



UNITED STATES BANKRUPTCY COURT
Eastern District of California

Honorable Christopher D. Jaime
Chief Bankruptcy Judge
Department B, Courtroom 32
501 I Street, 6th Floor
Sacramento, California

December 16, 2025 at 1:00 p.m.

Unless otherwise ordered, all matters before the Honorable Chief **Christopher Jaime** shall be simultaneously: (1) **In Person** at, **Sacramento Courtroom No. 32, 6th Floor** (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 **Remote Appearances** page of our website at <https://www.caeb.uscourts.gov/Calendar/RemoteAppearances>. 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 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:

1. Review the [Pre-Hearing Dispositions](#) prior to appearing at the hearing.
2. 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 medical 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.

INSTRUCTIONS FOR PRE-HEARING DISPOSITIONS

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

No Ruling: All parties will need to appear at the hearing unless otherwise ordered.

Tentative Ruling: If a matter has been designated as a tentative ruling it will be called. The court may continue the hearing on the matter, set a briefing schedule, or enter other orders appropriate for efficient and proper resolution of the matter. The original moving or objecting party shall give notice of the continued hearing date and the deadlines. The minutes of the hearing will be the court's findings and conclusions.

Final Ruling: Unless otherwise ordered, there will be no hearing on these matters and no appearance is necessary. The final disposition of the matter is set forth in the ruling and it will appear in the minutes. The final ruling may or may not finally adjudicate the matter. If it is finally adjudicated, the minutes constitute the court's findings and conclusions.

Orders: Unless the court specifies in the tentative or final ruling that it will issue an order, the prevailing party shall lodge an order within seven (7) days of the final hearing on the matter.

UNITED STATES BANKRUPTCY COURT

Eastern District of California

Honorable Christopher D. Jaime

Chief Bankruptcy Judge

Sacramento, California

December 16, 2025 at 1:00 p.m.

1. [25-23708](#)-B-13 BRIAN RUSSELL MOTION TO DISMISS CASE
[LGT](#)-2 Yasha Rahimzadeh 10-29-25 [[44](#)]

Final Ruling

The motion has been set for hearing on 28-days notice. Local Bankruptcy Rule 9014-1(f)(1). The failure of the respondent and other parties in interest to file written opposition at least 14 days prior to the hearing as required by Local Bankruptcy Rule 9014-1(f)(1)(B) is considered to be the equivalent of a statement of nonopposition. *Cf. Ghazali v. Moran*, 46 F.3d 52, 53 (9th Cir. 1995). No opposition was filed. The matter will be resolved without oral argument. No appearance at the hearing is required.

The court's decision is to conditionally deny without prejudice the motion to dismiss case.

The Chapter 13 Trustee moves to dismiss case on grounds that Debtor has failed to file, set, and serve a modified plan, failed to provide pay advices for the pay periods of January through June 2024, and filed the incorrect Disclosure of Compensation of Attorney for Debtor form, which also improperly excludes judicial lien avoidances and relief form stay actions.

A review of the court's docket shows that Debtor filed a first amended plan and a Disclosure of Compensation of Attorney for Debtor form on December 1, 2025. A confirmation hearing for the amended plan must still be set and served.

Provided that Debtor sets a confirmation hearing, serves creditors, and provides the Trustee's office with the missing pay advices by 5:00 p.m. on December 19, 2025, the motion to dismiss case will be denied without prejudice.

If Debtor fails to do the aforementioned, the motion to dismiss case will be granted on the Trustee's ex parte motion.

The motion is conditionally denied.

The motion is ORDERED CONDITIONALLY DENIED for reasons stated in the minutes.

The court will issue an order.

December 16, 2025 at 1:00 p.m.

2. [25-90413](#)-B-13 CHERYL GONZALES
[SAT](#)-2 Peter G. Macaluso

STATUS CONFERENCE RE: OBJECTION
TO DEBTOR'S CLAIM OF EXEMPTIONS
8-1-25 [[45](#)]

DEBTOR DISMISSED: 11/20/25

Final Ruling

The case having previously been dismissed, the objection to debtor's claim of exemptions is overruled as moot.

