

**UNITED STATES BANKRUPTCY COURT**  
**Eastern District of California**  
**Honorable W. Richard Lee**  
**Hearing Date: October 29, 2014**  
**Place: U.S. Courthouse, 510 19<sup>th</sup> Street**  
**Bakersfield, California**

**INSTRUCTIONS FOR PRE-HEARING DISPOSITIONS**

1. The following rulings are tentative. The tentative ruling will not become the final ruling until the matter is called at the scheduled hearing. **Pre-disposed matters will generally be called, and the rulings placed on the record at the end of the calendar.** Any party who desires to be heard with regard to a pre-disposed matter may appear at the hearing. If the party wishes to contest the tentative ruling, he/she shall notify the opposing party/counsel of his/her intention to appear. **If no disposition is set forth below, the hearing will take place as scheduled.**
2. Submission of Orders:  
  
Unless the tentative ruling expressly states that the court will prepare a civil minute order, then the tentative ruling will only appear in the minutes. If any party desires an order, then the appropriate form of order, which conforms to the tentative ruling, must be submitted to the court. When the debtor(s) discharge has been entered, proposed orders for relief from stay must reflect that the motion is denied as to the debtor(s) and granted only as to the trustee. Entry of discharge normally is indicated on the calendar.
3. Matters Resolved Without Opposition:  
  
If the tentative ruling states that no opposition was filed, and the moving party is aware of any reason, such as a settlement, why a response may not have been filed, the moving party must advise Vicky McKinney, the Calendar Clerk, at (559) 499-5825 by 4:00 p.m. the day before the scheduled hearing.
4. Matters Resolved by Stipulation:  
  
If the parties resolve a matter by stipulation after the tentative ruling has been posted, but **before the formal order is entered on the docket**, the **moving party** may appear at the hearing and advise the court of the settlement or withdraw the motion. Alternatively, the parties may submit a stipulation and order to modify the tentative ruling together with the proposed order resolving the matter.
5. Resubmittal of Denied Matters:  
  
If the moving party decides to re-file a matter that is denied without prejudice for any reason set forth below, the moving party must file and serve a new set of pleadings with a new docket control number. It may not simply re-notice the original motion.

THE COURT ENDEAVORS TO PUBLISH ITS PREDISPOSITIONS AS SOON AS POSSIBLE, HOWEVER CALENDAR PREPARATION IS ONGOING AND THESE PREDISPOSITIONS 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.

1:30 P.M.

1. [10-12701](#)-B-13 GEORGE FAZ  
PK-6

MOTION FOR COMPENSATION BY THE  
LAW OFFICE OF PATRICK KAVANAGH  
FOR PATRICK KAVANAGH, DEBTOR'S  
ATTORNEY(S) .  
9-5-14 [[85](#)]

PATRICK KAVANAGH/Atty. for dbt.  
RESPONSIVE PLEADING

2. [14-10908](#)-B-13 SUSAN/JAMES DIETZ  
BMO-1  
ALTAONE FEDERAL CREDIT  
UNION/MV  
CHELLEI JIMENEZ/Atty. for dbt.  
JOSEPH SOARES/Atty. for mv.

MOTION FOR RELIEF FROM  
AUTOMATIC STAY  
10-1-14 [[64](#)]

This motion for relief from stay was fully noticed in compliance with the Local Rules and there was no opposition. The motion will be granted without oral argument for cause shown. The automatic stay is terminated as it applies to the movant's right to enforce its remedies against the subject property under applicable nonbankruptcy law. The proposed order shall specifically describe the property or action to which the order relates. If the motion involves a foreclosure of real property in California, then the order shall also provide that the bankruptcy proceeding has been finalized for purposes of Cal. Civil Code § 2923.5. If the notice and motion requested a waiver of Rule 4001(a)(3), that relief will be granted. *Unless the court expressly orders otherwise, the proposed order shall not include any other relief.* If the prayer for relief includes a request for adequate protection, and/or a request for an award of attorney fees, those requests will be denied without prejudice. Adequate protection is unnecessary in light of the relief granted herein. A motion for attorney fees pursuant to 11 U.S.C. § 506(b), or applicable nonbankruptcy law, must be separately noticed and separately briefed with appropriate legal authority and supporting documentation. No appearance is necessary

3. [14-10908](#)-B-13 SUSAN/JAMES DIETZ  
MHM-2  
MICHAEL MEYER/MV

MOTION TO DISMISS CASE FOR  
UNREASONABLE DELAY THAT IS  
PREJUDICIAL TO CREDITORS AND/OR  
MOTION TO DISMISS CASE  
10-1-14 [[60](#)]

CHELLEI JIMENEZ/Atty. for dbt.

