REMAIN PENDING.

The court will enter a minute order.

22. [19-24550](#)-B-13 TEKAYA CALHOUN
Pro Se

ORDER TO SHOW CAUSE - FAILURE
TO PAY FEES
8-23-19 [[18](#)]

Tentative Ruling

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. If the court's tentative ruling becomes its final ruling, the court will make the following findings of fact and conclusions of law.

The court's tentative decision is to sustain the Order to Show Cause and order the case dismissed.

The Order to Show Cause was issued due to Debtor's failure to pay \$79.00 due August 19, 2019. The court's docket reflects that the default has not been cured.

The order to show cause is ORDERED SUSTAINED for reasons stated in the ruling appended to the minutes and the case SHALL be DISMISSED.

The court will enter a minute order.

23. [19-23852](#)-B-13 SVETLANA TISKIY
[JPJ](#)-3 Pro Se
Thru #24

OBJECTION TO DEBTOR'S CLAIM OF
EXEMPTIONS
8-27-19 [[46](#)]

Final Ruling

The objection has been set for hearing on the notice required by Local Bankruptcy Rule 9014-1(f)(1) and Federal Rule of Bankruptcy Procedure 4003(b). The failure of the Debtor and other parties in interest to file written opposition at least 14 days prior to the hearing as required by Local Bankruptcy Rule 9014-1(f)(1)(B) is considered as consent 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 non-responding parties and other parties in interest are entered. The matter will be resolved without oral argument.

The court's decision is to sustain the objection and the exemptions are disallowed in their entirety.

First, the Debtor uses both Sections 703 and 704 of the California Code of Civil Procedure to claim an interest in real and/or personal property. The Debtor has failed to cite any authority for the proposition that she may utilize a combination of the exemptions available under each of these sections.

Second, the Debtor is not entitled to claim an interest in 20504 Atherton Place, West Sacramento, California, as exempt under California Code of Civil Procedure § 704.730 since this property was not her primary residence on the date the petition was filed. The relevant date of determining the status of a homestead exemption is the date of the filing of the petition. *Cisneros v. Kim (In re Kim)*, 357 B.R. 680, 685 (BAP 9th Cir. 2000).

Third, the maximum amount that the Debtor may claim for an interest in 6405 Cosmos Court, Rocklin, California is \$100,000.00 under California Code of Civil Procedure § 704.730. This is because Debtor's schedules reflect that she is married, has a gross income of more than \$25,000.00 per year, is not over the date of 65, and is not disabled.

The Trustee's objection is sustained and the claimed exemptions are disallowed.

The objection is ORDERED SUSTAINED and the claimed exemptions DISALLOWED for reasons stated in the ruling appended to the minutes.

The court will enter a minute order.

24. [19-23852](#)-B-13 SVETLANA TISKIY
[JPJ](#)-4 Pro Se

MOTION TO DISMISS CASE
8-30-19 [[50](#)]

No Ruling

25. [14-22555](#)-B-13 MELANIO/ELLEN VALDELLON MOTION TO DISMISS CASE
[JPJ](#)-5 Pro Se 9-9-19 [[117](#)]

No Ruling

26. [19-23859](#)-B-13 DANA/ANTHONY CRANDELL ORDER TO SHOW CAUSE - FAILURE
Thru #27 Michael O'Dowd Hays TO PAY FEES
8-22-19 [[33](#)]

DEBTOR DISMISSED:
08/22/2019
JOINT DEBTOR DISMISSED:
08/22/2019

Final Ruling

The case having previously been dismissed, the Order to Show Cause is discharged as moot with no sanctions ordered.

The order to show cause is ORDERED DISCHARGED AS MOOT for reasons stated in the ruling appended to the minutes.

The court will enter a minute order.

27. [19-23859](#)-B-13 DANA/ANTHONY CRANDELL MOTION TO DISMISS CASE
[JPJ](#)-2 Michael O'Dowd Hays 8-14-19 [[27](#)]

DEBTOR DISMISSED:
08/22/2019
JOINT DEBTOR DISMISSED:
08/22/2019

Final Ruling

The case having previously been dismissed, the motion to dismiss case is denied as moot.

The motion is ORDERED DENIED AS MOOT for reasons stated in the ruling appended to the minutes.

The court will enter a minute order.

28. [19-24463](#)-B-13 ANTHONY ANDERSON
[JPJ](#)-2 Pro Se

MOTION TO DISMISS CASE
9-9-19 [[26](#)]

No Ruling

29. [18-21264](#)-B-13 ROBERT FINDLEY
[JPJ](#)-1 Seth L. Hanson

MOTION TO DISMISS CASE
8-28-19 [[25](#)]

No Ruling

30. [19-23565](#)-B-13 GIANNE/RUBY -ROSE APURADO ORDER TO SHOW CAUSE - FAILURE
Thru #31 Steele Lanphier TO PAY FEES
8-26-19 [[43](#)]

Tentative Ruling

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. If the court's tentative ruling becomes its final ruling, the court will make the following findings of fact and conclusions of law.

The court's tentative decision is to sustain the Order to Show Cause and order the case dismissed.