The objection is ORDERED OVERRULED AS MOOT for reasons stated in the minutes.

The court will issue an order.

3. [25-23814](#)-B-13 HUGO/VERONICA RODRIGUEZ MOTION TO DISMISS CASE
[LGT](#)-2 Len ReidReynoso 11-7-25 [[28](#)]

Final Ruling

The motion has been set for hearing on 28-days notice. Local Bankruptcy Rule 9014-1(f)(1). The failure of the respondent and other parties in interest to file written opposition at least 14 days prior to the hearing as required by Local Bankruptcy Rule 9014-1(f)(1)(B) is considered to be the equivalent of a statement of nonopposition. *Cf. Ghazali v. Moran*, 46 F.3d 52, 53 (9th Cir. 1995). Opposition was filed.

The court has determined that oral argument will not assist in the decision-making process or resolution of the motion. See Local Bankr. R. 9014-1(h), 1001-1(f). This matter will therefore be decided on the papers.

The court's decision is to deny without prejudice the motion to dismiss case.

The Chapter 13 Trustee moves to dismiss case on grounds that Debtors have failed to file, set, and serve a modified plan, failed to accurately file Schedule I to reflect a change of employment, and is delinquent in the amount of \$12,104.00 with an additional monthly plan payment of \$6,052.00 due November 25, 2025.

Debtors filed a response stating that they have filed an amended plan and amended Schedule I and J. A review of the court's docket shows that the confirmation hearing for the amended plan is scheduled for January 20, 2025. This resolves the motion to dismiss case at this time.

Cause does not exist to dismiss this case. The motion is denied and the case is not dismissed.

The motion is ORDERED DENIED WITHOUT PREJUDICE for reasons stated in the minutes.

The court will issue an order.

4. [22-21817](#)-B-13 GARY SPARKS MOTION TO DISMISS CASE
[DPC](#)-8 Mary Ellen Terranella 11-14-25 [[136](#)]

Final Ruling

The motion has been set for hearing on 28-days notice. Local Bankruptcy Rule 9014-1(f)(1). The failure of the respondent and other parties in interest to file written opposition at least 14 days prior to the hearing as required by Local Bankruptcy Rule 9014-1(f)(1)(B) is considered to be the equivalent of a statement of nonopposition. *Cf. Ghazali v. Moran*, 46 F.3d 52, 53 (9th Cir. 1995). No opposition was filed. The matter will be resolved without oral argument. No appearance at the hearing is required.

The court's decision is to grant the motion to dismiss case.

Debtor is delinquent in plan payments. Debtor will need to pay \$11,362.10 in order to bring this plan current by the date of the hearing. This is an unreasonable delay that is prejudicial to creditors. 11 U.S.C. § 1307(c)(1).

Cause exists to dismiss this case. The motion is granted and the case is dismissed.

The motion is ORDERED GRANTED for reasons stated in the minutes.

The court will issue an order.

5. [20-24822](#)-B-13 NORBERTO ROSARIO RIVERA MOTION TO DISMISS CASE
[LGT](#)-1 Gregory J. Smith 11-6-25 [[85](#)]

Final Ruling

The Chapter 13 Trustee filed a motion to withdraw its pending motion, and it is consistent with the Debtor's opposition filed to the motion. The motion is therefore dismissed without prejudice pursuant to Federal Rule of Civil Procedure 41(a)(2) and Federal Rule of Bankruptcy Procedure 9014 and 7041. The case will proceed in this court.

6. [24-25024](#)-B-13 MAUREEN SHARMA
[LGT](#)-4 Peter G. Macaluso

CONTINUED MOTION TO DISMISS
CASE
9-16-25 [[98](#)]

Final Ruling

This matter was continued from October 28, 2025, to provide Debtor additional time to obtain the required signature for a permanent loan modification and to file, set, and serve an amended plan and motion to confirm. See dkt. 103.

A review of the court's docket shows that a third amended plan was filed on November 24, 2025, with a confirmation hearing set for January 6, 2026. This resolves the motion to dismiss case at this time.