**The chapter 13 trustee's motion to dismiss was fully noticed in compliance with the Local Rules and there is no opposition. Accordingly, the motion will be granted without oral argument. The case will be dismissed for cause shown. The court will prepare a civil minute order. No appearance is necessary.**

4. [14-12415](#)-B-13 CHRISTOPHER HARNER  
DMW-3  
MARK HARNER/MV  
ROBERT WILLIAMS/Atty. for dbt.  
DAVID WISEBLOOD/Atty. for mv.  
RESPONSIVE PLEADING

CONTINUED MOTION TO DISMISS  
CASE  
8-6-14 [[63](#)]

**This motion will be dropped from calendar. The court intends to dismiss the case on the trustee's unopposed motion below. No appearance is necessary.**

5. [14-12415](#)-B-13 CHRISTOPHER HARNER  
MHM-1  
MICHAEL MEYER/MV

FINAL HEARING RE: MOTION TO  
DISMISS CASE FOR FAILURE TO  
MAKE PLAN PAYMENTS  
8-27-14 [[90](#)]

ROBERT WILLIAMS/Atty. for dbt.

**This matter was set for a final hearing pursuant to this court's civil minute order dated October 1, 2014. The debtor has failed to file a response. The evidence shows the debtor is in material default of the proposed plan. Accordingly, the motion will be granted without oral argument. The case will be dismissed for cause shown, including unreasonable delay that is prejudicial to creditors. No appearance is necessary.**

6. [14-12415](#)-B-13 CHRISTOPHER HARNER  
RSW-1  
CHRISTOPHER HARNER/MV  
ROBERT WILLIAMS/Atty. for dbt.  
RESPONSIVE PLEADING

MOTION TO CONFIRM PLAN  
8-26-14 [[85](#)]

**This motion will be dropped from calendar. The court intends to dismiss the case on the trustee's unopposed motion above. No appearance is necessary.**

7. [14-12416](#)-B-13 ARMANDO/MARIA RAMIREZ  
RSW-3  
ARMANDO RAMIREZ/MV  
ROBERT WILLIAMS/Atty. for dbt. MOTION TO VALUE COLLATERAL OF  
BENEFICIAL CALIFORNIA INC.  
10-15-14 [[40](#)]

8. [09-19221](#)-B-13 MERLE/JOYCE JEWETT  
PK-6  
PATRICK KAVANAGH/Atty. for dbt. MOTION FOR COMPENSATION FOR  
PATRICK KAVANAGH, DEBTOR'S  
ATTORNEY(S).  
9-30-14 [[78](#)]

**This matter was fully noticed in compliance with the Local Rules and there is no opposition. Accordingly, the motion will be granted without oral argument for cause shown. The moving party shall submit a proposed order. No appearance is necessary.**

9. [14-12122](#)-B-13 MARIO CABRERA  
[14-1070](#)  
CABRERA V. RAMIREZ  
PATRICK KAVANAGH/Atty. for pl. STATUS CONFERENCE RE: AMENDED  
COMPLAINT  
10-15-14 [[22](#)]

10. [14-12122](#)-B-13 MARIO CABRERA  
[14-1070](#) TGF-1  
CABRERA V. RAMIREZ  
VINCENT GORSKI/Atty. for mv.  
RESPONSIVE PLEADING CONTINUED MOTION TO DISMISS  
ADVERSARY PROCEEDING/NOTICE OF  
REMOVAL  
8-18-14 [[7](#)]

11. [14-12122](#)-B-13 MARIO CABRERA  
MHM-1  
MICHAEL MEYER/MV  
PATRICK KAVANAGH/Atty. for dbt.  
RESPONSIVE PLEADING MOTION TO DISMISS CASE FOR  
UNREASONABLE DELAY THAT IS  
PREJUDICIAL TO CREDITORS AND/OR  
MOTION TO DISMISS CASE  
9-19-14 [[41](#)]

