

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

Honorable Fredrick E. Clement  
Sacramento Federal Courthouse  
501 I Street, 7<sup>th</sup> Floor  
Courtroom 28, Department A  
Sacramento, California

**DAY: TUESDAY**  
**DATE: NOVEMBER 17, 2020**  
**CALENDAR: 10:00 A.M. ADVERSARY PROCEEDINGS**

**RULINGS**

Each matter on this calendar will have one of three possible designations: No Ruling, Tentative Ruling, or Final Ruling.

**"No Ruling"** means the likely disposition of the matter will not be disclosed in advance of the hearing. The matter will be called; parties wishing to be heard should rise and be heard.

**"Tentative Ruling"** means the likely disposition, and the reasons therefor, are set forth herein. The matter will be called. Aggrieved parties or parties for whom written opposition was not required should rise and be heard. Parties favored by the tentative ruling need not appear. Non-appearing parties are advised that the court may adopt a ruling other than that set forth herein without further hearing or notice.

**"Final Ruling"** means that the matter will be resolved in the manner, and for the reasons, indicated below. The matter will not be called; parties and/or counsel need not appear and will not be heard on the matter.

**CHANGES TO PREVIOUSLY PUBLISHED RULINGS**

On occasion, the court will change its intended ruling on some of the matters to be called and will republish its rulings. The parties and counsel are advised to recheck the posted rulings after 3:00 p.m. on the next business day prior to the hearing. Any such changed ruling will be preceded by the following bold face text: **"[Since posting its original rulings, the court has changed its intended ruling on this matter]"**.

**ERRORS IN RULINGS**

Clerical errors of an insignificant nature, e.g. nomenclature ("2017 Honda Accord," rather than "2016 Honda Accord"), amounts, ("\$880," not "\$808"), may be corrected in (1) tentative rulings by appearance at the hearing; or (2) final rulings by appropriate ex parte application. Fed. R. Civ. P. 60(a) *incorporated by* Fed. R. Bankr. P. 9024. All other errors, including those occasioned by mistake, inadvertence, surprise or excusable neglect, must be corrected by noticed motion. Fed. R. Bankr. P. 60(b), *incorporated by* Fed. R. Bankr. P. 9023.

1. [18-22453](#)-A-7     **IN RE: ECS REFINING, INC.**  
[20-2045](#)

CONTINUED STATUS CONFERENCE RE: COMPLAINT  
4-23-2020    [[1](#)]

HUSTED V. CELAN TV RECYCLERS  
INC.  
CHRISTOPHER SULLIVAN/ATTY. FOR PL.

#### **Final Ruling**

The status conference is continued to January 20, 2021, at 10:00 a.m. to allow the plaintiff to seek entry of the clerk's default and to prove up a default judgment. In the event that a dismissal or judgment is not in the file, not later than January 6, 2021, the plaintiff shall file a status report.

2. [18-22453](#)-A-7     **IN RE: ECS REFINING, INC.**  
[20-2046](#)

CONTINUED STATUS CONFERENCE RE: COMPLAINT  
4-23-2020    [[1](#)]

HUSTED V. CNE DIRECT, INC.  
CHRISTOPHER SULLIVAN/ATTY. FOR PL.  
ADVERSARY PROCEEDING DISMISSED: 10/13/20

#### **Final Ruling**

The case having been dismissed and closed on November 2, 2020, the Status Conference is concluded.

3. [18-22453](#)-A-7     **IN RE: ECS REFINING, INC.**  
[20-2047](#)

CONTINUED STATUS CONFERENCE RE: COMPLAINT  
4-23-2020    [[1](#)]

HUSTED V. FLEET CONCEPTS, INC.  
CHRISTOPHER SULLIVAN/ATTY. FOR PL.  
STIPULATION 11/2/2020, ECF 24

#### **Final Ruling**

The case having been dismissed by Stipulation, Order signed November 4, 2020, the Status Conference is concluded.

4. [18-22453](#)-A-7     **IN RE: ECS REFINING, INC.**  
[20-2051](#)

CONTINUED STATUS CONFERENCE RE: COMPLAINT  
4-23-2020    [[1](#)]

HUSTED V. A.S.I CYBER  
CONCEPTS, LLC.  
CHRISTOPHER SULLIVAN/ATTY. FOR PL.

**Final Ruling**

The status conference is continued to January 20, 2021, at 10:00 a.m. to allow the plaintiff to seek entry of the clerk's default and to prove up a default judgment. In the event that a dismissal or judgment is not in the file, not later than January 6, 2021, the plaintiff shall file a status report.