Cause does not exist to dismiss this case. The motion is denied and the case is not dismissed.

The motion is ORDERED DENIED WITHOUT PREJUDICE for reasons stated in the minutes.

The court will issue an order.

7. [25-22729](#)-B-13 JUSTIN CHARON
[LGT](#)-2 David Foyil

MOTION TO DISMISS CASE
10-29-25 [[38](#)]

Final Ruling

The Chapter 13 Trustee filed a motion to withdraw its pending motion, and it is consistent with the Debtor's opposition filed to the motion. The motion is therefore dismissed without prejudice pursuant to Federal Rule of Civil Procedure 41(a)(2) and Federal Rule of Bankruptcy Procedure 9014 and 7041. The case will proceed in this court.

8. [25-24335](#)-B-13 MARY JANE LOR
[LGT](#)-1 Pro Se
DEBTOR DISMISSED: 11/25/25

MOTION TO DISMISS CASE
11-7-25 [[28](#)]

Final Ruling

The case having previously been dismissed, the motion is dismissed as moot.

The motion is ORDERED DISMISSED AS MOOT for reasons stated in the minutes.

The court will issue an order.

9. [24-20837](#)-B-13 TERRI COOK PALACIOS AND MOTION TO CONVERT CASE FROM
[DPC](#)-4 JOSE PALACIOS CHAPTER 13 TO CHAPTER 7 AND/OR
 Leo G Spanos MOTION TO DISMISS CASE
 11-12-25 [[131](#)]

Final Ruling

The motion has been set for hearing on 28-days notice. Local Bankruptcy Rule 9014-1(f)(1). The failure of the respondent and other parties in interest to file written opposition at least 14 days prior to the hearing as required by Local Bankruptcy Rule 9014-1(f)(1)(B) is considered to be the equivalent of a statement of nonopposition. *Cf. Ghazali v. Moran*, 46 F.3d 52, 53 (9th Cir. 1995). Opposition was filed.

The court has determined that oral argument will not assist in the decision-making process or resolution of the motion. See Local Bankr. R. 9014-1(h), 1001-1(f). This matter will therefore be decided on the papers.

The court's decision is to conditionally deny without prejudice the motion to dismiss case.

The Chapter 13 Trustee moves to convert case on grounds that Debtors are delinquent in the amount of \$7,180.00 with an additional payment of \$3,590.00 due November 25, 2025. This is an unreasonable delay that is prejudicial to creditors. 11 U.S.C. § 1307(c)(1).

Debtors filed a response stating that they will be current before the hearing on this matter. The Trustee's office has confirmed that an electronic payment is pending, which if cleared will cure the delinquency.

The motion to dismiss case will be conditionally denied.

The motion is ORDERED CONDITIONALLY DENIED for reasons stated in the minutes.

The court will issue an order.

10. [25-90337](#)-B-13 ERLINDA RAMOS
[FI-1](#) Fred A. Ihejirika

CONTINUED MOTION TO CONFIRM
PLAN
10-23-25 [[27](#)]

Final Ruling

This matter was continued from December 2, 2025.

Based on the Chapter 13 Trustee's reply and Debtor's response, the proposed first amended plan is confirmable with additional language in the order confirming plan that states Debtor shall increase monthly plan payments in months 9 through 60 to fund the plan within the 60-month plan term.

The amended plan complies with 11 U.S.C. §§ 1322, 1323, and 1325(a) and is confirmed.

The motion is ORDERED GRANTED for reasons stated in the minutes. An appropriate order confirming the Chapter 13 plan shall be prepared consistent with the current practice of the Chapter 13 Trustee assigned to the case and the proposed order shall be submitted to the court.

The court will issue an order.

