

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

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

DAY: WEDNESDAY
DATE: DECEMBER 1, 2021
CALENDAR: 1:30 P.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. [20-24339](#)-A-7 **IN RE: JOSHUA HENRY**
[20-2185](#)

PRE-TRIAL CONFERENCE RE: COMPLAINT TO DETERMINE
DISCHARGEABILITY OF DEBT
12-18-2020 [[1](#)]

TORRUELLA V. HENRY
PETER PULLEN/ATTY. FOR PL.

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

Final Ruling

The Pre-Trial Conference is continued to December 7, 2021 at 1:30 p.m.

2. [20-24339](#)-A-7 **IN RE: JOSHUA HENRY**
[20-2185](#) [RJM-1](#)

MOTION FOR AN ORDER EXCLUDING PLAINTIFF'S EXPERT AND
PRECLUDING INTRODUCTION OF EVIDENCE
11-3-2021 [[59](#)]

TORRUELLA V. HENRY
RICK MORIN/ATTY. FOR MV.

Final Ruling

The motion is granted. Defendant shall upload an order granting the motion.

3. [21-20167](#)-A-13 **IN RE: HARLAN/CHARLOTTE CONFER**
[21-2024](#)

CONTINUED STATUS CONFERENCE RE: AMENDED COMPLAINT
6-2-2021 [[8](#)]

WATSON ET AL V. CONFER, III ET
AL
BARRY SPITZER/ATTY. FOR PL.

Final Ruling

The status conference is continued to January 19, 2021, at 1:30 p.m. to allow the plaintiffs to continue to prove up their default judgment. If judgment has not been entered and the adversary proceeding has not been dismissed, not later than January 5, 2022, the plaintiffs will file a status report.

4. [21-22887](#)-A-7 **IN RE: WANDA BARNARD**
[21-2071](#)

STATUS CONFERENCE RE: COMPLAINT
10-5-2021 [[1](#)]

BARNARD V. MARLETTE FUNDING
LLC
JOSEPH ANGELO/ATTY. FOR PL.

Final Ruling

The status conference is continued to December 17, 2021, at 1:30
p.m.