12. [14-10635](#)-B-13 JOE/ARLENE VIZCARRA  
MHM-3  
MICHAEL MEYER/MV  
ROBERT WILLIAMS/Atty. for dbt. CONTINUED MOTION TO DISMISS  
CASE FOR FAILURE TO MAKE PLAN  
PAYMENTS AND/OR MOTION TO  
DISMISS CASE  
8-27-14 [[38](#)]

**This matter was set for a final hearing pursuant to this court's civil minute order dated October 1, 2014. The debtors' response was filed without admissible evidence. The record shows that debtors are in material default of the proposed plan. The record does not show that the default has been cured. Accordingly, the motion will be granted without oral argument. The case will be dismissed for cause shown, including unreasonable delay that is prejudicial to creditors. No appearance is necessary.**

13. [14-10635](#)-B-13 JOE/ARLENE VIZCARRA  
RSW-1  
JOE VIZCARRA/MV  
ROBERT WILLIAMS/Atty. for dbt.  
RESPONSIVE PLEADING

MOTION TO CONFIRM PLAN  
8-29-14 [[42](#)]

**This motion will be denied as moot. The court intends to dismiss this case on the trustee's motion above. No appearance is necessary.**

14. [11-11439](#)-B-13 SOPHIA WILLIAMS  
MHM-3  
MICHAEL MEYER/MV  
PATRICK KAVANAGH/Atty. for dbt.  
RESPONSIVE PLEADING

MOTION TO DISMISS CASE  
9-16-14 [[103](#)]

**The trustee's motion has been withdrawn. No appearance is necessary.**

15. [14-13642](#)-B-13 RICHARD/SHERYL HOLLAR  
PLG-1  
RICHARD HOLLAR/MV  
RABIN POURNAZARIAN/Atty. for dbt.

MOTION TO VALUE COLLATERAL OF  
BANK OF AMERICA, N.A.  
9-5-14 [[15](#)]

**This motion to value the collateral for a consensual lien against real property was fully noticed in compliance with the Local Rules and there was no opposition. The motion will be granted for cause shown without oral argument. Based on the evidence offered in support of the motion, the respondent's junior priority mortgage claim is found to be wholly unsecured and may be treated as a general unsecured claim in the chapter 13 plan. The debtor(s) may proceed under state law to obtain a reconveyance of respondent's trust deed upon completion of the chapter 13 plan and entry of the discharge. *Unless the chapter 13 plan has been confirmed, then the order shall specifically state that it is not effective until confirmation of the plan.* The debtor(s) shall submit a proposed order consistent with this ruling. No appearance is necessary.**

***This ruling is only binding on the named respondent in the moving papers and any successor who takes an interest in the property after service of the motion.***

16. [14-14047](#)-B-13 FRANCES GONZALES  
PD-1  
U.S. BANK TRUST, N.A./MV  
ROBERT WILLIAMS/Atty. for dbt.  
JONATHAN CAHILL/Atty. for mv.

OBJECTION TO CONFIRMATION OF  
PLAN BY U.S. BANK TRUST, N.A.  
10-15-14 [[23](#)]

**This objection to confirmation was noticed as a preliminary hearing. The objection will be continued and set for a final hearing on December 4, 2014, at 1:30 p.m. Unless this case is voluntarily converted to chapter 7 or dismissed or the objection has been withdrawn, the debtor(s) shall file and serve a written response not later than November 20, 2014. The response shall specifically address each issue raised in the objection, state whether the issue is disputed or undisputed, and include admissible evidence to support the debtor's position. If a written response is not timely filed, the objection will be sustained on the grounds stated and confirmation will be denied without a further hearing. If debtor does not timely respond to this objection, then debtor shall file, serve and set for hearing, a confirmable modified plan, not later than November 27, 2014. The court will prepare a civil minute order.**

17. [14-13850](#)-B-13 LAWSON/DIANNA SMITH  
MHM-1

CONTINUED OBJECTION TO  
CONFIRMATION OF PLAN BY TRUSTEE  
MICHAEL H. MEYER  
9-16-14 [[16](#)]

PHILLIP GILLET/Atty. for dbt.