11. [24-25238](#)-B-13 DENISE KELLENBERGER
[DPC](#)-2 Mark Shmorgon

MOTION TO DISMISS CASE
11-19-25 [[38](#)]

Final Ruling

The motion has been set for hearing on 28-days notice. Local Bankruptcy Rule 9014-1(f)(1). The failure of the respondent and other parties in interest to file written opposition at least 14 days prior to the hearing as required by Local Bankruptcy Rule 9014-1(f)(1)(B) is considered to be the equivalent of a statement of nonopposition. *Cf. Ghazali v. Moran*, 46 F.3d 52, 53 (9th Cir. 1995). Opposition was filed.

The court has determined that oral argument will not assist in the decision-making process or resolution of the motion. See Local Bankr. R. 9014-1(h), 1001-1(f). This matter will therefore be decided on the papers.

The court's decision is to conditionally deny without prejudice the motion to dismiss case.

The Chapter 13 Trustee moves to dismiss case on grounds that Debtor is delinquent in the amount of \$3,989.00. This is an unreasonable delay that is prejudicial to creditors. 11 U.S.C. § 1307(c)(1).

Debtor filed a response stating that she admits to being delinquent in plan payments and will become fully current before the hearing on this matter.

Provided that the delinquency is cured by 1:00 p.m. on December 16, 2025, the motion to dismiss case will be denied. If Debtor fails to cure the delinquency, the motion to dismiss case will be granted.

The motion is conditionally denied.

The motion is ORDERED CONDITIONALLY DENIED for reasons stated in the minutes.

The court will issue an order.

12. [25-24538](#)-B-13 LEEANN KRIER
[LGT](#)-2 Peter G. Macaluso

MOTION TO DISMISS CASE
11-4-25 [[30](#)]

Final Ruling

The motion has been set for hearing on 28-days notice. Local Bankruptcy Rule 9014-1(f)(1). The failure of the respondent and other parties in interest to file written opposition at least 14 days prior to the hearing as required by Local Bankruptcy Rule 9014-1(f)(1)(B) is considered to be the equivalent of a statement of nonopposition. *Cf. Ghazali v. Moran*, 46 F.3d 52, 53 (9th Cir. 1995). A response was filed.

The court has determined that oral argument will not assist in the decision-making process or resolution of the motion. See Local Bankr. R. 9014-1(h), 1001-1(f). This matter will therefore be decided on the papers.

The court's decision is to grant the motion to dismiss case.

The Chapter 13 Trustee ("Trustee") moves to dismiss case on grounds that Debtor failed to accurately file Schedule I and the Statement of Financial Affairs, is delinquent in the amount of \$5,840.00 with an additional payment of \$2,920.00 due November 25, 2025, and has failed to file tax returns for the years 2022, 2023, and 2024.

Debtor's counsel filed a response stating that he has no basis to oppose the Trustee's motion.

Cause exists to dismiss this case. The motion is granted and the case is dismissed.

The motion is ORDERED GRANTED for reasons stated in the minutes.

The court will issue an order.

Final Ruling

The motion has been set for hearing on 28-days notice. Local Bankruptcy Rule 9014-1(f)(1). The failure of the respondent and other parties in interest to file written opposition at least 14 days prior to the hearing as required by Local Bankruptcy Rule 9014-1(f)(1)(B) is considered to be the equivalent of a statement of nonopposition. *Cf. Ghazali v. Moran*, 46 F.3d 52, 53 (9th Cir. 1995). No opposition was filed. The matter will be resolved without oral argument. No appearance at the hearing is required.

The court's decision is to grant the motion to dismiss case.

First, Debtor failed to appear and testify at the initial meeting of creditors held November 05, 2025. 11 U.S.C. § 341 and/or F.R.B.P. 4002.

Second, Debtor failed to set a plan as required by the Order Extending Time to File Missing Documents.

Third, Debtor failed to provide a declaration of third party who contributes to the Debtor's monthly income, if applicable

Fourth, Debtor failed to provide completed copies of all payment advices or other evidence of payment received within 60 days before the date of filing of the petition. 11 U.S.C. § 521(a)(1)(B)(iv); LBR 1007-1(c)(1); 11 U.S.C. § 521(i)(1). The last day was November 01, 2025. The Chapter 13 Trustee has not been provided with a paystub from Elk Grove School District for the month of September, if applicable. Debtor has failed to provide any paystubs from Pacific Coast Services.

