

# UNITED STATES BANKRUPTCY COURT Eastern District of California

### Judge Fredrick E. Clement

Sacramento Federal Courthouse 501 I Street, 7<sup>th</sup> Floor Courtroom 28, Department A Sacramento, California

DAY: TUESDAY

DATE: DECEMBER 2, 2025

CALENDAR: 10:30 A.M. ADVERSARY PROCEEDINGS

Unless otherwise ordered, all matters before Chief Judge Fredrick E. Clement shall be simultaneously: (1) IN PERSON at Sacramento Courtroom No. 28, (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 **Court 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 the 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:

- Review the <u>Pre-Hearing Dispositions</u> prior to appearing at the hearing.
- Review the court's <u>Zoom Procedures and Guidelines</u> for these, and additional instructions.
- 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.

#### PRE-HEARING DISPOSITION INSTRUCTIONS

#### 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. However, 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. $\frac{25-23104}{25-2123}$ LWY-1

MOTION TO AMEND 11-1-2025 [14]

CROSSROADS EQUIPMENT LEASE AND FINANCE, LLC V. SINGH KENRICK YOUNG/ATTY. FOR MV.

## No Ruling

2.  $\frac{25-21321}{25-2077}$  -A-7 IN RE: PAUL DAVID CRUZ

CONTINUED STATUS CONFERENCE RE: COMPLAINT 6-25-2025 [1]

SHIRLEY MUNOZ, GUARDIAN AD LITEM FOR ERNEST L. SER V. DANIEL JAY/ATTY. FOR PL.

## No Ruling

3.  $\frac{24-24334}{25-2061}$  CAE-1 IN RE: KENNETH WILKINSON

CONTINUED STATUS CONFERENCE RE: COMPLAINT 5-16-2025 [1]

WILKINSON V. PHH MORTGAGE CORPORATION ET AL KENNETH WILKINSON/ATTY. FOR PL.

#### No Ruling

4.  $\frac{25-24755}{25-2114}$  FEC-1

ORDER TO SHOW CAUSE 11-5-2025 [7]

MONTES V. UNITED STATES DEPARTMENT OF EDUCATION

### No Ruling

# 5. $\frac{25-24755}{25-2114}$ FEC-1

CONTINUED STATUS CONFERENCE RE: COMPLAINT 9-3-2025 [1]

MONTES V. UNITED STATES
DEPARTMENT OF EDUCATION
JASMINE MONTES/ATTY. FOR PL.

### No Ruling

6.  $\frac{25-22462}{25-2084}$  -A-7 IN RE: PATRICK TORREY

CONTINUED STATUS CONFERENCE RE: COMPLAINT 7-9-2025 [1]

TORREY V. TY INVESTMENT ET AL PATRICK TORREY/ATTY. FOR PL.

### Final Ruling

The time in which the plaintiff has leave of court to file an amended complaint has expired, Order Re Motion to Dismiss para. 2, ECF No. 20, and no amended complaint has been filed. The status conference is concluded.

7.  $\frac{24-22678}{24-2191}$  CAE-1

CONTINUED STATUS CONFERENCE RE: COMPLAINT 9-30-2024 [1]

PRO-TECH PRODUCTS, INC. V. KENNEDY ET AL ANERIO ALTMAN/ATTY. FOR PL.

#### No Ruling

# 8. $\frac{25-20483}{25-2059}$ -A-7 IN RE: BARRIE EVES

CONTINUED STATUS CONFERENCE RE: AMENDED COMPLAINT 9-9-2025 [31]

GIRON ET AL V. EVES KIMBERLY AHRENS/ATTY. FOR PL.

### No Ruling

# 9. $\frac{23-22386}{23-2079}$ FF-1 IN RE: LAURIE MCQUISTON

CONTINUED MOTION FOR COMPENSATION FOR GARY RAY FRALEY, DEFENDANTS ATTORNEY(S) 10-2-2025 [89]

MCQUISTON V. MCQUISTON RESPONSIVE PLEADING

### No Ruling

10.  $\frac{25-22194}{25-2093}$  -A-11 IN RE: JJ PFISTER DISTILLING COMPANY, LLC

CONTINUED STATUS CONFERENCE RE: COMPLAINT 7-23-2025 [1]

JJ PFISTER DISTILLING COMPANY, LLC V. ODK CAPITAL, LLC STEPHEN REYNOLDS/ATTY. FOR PL.

### Final Ruling

The status conference is concluded. No appearance is necessary.

# 11. $\frac{25-22096}{25-2125}$ CAE-1

STATUS CONFERENCE RE: COMPLAINT 9-29-2025 [1]

FARMERS INSURANCE FEDERAL CREDIT UNION V. CASTRO A. SIMON/ATTY. FOR PL.

#### No Ruling

12.  $\frac{24-25499}{25-2096}$  -A-13 IN RE: CAROL MCEACHERN  $\frac{25-2096}{25-2096}$  CAE-1

CONTINUED STATUS CONFERENCE RE: NOTICE OF REMOVAL 7-29-2025 [1]

MCEACHERN ET AL V. PEZZULLO ET AL JAMES MCEACHERN/ATTY. FOR PL.

## No Ruling

13.  $\frac{24-25499}{25-2096}$  -A-13 IN RE: CAROL MCEACHERN

ORDER TO FILE CORPORATE DISCLOSURE UNDER FED. R. BANKR. P. 7007.1 ORDER TO SHOW CAUSE 11-5-2025 [37]

MCEACHERN ET AL V. PEZZULLO ET AL STATEMENT, ECF NO. 41

### Final Ruling

The Corporate Disclosure Statement has been filed, and the matter is dropped from calendar. No appearance is necessary.