**The debtors have failed to file a response and have failed to file a modified plan. Accordingly, this objection will be sustained pursuant to the court's civil minute order dated October 1, 2014. Confirmation of the plan will be denied. Unless the debtors appear and request a different date, a modified plan shall be filed, served and noticed for hearing within 14 days. The court will prepare a civil minute order. No appearance is necessary.**

18. [14-14953](#)-B-13 CARRIE YOAKUM  
PK-1  
HIGINIO FLORES-TORRES/MV  
PATRICK KAVANAGH/Atty. for mv.

MOTION TO CONFIRM TERMINATION  
OR ABSENCE OF STAY  
10-15-14 [[13](#)]

**This matter will be dropped from calendar without a disposition. The case has already been dismissed. No appearance is necessary.**

19. [14-11954](#)-B-13 JOSE/PAULA BUSTAMANTE  
DMG-2  
JOSE BUSTAMANTE/MV  
D. GARDNER/Atty. for dbt.  
WITHDRAWN

MOTION TO CONFIRM PLAN  
9-5-14 [[49](#)]

**The motion has been withdrawn. No appearance is necessary.**

20. [14-11954](#)-B-13 JOSE/PAULA BUSTAMANTE  
IK-1  
THE GOLDEN 1 CREDIT UNION/MV  
  
D. GARDNER/Atty. for dbt.  
IVO KELLER/Atty. for mv.

OBJECTION TO CONFIRMATION OF  
PLAN BY THE GOLDEN 1 CREDIT  
UNION  
10-15-14 [[67](#)]

**This objection to confirmation of a chapter 13 plan will be overruled without prejudice. The debtors have withdrawn the plan. Within 14 days, the debtors shall file and serve a modified plan and set a confirmation hearing. The court will prepare a civil minute order. No appearance is necessary.**

21. [14-11954](#)-B-13 JOSE/PAULA BUSTAMANTE  
SW-1  
ALLY FINANCIAL INC./MV  
D. GARDNER/Atty. for dbt.  
TORIANA HOLMES/Atty. for mv.

OBJECTION TO CONFIRMATION OF  
PLAN BY ALLY FINANCIAL INC.  
9-18-14 [[60](#)]

**This objection to confirmation of a chapter 13 plan will be overruled without prejudice. The debtors have withdrawn the plan. Within 14 days, the debtors shall file and serve a modified plan and set a confirmation hearing. The court will prepare a civil minute order. No appearance is necessary.**

22. [14-13054](#)-B-13 RUTH ORTIZ  
SJS-1  
RUTH ORTIZ/MV  
SUSAN SALEHI/Atty. for dbt.  
RESPONSIVE PLEADING

CONTINUED HEARING RE: MOTION TO  
CONFIRM PLAN  
8-8-14 [[36](#)]

23. [14-12955](#)-B-13 MILTON MINER  
  
JPMORGAN CHASE BANK, NATIONAL  
ASSOCIATION/MV  
  
RANDALL NAIMAN/Atty. for mv.  
RESPONSIVE PLEADING

CONTINUED OBJECTION TO  
CONFIRMATION OF PLAN BY  
JPMORGAN CHASE BANK, NATIONAL  
ASSOCIATION  
7-23-14 [[44](#)]

**This matter will be continued to December 4, 2014, at 1:30 p.m. The debtor has not yet appeared for, and the trustee has not yet concluded, the meeting of creditors. 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. The court will prepare a civil minute order. No appearance is necessary.**

24. [14-12955](#)-B-13 MILTON MINER

MILTON MINER/MV  
MILTON MINER/Atty. for mv.

OBJECTION TO CLAIM OF BANK OF  
NEW YORK MELLON,  
10-15-14 [[83](#)]

The objection will be overruled without prejudice. The objection was not served with sufficient notice as required by Local Bankruptcy Rule 3007-1(b).

In addition, the objection was not properly served on the claimant as required by Local Bankruptcy Rule 3007-1(e).

Finally, the moving papers do not include an appropriate docket control number as required by Local Rule 9014-1(c). No appearance is necessary.

25. [14-12955](#)-B-13 MILTON MINER

PPR-1  
THE BANK OF NEW YORK MELLON/MV  
CASSANDRA RICHEY/Atty. for mv.