The Order to Show Cause was issued due to Debtors' failure to pay \$77.00 due August 23, 2019. The court's docket reflects that the default has not been cured.

The order to show cause is ORDERED SUSTAINED for reasons stated in the ruling appended to the minutes and the case is DISMISSED.

The court will enter a minute order.

31. [19-23565](#)-B-13 GIANNE/RUBY -ROSE APURADO ORDER TO SHOW CAUSE - FAILURE
Steele Lanphier TO PAY FEES
9-6-19 [[46](#)]

Final Ruling

The case having been dismissed at Item #30, the order to show cause is discharged as moot.

The order to show cause is ORDERED DISCHARGED AS MOOT for reasons stated in the ruling appended to the minutes.

The court will enter a minute order.

32. [19-23167](#)-B-13 SHANNON HAND
Ryan Keenan

ORDER TO SHOW CAUSE - FAILURE
TO PAY FEES
8-20-19 [[27](#)]

Tentative Ruling

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. If the court's tentative ruling becomes its final ruling, the court will make the following findings of fact and conclusions of law.

The court's tentative decision is to sustain the Order to Show Cause and order the case dismissed.

The Order to Show Cause was issued due to Debtor's failure to pay \$77.00 due August 15, 2019. The court's docket reflects that the default has not been cured.

The order to show cause is ORDERED SUSTAINED for reasons stated in the ruling appended to the minutes and the case is DISMISSED.

The court will enter a minute order.

33. [19-24475](#)-B-13 SEVIN PAULL
Thru #34 Marc A. Caraska

ORDER TO SHOW CAUSE - FAILURE
TO PAY FEES
8-21-19 [[14](#)]

Tentative Ruling

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. If the court's tentative ruling becomes its final ruling, the court will make the following findings of fact and conclusions of law.

The court's tentative decision is to sustain the Order to Show Cause and order the case dismissed.

The Order to Show Cause was issued due to Debtor's failure to pay \$77.00 due August 16, 2019. The court's docket reflects that the default has not been cured.

The order to show cause is ORDERED SUSTAINED for reasons stated in the ruling appended to the minutes and the case is DISMISSED.

The court will enter a minute order.

34. [19-24475](#)-B-13 SEVIN PAULL
[JPJ](#)-2 Marc A. Caraska

MOTION TO DISMISS CASE
8-30-19 [[19](#)]

Final Ruling

The case having been dismissed at Item #33, the motion to dismiss case is denied as moot.

The motion is ORDERED DISMISSED AS MOOT for reasons stated in the ruling appended to the minutes.

The court will enter a minute order.

35. [19-24779](#)-B-13 KEITH JOHNSON
Ted A. Greene

ORDER TO SHOW CAUSE - FAILURE
TO PAY FEES
9-3-19 [[15](#)]

Tentative Ruling

The Order to Show Cause will be discharged and the case will remain pending but the court will modify the terms of its order permitting the Debtor to pay the filing fee in installments.

The court granted the Debtor permission to pay the filing fee in installments. The Debtor failed to pay the \$79.00 installment when due on August 29, 2019. While the delinquent installment was paid on September 20, 2019, the fact remains that the court was required to issue an order to show cause to compel the payment. Therefore, as a sanction for the late payment, the court will modify its prior order allowing installment payments to provide that if a future installment is not received by its due date, the case will be dismissed without further notice or hearing.

The order to show cause is ORDERED DISCHARGED for reasons stated in the ruling appended to the minutes and the case SHALL REMAIN PENDING.

IT IS FURTHER ORDERED that if a future installment is not received by its due date, the case will be dismissed without further notice or hearing.

The court will enter a minute order.

36. [19-24285](#)-B-13 TRAVIS GROSJEAN
[JPJ](#)-1 Mark Shmorgon

MOTION TO DISMISS CASE
9-10-19 [[19](#)]

No Ruling

37. [19-24437](#)-B-13 STEPHEN MICHAUD
[JPJ](#)-1 Peter G. Macaluso

CONTINUED OBJECTION TO
CONFIRMATION OF PLAN BY JAN P.
JOHNSON
8-21-19 [[14](#)]

Tentative Ruling

The objection was properly filed at least 14 days prior to the hearing on the motion to confirm a plan. See Local Bankruptcy Rules 3015-1(c)(4) & (d)(1) and 9014-1(f)(2). Parties in interest may, at least 7 days prior to the date of the hearing, serve and file with the court a written reply to any written opposition. Local Bankruptcy Rule 9014-1(f)(1)(C). No written reply has been filed to the objection.

The matter will be determined at the scheduled hearing.

This matter was continued from September 10, 2019, and again from September 17, 2019.

The objection was originally continued to provide the Chapter 13 Trustee time to review Debtor's evidence regarding valuation of real property located at 3220 Lassen Way, Sacramento, California. Debtor stated at the September 10, 2019, hearing that the other objections raised by the Trustee - specifically regarding disposable income being paid to non-priority unsecured creditors and the amount of plan payments covering the aggregate of fees, administrative expenses, and claims - are resolved.

The matter was continued a second time to allow the Debtor to file an amended Current Monthly Income.

The matter will be determined at the scheduled hearing.