Fifth, Debtor failed to provide the correct Disclosure of Attorney Compensation form, which does not match the standardized form provided on the Eastern District of California Court's website. Additionally, the form at Line 6 states that the agreed upon fee of \$8,500.00 does not include judicial lien avoidances and relief from stay actions. This is contradictory to the duties in the Rights and Responsibilities. These services are included in the "No Look Fee" and should not be excluded.

Sixth, as of November 07, 2025, payments are delinquent in the amount of \$8,500.00. An additional monthly plan payment of \$8,500.00 is due November 25, 2025. 11 U.S.C. § 1307(c)(4).

Cause exists to dismiss this case. The motion is granted and the case is dismissed.

The motion is ORDERED GRANTED for reasons stated in the minutes.

The court will issue an order.

14. [23-21447](#)-B-13 MARTHA ESPINOZA
[DPC](#)-2 Michael O'Dowd Hays

CONTINUED MOTION TO DISMISS
CASE
10-10-25 [[47](#)]

Final Ruling

This matter was continued from November 25, 2025, to provide Debtor additional time to cure the delinquency in plan payments. Debtor filed a status report on December 1, 2025, stating that she has cured her delinquency. This resolves the motion to dismiss at this time.

Cause does not exist to dismiss this case. The motion denied and the case will not be dismissed.

The motion is ORDERED DENIED WITHOUT PREJUDICE for reasons stated in the minutes.

The court will issue an order.

15. [25-24547](#)-B-13 ANGELA CLEMENTS MOTION TO DISMISS CASE
[LGT](#)-2 Simran Singh Hundal 11-4-25 [[30](#)]

CONTINUED TO 1/06/26 AT 1:00 P.M. TO BE HEARD IN CONJUNCTION WITH THE MOTION TO AVOID JUDICIAL LIEN.

Final Ruling

No appearance at the December 16, 2025, hearing is required. The court will issue an order.

16. [25-23849](#)-B-13 DAVID GRAHAM CONTINUED OBJECTION TO
[LGT](#)-1 Steven A. Alpert CONFIRMATION OF PLAN BY LILIAN
Thru #17 G. TSANG
9-11-25 [[12](#)]

CONTINUED TO 1/06/26 AT 1:00 P.M. TO BE HEARD AFTER THE CONTINUED MEETING OF CREDITORS SET FOR 12/18/25.

Final Ruling

No appearance at the December 16, 2025, hearing is required. The court will issue an order.

17. [25-23849](#)-B-13 DAVID GRAHAM CONTINUED MOTION TO DISMISS
[LGT](#)-2 Steven A. Alpert CASE
10-3-25 [[17](#)]

CONTINUED TO 1/06/26 AT 1:00 P.M. TO BE HEARD AFTER THE CONTINUED MEETING OF CREDITORS SET FOR 12/18/25. CHAPTER 13 TRUSTEE SHALL FILE A SUPPLEMENTAL DECLARATION BY 5:00 P.M. 1/02/25 AS TO WHETHER THE ISSUES FOR DISMISSAL HAVE BEEN RESOLVED.

Final Ruling

No appearance at the December 16, 2025, hearing is required. The court will issue an order.

18. [25-26049](#)-B-13 EVELYN DAVIS
Pro Se

ORDER TO SHOW CAUSE - FAILURE
TO PAY FEES
11-13-25 [[12](#)]

DEBTOR DISMISSED: 11/17/25

Final Ruling

The case having previously been dismissed, the order to show cause is discharged as moot with no sanctions ordered.

The order to show cause is ORDERED DISCHARGED AS MOOT for reasons stated in the minutes.

The court will issue an order.

19. [25-90352](#)-B-13 ROGEH YOUSEFBADAL MOTION TO DISMISS CASE
[LGT](#)-3 David C. Johnston 11-7-25 [[50](#)]

Final Ruling

The court having signed an order granting debtor Rogeh Yousefbadal's motion to voluntarily dismiss case, the motion filed by the Chapter 13 Trustee is dismissed as moot.