MOTION FOR RELIEF FROM  
AUTOMATIC STAY  
9-26-14 [[68](#)]

This motion for relief from stay was fully noticed in compliance with the Local Rules and there was no opposition. The motion will be granted without oral argument for cause shown. The automatic stay is terminated as it applies to the movant's right to enforce its remedies against the subject property under applicable nonbankruptcy law. The proposed order shall specifically describe the property or action to which the order relates. If the motion involves a foreclosure of real property in California, then the order shall also provide that the bankruptcy proceeding has been finalized for purposes of Cal. Civil Code § 2923.5. If the notice and motion requested a waiver of Rule 4001(a)(3), that relief will be granted. *Unless the court expressly orders otherwise, the proposed order shall not include any other relief.* If the prayer for relief includes a request for adequate protection, and/or a request for an award of attorney fees, those requests will be denied without prejudice. Adequate protection is unnecessary in light of the relief granted herein. A motion for attorney fees pursuant to 11 U.S.C. § 506(b), or applicable nonbankruptcy law, must be separately noticed and separately briefed with appropriate legal authority and supporting documentation. No appearance is necessary.

26. [10-61756](#)-B-13 TIMOTHY/MARY SETTLEMIRE

MHM-1  
MICHAEL MEYER/MV  
LEONARD WELSH/Atty. for dbt.

MOTION TO DISMISS CASE FOR  
FAILURE TO MAKE PLAN PAYMENTS  
9-8-14 [[62](#)]

The motion will be denied. The case has been voluntarily converted to chapter 7. No appearance is necessary.



27. [14-14557](#)-B-13 SAMUEL CANTU

ORDER TO SHOW CAUSE - FAILURE  
TO PAY FEES  
9-30-14 [[11](#)]

CASE DISMISSED

**This matter will be dropped from calendar without a disposition. The case has already been dismissed. No appearance is necessary.**

28. [11-16060](#)-B-13 JAMES/SANDRA BLOXOM  
MHM-2  
MICHAEL MEYER/MV  
ROBERT WILLIAMS/Atty. for dbt.  
RESPONSIVE PLEADING

MOTION TO DISMISS CASE FOR  
FAILURE TO MAKE PLAN PAYMENTS  
9-8-14 [[67](#)]

**The chapter 13 trustee's motion to dismiss was fully noticed in compliance with the Local Rules. The evidence shows the debtors are in material default of the plan and the response and record do not show that the default has been cured. Accordingly, the motion will be granted without oral argument. The case will be dismissed for cause shown. The court will prepare a civil minute order. No appearance is necessary.**

29. [11-61062](#)-B-13 STEVEN/TONYA RHODES  
NSV-2  
STEVEN RHODES/MV  
NIMA VOKSHORI/Atty. for dbt.

MOTION TO MODIFY PLAN  
9-18-14 [[84](#)]

**The motion will be denied without prejudice. The debtors are proposing to modify a confirmed chapter 13 plan. The court must determine, *inter alia*, that the modified plan is proposed in good faith. However, the motion is devoid of any information or evidence that would inform the creditors and the court as to what specific term(s) is (are) being modified in the plan and why. The moving papers contain pages of boilerplate statements that appear to have little bearing on the matter before the court. The motion fails to give adequate notice of the relief being sought.**

**In addition, the form of the proof of service does not comply with LBR 9014-1(d) (1) (see Local Rules, Appendix II, EDC.002-901, Revised Guidelines for the Preparation of Documents (4) (e)). The court will prepare a minute order. No appearance is necessary.**

30. [14-13862](#)-B-13 MARK JOSEPH  
RSW-1  
MARK JOSEPH/MV  
ROBERT WILLIAMS/Atty. for dbt.