5. [18-22453](#)-A-7     **IN RE: ECS REFINING, INC.**  
[20-2056](#)

CONTINUED STATUS CONFERENCE RE: COMPLAINT  
4-23-2020    [[1](#)]

HUSTED V. MP TRANSPORTATION &  
CO  
CHRISTOPHER SULLIVAN/ATTY. FOR PL.

**Final Ruling**

The status conference is continued to January 20, 2021, at 10:00 a.m. to allow the plaintiff to seek entry of the clerk's default and to prove up a default judgment. In the event that a dismissal or judgment is not in the file, not later than January 6, 2021, the plaintiff shall file a status report.

6. [18-22453](#)-A-7     **IN RE: ECS REFINING, INC.**  
[20-2059](#)

CONTINUED STATUS CONFERENCE RE: COMPLAINT  
4-23-2020    [[1](#)]

HUSTED V. UNIFIRST CORPORATION  
CHRISTOPHER SULLIVAN/ATTY. FOR PL.

**Final Ruling**

The court will issue a scheduling order from chambers consistent with the schedule proposed by the parties in the Joint Status Report, ECF No. 29.

7. [18-22453](#)-A-7     **IN RE: ECS REFINING, INC.**  
[20-2059](#)

MOTION FOR ADMISSION TO PRACTICE PRO HAC VICE BY MICHAEL A.  
STEEL  
10-20-2020    [[24](#)]

HUSTED V. UNIFIRST CORPORATION

[Since posting its original rulings, the court has changed its intended ruling on this matter.]

**Final Ruling**

An Order Granting the motion was signed November 14, 2020, therefor, this matter will be dropped as moot.

8. [18-22453](#)-A-7     **IN RE: ECS REFINING, INC.**  
[20-2059](#)     [FEC-3](#)

ORDER TO SHOW CAUSE REGARDING THE UNAUTHORIZED PRACTICE OF  
LAW BY MICHAEL A. STEEL AND DURIYA DHINOJWALA AND REGARDING  
ASSISTING THE UNAUTHORIZED PRACTICE OF LAW BY JULIE E.  
OELSNER  
10-19-2020    [[23](#)]

HUSTED V. UNIFIRST CORPORATION  
RESPONSIVE PLEADING

[Since posting its original rulings, the court has changed its intended ruling on this matter.]

**Final Ruling**

An Order Granting the Motion for Admission to Practice Pro Hac Vice by was signed November 14, 2020. This Order to Show Cause will be discharged, no sanctions are ordered, and no appearance is necessary.

9. [18-22453](#)-A-7     **IN RE: ECS REFINING, INC.**  
[20-2063](#)

CONTINUED STATUS CONFERENCE RE: COMPLAINT  
4-23-2020    [[1](#)]

HUSTED V. RYDER TRANSPORTATION  
SERVICES.  
CHRISTOPHER SULLIVAN/ATTY. FOR PL.

**Final Ruling**

The plaintiff has requested, and the court will grant, the request for default judgment. The status conference is concluded.

10. [18-22453](#)-A-7     **IN RE: ECS REFINING, INC.**  
[20-2068](#)

CONTINUED STATUS CONFERENCE RE: COMPLAINT  
4-23-2020    [[1](#)]

HUSTED V. STAFFMARK  
INVESTEMENT LLC.  
CHRISTOPHER SULLIVAN/ATTY. FOR PL.  
ADVERSARY PROCEEDING DISMISSED: 10/13/20

**Final Ruling**

The case having been dismissed and closed on November 2, 2020, the Status Conference is concluded.

11. [18-22453](#)-A-7     **IN RE: ECS REFINING, INC.**  
[20-2069](#)

CONTINUED STATUS CONFERENCE RE: COMPLAINT  
4-23-2020    [[1](#)]

HUSTED V. SSI SHREDDING  
SYSTEMS, INC.  
CHRISTOPHER SULLIVAN/ATTY. FOR PL.  
ADVERSARY PROCEEDING DISMISSED: 10/29/20

**Final Ruling**

The case having been dismissed by Notice of Dismissal filed October 29, 2020, ECF No. 20, the Status Conference is concluded.

12. [18-22453](#)-A-7     **IN RE: ECS REFINING, INC.**  
[20-2071](#)

CONTINUED STATUS CONFERENCE RE: COMPLAINT  
4-23-2020    [[1](#)]

HUSTED V. 3C ENVIRONMENTAL  
SOLUTIONS.  
CHRISTOPHER SULLIVAN/ATTY. FOR PL.

**Final Ruling**

The status conference is continued to January 20, 2021, at 10:00 a.m. to allow the plaintiff to seek entry of the clerk's default and to prove up a default judgment. In the event that a dismissal or judgment is not in the file, not later than January 6, 2021, the plaintiff shall file a status report.