The motion is ORDERED DISMISSED AS MOOT for reasons stated in the minutes.

The court will issue an order.

20. [24-22957](#)-B-13 PAUL MARTIN MOTION TO DISMISS CASE
[DPC](#)-2 Mary Ellen Terranella 11-14-25 [[34](#)]

Final Ruling

The motion has been set for hearing on 28-days notice. Local Bankruptcy Rule 9014-1(f)(1). The failure of the respondent and other parties in interest to file written opposition at least 14 days prior to the hearing as required by Local Bankruptcy Rule 9014-1(f)(1)(B) is considered to be the equivalent of a statement of nonopposition. *Cf. Ghazali v. Moran*, 46 F.3d 52, 53 (9th Cir. 1995). Opposition was filed.

The court has determined that oral argument will not assist in the decision-making process or resolution of the motion. See Local Bankr. R. 9014-1(h), 1001-1(f). This matter will therefore be decided on the papers.

The court's decision is to deny without prejudice the motion to dismiss case.

The Chapter 13 Trustee moves to dismiss case on grounds that Debtor is delinquent \$13,100.00 in plan payments and that another payment of \$5,000.00 will come due prior to the hearing on this matter.

Debtor filed a response stating that he has filed a modified plan to resolve the delinquency. A review of the court's docket shows that the confirmation hearing for the modified plan is scheduled for January 13, 2025. This resolves the motion to dismiss case at this time.

Cause does not exist to dismiss this case. The motion is denied and the case is not dismissed.

The motion is ORDERED DENIED WITHOUT PREJUDICE for reasons stated in the minutes.

The court will issue an order.

21. [25-20957](#)-B-13 IRENE AMMON
[DPC](#)-1 Michael O'Dowd Hays

MOTION TO DISMISS CASE
11-14-25 [[35](#)]

Final Ruling

The motion has been set for hearing on 28-days notice. Local Bankruptcy Rule 9014-1(f)(1). The failure of the respondent and other parties in interest to file written opposition at least 14 days prior to the hearing as required by Local Bankruptcy Rule 9014-1(f)(1)(B) is considered to be the equivalent of a statement of nonopposition. *Cf. Ghazali v. Moran*, 46 F.3d 52, 53 (9th Cir. 1995). Opposition was filed.

The court has determined that oral argument will not assist in the decision-making process or resolution of the motion. See Local Bankr. R. 9014-1(h), 1001-1(f). This matter will therefore be decided on the papers.

The court's decision is to deny without prejudice the motion to dismiss case.

The Chapter 13 Trustee moves to dismiss case on grounds that Debtor is delinquent \$1,194.00 in plan payments. This is an unreasonable delay that is prejudicial to creditors. 11 U.S.C. § 1307(c)(1).

Debtor filed a response stating that she will be current before the hearing on this matter. The Trustee's office has confirmed that delinquency has been cured.

The motion to dismiss case is denied.

The motion is ORDERED DENIED for reasons stated in the minutes.

The court will issue an order.

22. [24-90460](#)-B-13 CARLOS SANDOVAL MOTION TO DISMISS CASE
[LGT](#)-3 David C. Johnston 10-30-25 [[57](#)]

Final Ruling

The court having signed an order granting debtor Carlos Sandoval's motion to voluntarily dismiss case, the motion filed by the Chapter 13 Trustee is dismissed as moot.

The motion is ORDERED DISMISSED AS MOOT for reasons stated in the minutes.

The court will issue an order.

23. [25-25662](#)-B-13 RODOLFO BENAVIDES
Pro Se

ORDER TO SHOW CAUSE - FAILURE
TO PAY FEES
11-19-25 [[20](#)]

Final Ruling

The Order to Show Cause will be discharged and the case will remain pending but the court will modify the terms of its order permitting the Debtor to pay the filing fee in installments.

