



UNITED STATES BANKRUPTCY COURT
Eastern District of California

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

October 5, 2026 at 10:30 a.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. **IF THE MOVING PARTY FAILS TO ATTEND THE HEARING, THE MOTION MAY BE DENIED FOR LACK OF PROSECUTION.** 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. 25-20911-D-13 IN RE: MICHAEL ROBERTS
MJD-1

MOTION TO MODIFY PLAN
8-13-2026 [28]

MATTHEW DECAMINADA/ATTY. FOR DBT.

Tentative Ruling. Notice of Motion required opposition at least 14 days before hearing. Only the Chapter 13 Trustee filed a response. This motion will be GRANTED with the Trustee's proposed language added to the confirmation order. The minutes of the hearing will be the court's findings and conclusions. The Moving Party will submit a proposed order after the hearing. Remote appearances are allowed.

This motion was set for hearing on at least 35 days' notice as required by Local Rule of Practice ("LBR") 3015-1(d)(2). The Chapter 13 trustee ("Trustee") timely opposed this motion. Doc. #39. The Court notes that due to the case transferring to the current department that there was a small discrepancy in hearing date - namely whether the matter would be heard on September 25, 2026 as listed in Debtor's amended notice of hearing or on October 5, 2026 as listed on Judge Jaime's pre-hearing disposition. Court staff calendared this motion for October 5, 2026 at 10:30am, at which time the matter will be called. On September 25, 2026, this matter was not listed on calendar and no party attending that calendar requested to be heard on the matter. The court finds that notice was proper.

The failure of creditors, the U.S. Trustee, or any other party in interest to file written opposition at least 14 days prior to the hearing as required by LBR 9014-1(f)(1)(B) may be deemed a waiver of any opposition to the granting of the motion. *Cf. Ghazali v. Moran*, 46 F.3d 52, 53 (9th Cir. 1995). Therefore, the defaults of the non-responding parties in interest are entered.

Michael David Roberts, the chapter 13 debtor, moves the court to confirm Debtor's modified chapter 13 plan. Doc. #28. Trustee objects for two reasons. First, he objects that Debtor's previously confirmed plan required Debtor to pay into the plan any tax refunds received over the net amount of \$2,000.00 each year, and while the Debtor's motion and declaration state that he will pay these funds into the plan, this language was left out of the proposed modified plan. Doc. #32. Trustee secondly opposes the motion as there is a discrepancy as to the percentage to be paid to general unsecured creditors. The motion says 9.97%, the plan says 10.44%, and the trustee's calculations put it at 16.14%. Doc. #39.

To resolve the matter, the Trustee requests that the following language be added to the order confirming the modified plan:

- all tax refunds over \$2,000.00 are to be paid into the plan including the \$2,383.00 that was received for 2025
- no less than 16.14% will be paid to the unsecured creditors

The court requests that both parties be prepared to address the plan percentage calculation.

It is likely that the court will grant Debtor's motion to modify plan, with the trustee's proposed language included in the confirmation order. An appropriate order confirming the modified Chapter 13 plan shall be prepared consistent with the current practice of the Chapter 13 Trustee assigned to the case and the proposed order shall be submitted to the court. The confirmation order shall

include the docket control number of the motion, and it shall reference the plan by the date it was filed.

2. 23-23395-D-13 IN RE: TERI GRANT
SMJ-1

MOTION TO MODIFY PLAN
8-20-2026 [18]

SCOTT JOHNSON/ATTY. FOR DBT.

Final Ruling. The motion is GRANTED. The Moving Party shall submit a proposed order in conformance with the ruling below. No appearances required.

This motion was set for hearing on at least 35 days' notice prior to the hearing date pursuant to Local Rule of Practice ("LBR") 3015-1(d)(2). The Trustee filed a notice of non-opposition and requests the motion be granted. Doc. #24. The failure of creditors, the U.S. Trustee, or any other party in interest to file written opposition at least 14 days prior to the hearing as required by LBR 9014-1(f)(1)(B) may be deemed a waiver of any opposition 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 above-mentioned parties in interest are entered and the matter will be resolved without oral argument. Upon default, factual allegations will be taken as true (except those relating to amount of damages). *Televideo Sys., Inc. v. Heidenthal*, 826 F.2d 915, 917 (9th Cir. 1987). Constitutional due process requires a moving party make a prima facie showing that they are entitled to the relief sought, which the movant has done here.

Debtor's first modified plan seeks to lower monthly plan payments to \$350 per month as Debtor retired. Doc. #21. Debtor's confirmed plan expected to pay 0% to general unsecured creditors, which remains unchanged. Debtor's monthly dividend to First Tech FCU will decrease, but its claim will still be paid in full. Debtor's only nonstandard provision discloses what Debtor has paid to date and the monthly plan payment going forward.

Good cause appearing, this motion is GRANTED. An appropriate order confirming the modified Chapter 13 plan shall be prepared consistent with the current practice of the Chapter 13 Trustee assigned to the case and the proposed order shall be submitted to the court. The confirmation order shall include the docket control number of the motion, and it shall reference the plan by the date it was filed.