MOTION TO VALUE COLLATERAL OF  
DOVENMUEHLE MORTGAGE, INC.  
10-9-14 [[29](#)]

31. [14-13566](#)-B-13 SARAH MCKAY-WITT  
MHM-1  
MICHAEL MEYER/MV

MOTION TO DISMISS CASE FOR  
FAILURE TO MAKE PLAN PAYMENTS  
AND/OR MOTION TO DISMISS CASE  
9-12-14 [[16](#)]

**The chapter 13 trustee's motion to dismiss was fully noticed in compliance with the Local Rules and there is no opposition. The debtor failed to appear at the meeting of creditors, and the evidence shows that the debtor is delinquent in her plan payments. Accordingly, the motion will be granted without oral argument. The case will be dismissed for cause shown. The court will prepare a civil minute order. No appearance is necessary.**

32. [14-12269](#)-B-13 DONALD/MARGIE MCKAY  
LKW-1

MOTION FOR COMPENSATION FOR  
LEONARD K. WELSH, DEBTOR'S  
ATTORNEY(S).  
10-2-14 [[37](#)]

LEONARD WELSH/Atty. for dbt.

33. [11-17170](#)-B-13 JOSEPH ESTRADA AND CHERYL  
PLG-4 MATTLEY  
JOSEPH ESTRADA/MV  
CHELSEA RYAN/Atty. for dbt.

MOTION TO APPROVE LOAN  
MODIFICATION  
10-1-14 [[96](#)]

**This matter was fully noticed in compliance with the Local Rules and there is no opposition. The motion will be granted without oral argument. The court does not approve or disapprove the terms of a mortgage modification outside of a chapter 13 plan. See *In re Wofford*, 449 B.R. 362 (Bankr. W.D. Wis. 2011). However, the court will authorize the debtor(s) to enter into a modification agreement on terms to be negotiated between the debtor(s) and the mortgagee so long as modification of the mortgage does not interfere with the debtor(s) duties and trustee's administration of the chapter 13 plan. The moving party shall submit a proposed order. No appearance is necessary.**

34. [14-14872](#)-B-13 ANTHONY LEONIS  
SJS-1  
ANTHONY LEONIS/MV  
SUSAN SALEHI/Atty. for dbt.

MOTION TO EXTEND AUTOMATIC STAY  
10-5-14 [[9](#)]

35. [12-10474](#)-B-13 MARK ANDRADA  
RSW-2  
MARK ANDRADA/MV  
ROBERT WILLIAMS/Atty. for dbt.  
CASE DISMISSED

MOTION TO VACATE DISMISSAL OF  
CASE  
10-15-14 [[81](#)]

36. [11-16485](#)-B-13 MICHAEL MANN  
MHM-1  
MICHAEL MEYER/MV  
PATRICK KAVANAGH/Atty. for dbt.

MOTION TO DISMISS CASE FOR  
FAILURE TO MAKE PLAN PAYMENTS  
9-8-14 [[137](#)]

**The motion will be denied based on the debtor's timely opposition and the court's review of the record. The debtor has timely filed and served a modified chapter 13 plan. No appearance is necessary.**

37. [11-17189](#)-B-13 RAUL/MARY RANGEL  
LKW-6

MOTION FOR COMPENSATION FOR  
LEONARD K. WELSH, DEBTOR'S  
ATTORNEY(S).  
9-16-14 [[124](#)]

LEONARD WELSH/Atty. for dbt.

**This matter was fully noticed in compliance with the Local Rules and there is no opposition. Accordingly, the motion will be granted without oral argument for cause shown. The moving party shall submit a proposed order. No appearance is necessary.**

38. [11-63189](#)-B-13 THOMAS WILEY  
RSW-3  
THOMAS WILEY/MV  
ROBERT WILLIAMS/Atty. for dbt.

MOTION TO MODIFY PLAN  
9-16-14 [[125](#)]

39. [12-13294](#)-B-13 RODOLFO/PATRICIA SERAFICA  
PK-5  
RODOLFO SERAFICA/MV  
PATRICK KAVANAGH/Atty. for dbt.

MOTION TO MODIFY PLAN  
9-5-14 [[98](#)]

**The motion to confirm or modify a chapter 13 plan was fully noticed in compliance with the Local Rules and there is no opposition. The motion will be granted without oral argument for cause shown. The debtor(s) shall submit a proposed confirmation order for approval to the chapter 13 trustee. The confirmation order shall include the docket control number of the motion and it shall reference the plan by the date it was filed. No appearance is necessary.**

40. [14-14098](#)-B-13 DONNA MACNEIL  
PD-1  
U.S. BANK TRUST, N.A./MV  
STEVEN ALPERT/Atty. for dbt.  
JONATHAN CAHILL/Atty. for mv.

