

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

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

DAY: TUESDAY
DATE: DECEMBER 6, 2022
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. [20-23726](#)-A-11 **IN RE: AME ZION WESTERN EPISCOPAL DISTRICT**
[22-2050](#) [CAE-1](#)

CONTINUED STATUS CONFERENCE RE: COMPLAINT
7-28-2022 [\[1\]](#)

GOLDEN V. AMEY ENTERPRISES LLC
DAVID GOODRICH/ATTY. FOR PL.
ADVERSARY PROCEEDING DISMISSED: 11/3/22

Final Ruling

This case was dismissed on November 3, 2022. The Status Conference is concluded.

2. [20-23726](#)-A-11 **IN RE: AME ZION WESTERN EPISCOPAL DISTRICT**
[22-2059](#) [CAE-1](#)

CONTINUED STATUS CONFERENCE RE: COMPLAINT
7-28-2022 [\[1\]](#)

GOLDEN V. WHARTON BUSINESS
GROUP, LLC
DAVID GOODRICH/ATTY. FOR PL.

Final Ruling

The status conference is continued to January 4, 2023, at 1:30 p.m. Not later than 7 days prior to the continued hearing, the plaintiff shall file a status report.

3. [20-23726](#)-A-11 **IN RE: AME ZION WESTERN EPISCOPAL DISTRICT**
[22-2065](#) [GG-1](#)

MOTION FOR ENTRY OF DEFAULT JUDGMENT
11-4-2022 [\[16\]](#)

GOLDEN V. POWELL
DAVID GOODRICH/ATTY. FOR MV.

Final Ruling

The motion is granted. A civil minute order will issue. The plaintiff shall lodge a judgment consistent with these findings.

SERVICE AND NOTICE

As of November 1, 2022, Local Bankruptcy Rules 2002-3 (limiting notice for Rule 2002(a)(6) (motions for compensation), Rule 9036-1 (electronic service) and Rule 7005-1 (requiring attorneys and trustees to use a standardized Certificate of Service, EDC 7-005).

The form certificate of service is intended to allow parties to memorialize service efficiently and accurately, and to aid the court in ensuring sufficient service is achieved in each proceeding.

In this case the plaintiff is using an outdated version of EDC Form 7-005. The most recent version of EDC 7-005 is dated 10/22, and available on the court's website. The plaintiff is using a form dated 09/22.

4. [20-23726](#)-A-11 **IN RE: AME ZION WESTERN EPISCOPAL DISTRICT**
[22-2071](#) [CAE-1](#)

CONTINUED STATUS CONFERENCE RE: COMPLAINT
7-29-2022 [[1](#)]

GOLDEN V. CRUZ
DAVID GOODRICH/ATTY. FOR PL.

Final Ruling

The status conference is concluded. A civil minute order shall issue.

5. [20-23726](#)-A-11 **IN RE: AME ZION WESTERN EPISCOPAL DISTRICT**
[22-2071](#) [GG-1](#)

MOTION FOR ENTRY OF DEFAULT JUDGMENT
11-8-2022 [[16](#)]

GOLDEN V. CRUZ
DAVID GOODRICH/ATTY. FOR MV.

Final Ruling

The motion is granted. A civil minute order will issue. The plaintiff shall lodge a judgment consistent with these findings.

SERVICE AND NOTICE

As of November 1, 2022, Local Bankruptcy Rules 2002-3 (limiting notice for Rule 2002(a)(6) (motions for compensation), Rule 9036-1 (electronic service) and Rule 7005-1 (requiring attorneys and trustees to use a standardized Certificate of Service, EDC 7-005).

The form certificate of service is intended to allow parties to memorialize service efficiently and accurately, and to aid the court in ensuring sufficient service is achieved in each proceeding.

In this case the plaintiff is using an outdated version of EDC Form 7-005. The most recent version of EDC 7-005 is dated 10/22, and

available on the court's website. The plaintiff is using a form dated 09/22.

6. [20-23726](#)-A-11 **IN RE: AME ZION WESTERN EPISCOPAL DISTRICT**
[22-2075](#) [CAE-1](#)

CONTINUED STATUS CONFERENCE RE: COMPLAINT
7-29-2022 [[1](#)]

GOLDEN V. SUNTRUST BANK
DAVID GOODRICH/ATTY. FOR PL.

Final Ruling

The status conference is continued to February 22, 2023, at 1:30 p.m. to allow the plaintiff to prove up its default judgment. If a judgment is not in the file, not later than 14 days prior to the continued hearing the plaintiff shall file a status report. A civil minute order shall issue.

7. [20-23726](#)-A-11 **IN RE: AME ZION WESTERN EPISCOPAL DISTRICT**
[22-2076](#) [CAE-1](#)

CONTINUED STATUS CONFERENCE RE: COMPLAINT
7-29-2022 [[1](#)]

GOLDEN V. LIVINGSTONE COLLEGE
DAVID GOODRICH/ATTY. FOR PL.

No Ruling

8. [20-23246](#)-A-7 **IN RE: SACRAMENTO I STEAKHOUSE, L.P.**
[22-2039](#) [CAE-1](#)

CONTINUED STATUS CONFERENCE RE: COMPLAINT
6-29-2022 [[1](#)]

SMITH V. OUTWEST RESTAURANT
GROUP, INC. ET AL
J. CUNNINGHAM/ATTY. FOR PL.

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

Final Ruling

The status conference is continued to March 21, 2023, at 1:30 p.m. Not later than 14 days prior to the continued hearing, the parties shall file a joint status report.

9. [21-22759](#)-A-7 **IN RE: NADIA ZHIRY**
[22-2013](#) [FEC-1](#)

CONTINUED PRE-TRIAL CONFERENCE RE: COMPLAINT FOR
DETERMINATION OF NON-DISCHARGEABILITY OF DEBT
2-16-2022 [[1](#)]

THE CITY OF SACRAMENTO V.
ZHIRY
CHRISTOPHER HUGHES/ATTY. FOR PL.

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

Final Ruling

A stipulated judgment having been entered on November 30, 2022, ECF No. 23, the pre-trial conference is concluded. A civil minute order to issue.

10. [19-26964](#)-A-7 **IN RE: LYNN HARRINGTON**
[20-2017](#)

PRE-TRIAL CONFERENCE RE: COMPLAINT FOR NON-DISCHARGEABILITY
2-18-2020 [[1](#)]

EL DORADO COUNTY V. HARRINGTON
JAMIE DREHER/ATTY. FOR PL.

Final Ruling

The pretrial conference is dropped. The court has already scheduled a status conference for January 10, 2023, at 1:30 p.m., which will go forward as scheduled. Order, ECF No. 100.

11. [15-29890](#)-A-7 **IN RE: GRAIL SEMICONDUCTOR**
[18-2180](#) [FEC-4](#)

PRE-TRIAL CONFERENCE RE: COMPLAINT
11-1-2018 [[1](#)]

SEDGWICK FUNDINGCO, LLC ET AL
V. NEWDELMAN ET AL
ERIK IVES/ATTY. FOR PL.

No Ruling

12. [15-29890](#)-A-7 **IN RE: GRAIL SEMICONDUCTOR**
[18-2180](#) [HSL-6](#)

MOTION TO RECONSIDER
10-27-2022 [[410](#)]

SEDGWICK FUNDINGCO, LLC ET AL
V. NEWDELMAN ET AL
ALLAN NEWDELMAN/ATTY. FOR MV.

No Ruling