

**UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF CALIFORNIA**

Honorable Fredrick E. Clement
Fresno Federal Courthouse
2500 Tulare Street, 5th Floor
Courtroom 11, Department A
Fresno, California

PRE-HEARING DISPOSITIONS

DAY: WEDNESDAY

DATE: SEPTEMBER 25, 2019

CALENDAR: 10:00 A.M. CHAPTER 7 ADVERSARY PROCEEDINGS

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.

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.

1. [18-14207](#)-A-7 **IN RE: ELMER/KATHLEEN FALK**
[19-1009](#) [JES-2](#)

MOTION TO QUASH
8-30-2019 [[39](#)]

SANIEFAR V. FALK
NICOLAS SPIGNER/ATTY. FOR MV.

No Ruling

2. [08-12513](#)-A-7 **IN RE: JAMES WARD**
[08-1160](#)

APPLICATION FOR ORDER TO APPEAR FOR EXAMINATION AND ORDER TO
APPEAR FOR EXAMINATION
7-29-2019 [[39](#)]

DAVIS V. WARD

No Ruling

3. [19-12214](#)-A-7 **IN RE: CHERYL CAMPBELL**
[19-1080](#)

CONTINUED STATUS CONFERENCE RE: COMPLAINT
6-27-2019 [[1](#)]

CAMPBELL V. U.S. DEPARTMENT OF
EDUCATION ET AL
NANCY KLEPAC/ATTY. FOR PL.
RESPONSIVE PLEADING

No Ruling

4. [19-12114](#)-A-7 **IN RE: JUAN RAMIREZ-LOPEZ**
[19-1089](#)

STATUS CONFERENCE RE: COMPLAINT
7-24-2019 [[1](#)]

CARREON V. RAMIREZ-LOPEZ
DISMISSED

Final Ruling

The adversary proceeding dismissed, the status conference is concluded.

5. [17-11824](#)-A-7 **IN RE: HORISONS UNLIMITED**
[19-1049](#)

CONTINUED STATUS CONFERENCE RE: AMENDED COMPLAINT
6-24-2019 [\[7\]](#)

SALVEN V. M&W CONSTRUCTION,
INC.
KEVIN BONSIGNORE/ATTY. FOR PL.

Final Ruling

The status conference is continued to November 20, 2019, at 10:00 a.m. In the event that the adversary proceeding has not been dismissed and a judgment is not in the file, note later than November 6, 2019, the plaintiff shall file a status report.

6. [19-11033](#)-A-7 **IN RE: JOHN/AMY KUHL**
[19-1077](#)

CONTINUED STATUS CONFERENCE RE: COMPLAINT
6-21-2019 [\[1\]](#)

SEDRAK, M.D. ET AL V. KUHL ET
AL
WENDY BENGE/ATTY. FOR PL.
RESPONSIVE PLEADING

No Ruling

7. [18-13935](#)-A-7 **IN RE: NICOLAS QUIROZ**
[19-1093](#)

STATUS CONFERENCE RE: COMPLAINT
7-29-2019 [\[1\]](#)

QUIROZ V. UNITED STATES
DEPARTMENT OF EDUCATION ET AL
JEFFREY MEISNER/ATTY. FOR PL.
REISSUED SUMMONS - STATUS CONFERENCE ON 10/16/19

Final Ruling

The status conference is continued to October 16, 2019, at 10:00 a.m. It appears that service on the United States Department of Education has been accomplished and that the time for an answer or motion to dismiss has expired. If that is, in fact, the case the plaintiff shall forthwith and without delay seek entry of default of the United States Department of Education. In the event that cause, e.g. the plaintiff believes that service is inadequate or the parties have stipulated to an extension to respond, the plaintiff need not seek the default of the United States Department of Education.

8. [19-11637](#)-A-7 **IN RE: LARRY/TERRI HEADINGS**
[19-1078](#)

CONTINUED STATUS CONFERENCE RE: COMPLAINT
6-25-2019 [\[1\]](#)

HEADINGS ET AL V. U.S. BANK,
NATIONAL ASSOCIATION ET AL
LARRY HEADINGS/ATTY. FOR PL.

No Ruling

9. [16-11071](#)-A-7 **IN RE: BONIFACIO LIRA FRANCO AND MARICELA**
LIRA
[19-1087](#) [DCW-1](#)

AMENDED MOTION TO DISMISS ADVERSARY PROCEEDING/NOTICE OF
REMOVAL
8-16-2019 [\[14\]](#)

LIRA FRANCO ET AL V. AQUA
FINANCE, INC ET AL
DENNIS WINTERS/ATTY. FOR MV.

No Ruling

10. [18-10873](#)-A-7 **IN RE: PAMELA WILLIS-GARCIA**
[19-1073](#)

CONTINUED STATUS CONFERENCE RE: COMPLAINT
6-12-2019 [\[1\]](#)

SALVEN V. GARCIA, III ET AL
RUSSELL REYNOLDS/ATTY. FOR PL.
RESPONSIVE PLEADING

No Ruling

11. [18-10873](#)-A-7 **IN RE: PAMELA WILLIS-GARCIA**
[19-1073](#) [WJH-1](#)

AMENDED MOTION TO INTERVENE
8-28-2019 [\[25\]](#)

SALVEN V. GARCIA, III ET AL
RILEY WALTER/ATTY. FOR MV.

