

**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: THURSDAY
DATE: NOVEMBER 17, 2016
CALENDAR: 10:00 A.M. CHAPTERS 13 AND 12 ADVERSARY PROCEEDINGS

GENERAL DESIGNATIONS

Each pre-hearing disposition is prefaced by the words "Final Ruling," "Tentative Ruling" or "No Tentative Ruling." Except as indicated below, matters designated "Final Ruling" will not be called and counsel need not appear at the hearing on such matters. Matters designated "Tentative Ruling" or "No Tentative Ruling" will be called.

ORAL ARGUMENT

For matters that are called, the court may determine in its discretion whether the resolution of such matter requires oral argument. See *Morrow v. Topping*, 437 F.2d 1155, 1156-57 (9th Cir. 1971); accord LBR 9014-1(h). When the court has published a tentative ruling for a matter that is called, the court shall not accept oral argument from any attorney appearing on such matter who is unfamiliar with such tentative ruling or its grounds.

COURT'S ERRORS IN FINAL RULINGS

If a party believes that a final ruling contains an error that would, if reflected in the order or judgment, warrant a motion under Federal Rule of Civil Procedure 60(a), as incorporated by Federal Rules of Bankruptcy Procedure 9024, then the party affected by such error shall, not later than 4:00 p.m. (PST) on the day before the hearing, inform the following persons by telephone that they wish the matter either to be called or dropped from calendar, as appropriate, notwithstanding the court's ruling: (1) all other parties directly affected by the motion; and (2) Kathy Torres, Judicial Assistant to the Honorable Fredrick E. Clement, at (559) 499-5860. Absent such a timely request, a matter designated "Final Ruling" will not be called.

1. [15-13096](#)-A-13 CRYSTAL MONROY CERVANTES STATUS CONFERENCE RE: COMPLAINT
[16-1090](#) 9-19-16 [[1](#)]
MONROY CERVANTES V. MERCHANT
CAPITAL SOURCE, LLC
GABRIEL WADDELL/Atty. for pl.

Final Ruling

The status conference is continued to January 11, 2017, at 10:00 a.m. to allow the plaintiff to prove up the default. If a dismissal or judgment is not in the file, not later than 14 days prior to the continued date the plaintiff shall file a status conference report.

2. [15-13096](#)-A-13 CRYSTAL MONROY CERVANTES STATUS CONFERENCE RE: COMPLAINT
[16-1091](#) 9-19-16 [[1](#)]
MONROY CERVANTES V.
YELLOWSTONE CAPITAL WEST, LLC
GABRIEL WADDELL/Atty. for pl.

Final Ruling

The status conference is continued to January 11, 2017, at 10:00 a.m. to allow the plaintiff to prove up the default. If a dismissal or judgment is not in the file, not later than 14 days prior to the continued date the plaintiff shall file a status conference report.