13. [18-22453](#)-A-7     **IN RE: ECS REFINING, INC.**  
[20-2073](#)

CONTINUED STATUS CONFERENCE RE: COMPLAINT  
4-23-2020    [[1](#)]

HUSTED V. USF REDDAWAY INC.  
CHRISTOPHER SULLIVAN/ATTY. FOR PL.  
ADVERSARY PROCEEDING DISMISSED: 10/30/20

**Final Ruling**

The case having been dismissed by Notice of Dismissal filed October 30, 2020, ECF No. 18, the Status Conference is concluded.

14. [18-22453](#)-A-7     **IN RE: ECS REFINING, INC.**  
[20-2074](#)

CONTINUED STATUS CONFERENCE RE: COMPLAINT  
4-23-2020    [[1](#)]

HUSTED V. SOS SECURITY LLC  
CHRISTOPHER SULLIVAN/ATTY. FOR PL.

**No Ruling**

15. [18-22453](#)-A-7     **IN RE: ECS REFINING, INC.**  
[20-2075](#)

CONTINUED STATUS CONFERENCE RE: COMPLAINT  
4-24-2020    [[1](#)]

HUSTED V. TENNIS  
CHRISTOPHER SULLIVAN/ATTY. FOR PL.  
ADVERSARY PROCEEDING DISMISSED: 11/3/20

**Final Ruling**

The case having been dismissed by Notice of Dismissal filed November 3, 2020, ECF No. 18, the Status Conference is concluded.

16. [18-22453](#)-A-7     **IN RE: ECS REFINING, INC.**  
[20-2080](#)

CONTINUED STATUS CONFERENCE RE: COMPLAINT  
4-24-2020    [[1](#)]

HUSTED V. DE LAGE LANDEN  
FINANCIAL SERVICES, INC.  
CHRISTOPHER SULLIVAN/ATTY. FOR PL.

**Final Ruling**

The court will issue a scheduling order from chambers consistent with the schedule proposed by the parties in the Joint Status Report, ECF No. 25.

17. [18-22453](#)-A-7     **IN RE: ECS REFINING, INC.**  
[20-2084](#)

CONTINUED STATUS CONFERENCE RE: COMPLAINT  
4-24-2020    [[1](#)]

HUSTED V. DOUBLE R ELECTRIC  
INCORPORATED  
CHRISTOPHER SULLIVAN/ATTY. FOR PL.

**Final Ruling**

The status conference is continued to January 20, 2021, at 10:00 a.m. In the event that a dismissal is not in the file, not later than January 6, 2021, the plaintiff shall file a status report.

18. [18-22453](#)-A-7     **IN RE: ECS REFINING, INC.**  
[20-2084](#)     [PP-1](#)

CONTINUED MOTION TO DISMISS CAUSE(S) OF ACTION FROM  
COMPLAINT  
9-8-2020     [[15](#)]

HUSTED V. DOUBLE R ELECTRIC  
INCORPORATED  
UNKNOWN TIME OF FILING/ATTY. FOR MV.

**Final Ruling**

The motion to dismiss is continued to January 20, 2021, at 10:00 a.m. In the event that a dismissal is not in the file, not later than January 6, 2021, the plaintiff shall file a status report.

19. [18-22453](#)-A-7     **IN RE: ECS REFINING, INC.**  
[20-2088](#)

CONTINUED STATUS CONFERENCE RE: COMPLAINT  
4-24-2020     [[1](#)]

HUSTED V. WM LAMPTRACKER, INC.  
CHRISTOPHER SULLIVAN/ATTY. FOR PL.

**Final Ruling**

The status conference is continued to January 20, 2021, at 10:00 a.m. In the event that a dismissal is not in the file, not later than January 6, 2021, the plaintiff shall file a status report.

20. [18-22453](#)-A-7     **IN RE: ECS REFINING, INC.**  
[20-2089](#)

CONTINUED STATUS CONFERENCE RE: COMPLAINT  
4-24-2020     [[1](#)]

HUSTED V. S&D RECYCLING  
CHRISTOPHER SULLIVAN/ATTY. FOR PL.

**Final Ruling**

The court having granted the Plaintiff's Application for Entry of Default Judgment on October 27, 2020, ECF No. 24, the Status Conference is concluded.



21. [18-22453](#)-A-7     **IN RE: ECS REFINING, INC.**  
[20-2090](#)

CONTINUED STATUS CONFERENCE RE: COMPLAINT  
4-24-2020    [[1](#)]

HUSTED V. DEBRI-TECH  
CHRISTOPHER SULLIVAN/ATTY. FOR PL.  
ADVERSARY PROCEEDING DISMISSED: 10/30/20

**Final Ruling**

The case having been dismissed by Notice of Dismissal filed October 30, 2020, ECF No. 23, the Status Conference is concluded.