No Ruling

12. [17-12781](#)-A-7 **IN RE: DALIP NIJJAR**
[17-1066](#)

CONTINUED STATUS CONFERENCE RE: AMENDED COMPLAINT
1-31-2018 [[151](#)]

SALVEN V. NIJJAR ET AL
PETER SAUER/ATTY. FOR PL.
RESPONSIVE PLEADING

No Ruling

13. [17-12781](#)-A-7 **IN RE: DALIP NIJJAR**
[17-1066](#) [FW-11](#)

CONTINUED MOTION FOR SUMMARY JUDGMENT
7-17-2019 [[362](#)]

SALVEN V. NIJJAR ET AL
PETER SAUER/ATTY. FOR MV.
RESPONSIVE PLEADING

No Ruling

14. [17-12781](#)-A-7 **IN RE: DALIP NIJJAR**
[17-1066](#) [GMJ-6](#)

CONTINUED MOTION FOR SUMMARY ADJUDICATION
7-17-2019 [[351](#)]

SALVEN V. NIJJAR ET AL
DAVID GILMORE/ATTY. FOR MV.
RESPONSIVE PLEADING

No Ruling

15. [19-10983](#)-A-7 **IN RE: TYRONE TEGERDAL**
[19-1075](#)

CONTINUED STATUS CONFERENCE RE: COMPLAINT
6-20-2019 [[1](#)]

TEGERDAL V. BANK OF AMERICA,
N.A.
TIMOTHY SPRINGER/ATTY. FOR PL.

Final Ruling

The adversary proceeding dismissed, the status conference is concluded.

16. [17-12389](#)-A-7 **IN RE: DON ROSE OIL CO., INC.**
[19-1059](#)

CONTINUED STATUS CONFERENCE RE: AMENDED COMPLAINT
6-13-2019 [[6](#)]

PARKER V. FLYERS ENERGY, LLC
DANIEL EGAN/ATTY. FOR PL.
RESPONSIVE PLEADING

No Ruling

17. [17-12389](#)-A-7 **IN RE: DON ROSE OIL CO., INC.**
[19-1060](#)

CONTINUED STATUS CONFERENCE RE: AMENDED COMPLAINT
6-13-2019 [[6](#)]

PARKER V. HAPPY ROCK MERCHANT
SOLUTIONS, LLC
DANIEL EGAN/ATTY. FOR PL.
RESPONSIVE PLEADING

No Ruling

18. [17-12389](#)-A-7 **IN RE: DON ROSE OIL CO., INC.**
[19-1062](#)

CONTINUED STATUS CONFERENCE RE: AMENDED COMPLAINT
8-14-2019 [[16](#)]

PARKER V. CASTELLUCCI
DANIEL EGAN/ATTY. FOR PL.

No Ruling

19. [17-12389](#)-A-7 **IN RE: DON ROSE OIL CO., INC.**
[19-1062](#) [WJH-2](#)

CONTINUED MOTION TO DISMISS ADVERSARY PROCEEDING/NOTICE OF
REMOVAL
7-30-2019 [[10](#)]

PARKER V. CASTELLUCCI
MICHAEL WILHELM/ATTY. FOR MV.
RESPONSIVE PLEADING

No Ruling

20. [17-12389](#)-A-7 **IN RE: DON ROSE OIL CO., INC.**
[19-1063](#)

CONTINUED STATUS CONFERENCE RE: AMENDED COMPLAINT
8-14-2019 [[16](#)]

PARKER V. CASTELLUCCI
DANIEL EGAN/ATTY. FOR PL.

No Ruling

21. [17-12389](#)-A-7 **IN RE: DON ROSE OIL CO., INC.**
[19-1063](#) [WJH-2](#)

CONTINUED MOTION TO DISMISS ADVERSARY PROCEEDING/NOTICE OF
REMOVAL
7-30-2019 [[10](#)]

PARKER V. CASTELLUCCI
MICHAEL WILHELM/ATTY. FOR MV.
RESPONSIVE PLEADING

No Ruling

22. [17-12389](#)-A-7 **IN RE: DON ROSE OIL CO., INC.**
[19-1064](#)

CONTINUED STATUS CONFERENCE RE: AMENDED COMPLAINT
8-14-2019 [[16](#)]

PARKER V. CASTELLUCCI
DANIEL EGAN/ATTY. FOR PL.

No Ruling

23. [17-12389](#)-A-7 **IN RE: DON ROSE OIL CO., INC.**
[19-1064](#) [WJH-2](#)

CONTINUED MOTION TO DISMISS ADVERSARY PROCEEDING/NOTICE OF
REMOVAL
7-30-2019 [[10](#)]

PARKER V. CASTELLUCCI
MICHAEL WILHELM/ATTY. FOR MV.
RESPONSIVE PLEADING

No Ruling

24. [17-12389](#)-A-7 **IN RE: DON ROSE OIL CO., INC.**
[19-1066](#)

CONTINUED STATUS CONFERENCE RE: COMPLAINT
6-10-2019 [[1](#)]

PARKER V. PACIFIC PRIDE
SERVICES, LLC
DANIEL EGAN/ATTY. FOR PL.

No Ruling

25. [17-12389](#)-A-7 **IN RE: DON ROSE OIL CO., INC.**
[19-1072](#)

CONTINUED STATUS CONFERENCE RE: COMPLAINT
6-10-2019 [[1](#)]

PARKER V. WAWONA PACKING CO.
LLC
DANIEL EGAN/ATTY. FOR PL.
RESPONSIVE PLEADING

No Ruling