OBJECTION TO CONFIRMATION OF  
PLAN BY U.S. BANK TRUST, N.A.  
9-22-14 [[24](#)]

**This matter will be continued to December 4, 2014, at 1:30 p.m. 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. The court will prepare a civil minute order. No appearance is necessary.**

3:00 P.M.

1. [13-16845](#)-B-7 KEYSTONE MINE MANAGEMENT CONTINUED MOTION TO SELL FREE  
KDG-2 II AND CLEAR OF LIENS  
VINCENT GORSKI/MV 5-8-14 [[166](#)]  
PHILLIP GILLET/Atty. for dbt.  
LISA HOLDER/Atty. for mv.  
RESPONSIVE PLEADING

Based on the court's review of the docket, it does not appear that a further hearing is necessary in this matter unless and until Adversary Proceeding No. 14-1112 is finally adjudicated and the disputed mining claims are transferred to the bankruptcy estate. Accordingly, this matter will be dropped from calendar. It may be reset for further hearing by any party in interest, on 14 days notice, in either Bakersfield or Fresno. No appearance is necessary.

2. [13-16845](#)-B-7 KEYSTONE MINE MANAGEMENT CONTINUED MOTION TO ESTABLISH  
KDG-3 II BIDDING PROCEDURES FOR KEYSTONE  
VINCENT GORSKI/MV AND EIGHT OUNCE UNPATENTED  
MINING CLAIMS, MILL SITE  
CLAIMS, AND EQUIPMENT AND/OR  
MOTION TO ESTABLISH PROCEDURES  
REGARDING WBW'S CREDIT BID  
9-4-14 [[298](#)]  
  
PHILLIP GILLET/Atty. for dbt.  
LISA HOLDER/Atty. for mv.

This matter will be dropped from calendar. Based on the court's review of the docket, it does not appear that a further hearing is necessary in this matter unless and until Adversary Proceeding No. 14-1112 is finally adjudicated and the disputed mining claims are transferred to the bankruptcy estate. Accordingly, this matter will be dropped from calendar. It may be reset for further hearing by any party in interest, on 14 days notice, in either Bakersfield or Fresno. No appearance is necessary.

3. [13-16845](#)-B-7 KEYSTONE MINE MANAGEMENT CONTINUED MOTION TO COMPROMISE  
KDG-4 II CONTROVERSY/APPROVE SETTLEMENT  
VINCENT GORSKI/MV AGREEMENT WITH BUSH MANAGEMENT  
COMPANY  
9-4-14 [[291](#)]  
  
PHILLIP GILLET/Atty. for dbt.  
LISA HOLDER/Atty. for mv.

This matter will be dropped from calendar. Based on the court's review of the docket, it does not appear that a further hearing is necessary in this matter unless and until Adversary Proceeding No. 14-1112 is finally adjudicated and the disputed mining claims are transferred to the bankruptcy estate. Accordingly, this matter will be dropped from calendar. It may be reset for further hearing by any party in interest, on 14 days notice, in either Bakersfield or Fresno. No appearance is necessary.

4. [14-10588](#)-B-11 J & D WILSON AND SONS  
KDG-20 DAIRY  
DISCLOSURE STATEMENT FILED BY  
DEBTOR J & D WILSON AND SONS  
DAIRY  
9-3-14 [[301](#)]  
JACOB EATON/Atty. for dbt.  
RESPONSIVE PLEADING
5. [14-10588](#)-B-11 J & D WILSON AND SONS  
KDG-21 DAIRY  
J & D WILSON AND SONS DAIRY/MV  
JACOB EATON/Atty. for dbt.  
MOTION TO ASSUME LEASE OR  
EXECUTORY CONTRACT  
10-15-14 [[333](#)]
6. [14-10588](#)-B-11 J & D WILSON AND SONS  
UST-1 DAIRY  
TRACY DAVIS/MV  
JACOB EATON/Atty. for dbt.  
ROBIN TUBESING/Atty. for mv.  
RESPONSIVE PLEADING  
RESCHEDULED HEARING RE: MOTION  
TO DISMISS CASE  
8-13-14 [[275](#)]