The court granted the Debtor permission to pay the filing fee in installments. The Debtor failed to pay the \$79.00 installment when due on November 14, 2025. While the delinquent installment was paid on November 24, 2025, the fact remains that the court was required to issue an order to show cause to compel the payment. Therefore, as a sanction for the late payment, the court will modify its prior order allowing installment payments to provide that if a future installment is not received by its due date, the case will be dismissed without further notice or hearing.

The order to show cause is ORDERED DISCHARGED for reasons stated in the minutes and the case SHALL REMAIN PENDING.

IT IS FURTHER ORDERED that if a future installment is not received by its due date, the case will be dismissed without further notice or hearing.

The court will issue an order.

24. [24-20265](#)-B-12 HARDAVE/SUKHBINDER DULAI CONTINUED STATUS CONFERENCE RE:
[CAE](#)-1 Ryan C. Wood VOLUNTARY PETITION
1-23-24 [[1](#)]

CONTINUED TO 2/17/26 AT 1:00 P.M.

Final Ruling

No appearance at the December 16, 2025, hearing is required. The court will issue an order.

25. [22-90267](#)-B-13 ROBEN/RAWINA TAMRAZ MOTION TO DISMISS CASE
[LGT](#)-1 Thomas P. Hogan 11-7-25 [[53](#)]

Final Ruling

The Chapter 13 Trustee has filed a motion to withdraw its pending motion. The motion is dismissed without prejudice pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(i) and Federal Rules of Bankruptcy Procedure 9014 and 7041. The matter is removed from the calendar and the case will proceed in this court.

26. [25-26168](#)-B-13 LUCAS RHEAM
Pro Se

ORDER TO SHOW CAUSE - FAILURE
TO PAY FEES
11-17-25 [[11](#)]

DEBTOR DISMISSED: 11/21/25

Final Ruling

The case having previously been dismissed, the order to show cause is discharged as moot with no sanctions ordered.

The order to show cause is ORDERED DISCHARGED AS MOOT for reasons stated in the minutes.

The court will issue an order.

27. [25-24071](#)-B-13 ROBERT COZART
[LGT](#)-1 Jessica A. Dorn

MOTION TO DISMISS CASE
11-18-25 [[44](#)]

Final Ruling

The motion has been set for hearing on 28-days notice. Local Bankruptcy Rule 9014-1(f)(1). The failure of the respondent and other parties in interest to file written opposition at least 14 days prior to the hearing as required by Local Bankruptcy Rule 9014-1(f)(1)(B) is considered to be the equivalent of a statement of nonopposition. *Cf. Ghazali v. Moran*, 46 F.3d 52, 53 (9th Cir. 1995). No opposition was filed. The matter will be resolved without oral argument. No appearance at the hearing is required.

The court's decision is to grant the motion to dismiss case.

Debtor failed to file, set for hearing, and serve on creditors an amended plan. This is an unreasonable delay that is prejudicial to creditors. 11 U.S.C. § 1307(c)(1).

Cause exists to dismiss this case. The motion is granted and the case is dismissed.

The motion is ORDERED GRANTED for reasons stated in the minutes.

The court will issue an order.

28. [25-23474](#)-B-13 GENOLA SCOTT
[LGT](#)-2 Peter G. Macaluso

MOTION TO DISMISS CASE
10-29-25 [[24](#)]

Final Ruling

The motion has been set for hearing on 28-days notice. Local Bankruptcy Rule 9014-1(f)(1). The failure of the respondent and other parties in interest to file written opposition at least 14 days prior to the hearing as required by Local Bankruptcy Rule 9014-1(f)(1)(B) is considered to be the equivalent of a statement of nonopposition. *Cf. Ghazali v. Moran*, 46 F.3d 52, 53 (9th Cir. 1995). Opposition was filed.

The court has determined that oral argument will not assist in the decision-making process or resolution of the motion. See Local Bankr. R. 9014-1(h), 1001-1(f). This matter will therefore be decided on the papers.

The court's decision is to deny without prejudice the motion to dismiss case.

The Chapter 13 Trustee moves to dismiss case on grounds that Debtor has failed to file, set for hearing, and serve on creditors an amended plan after the court sustained the Trustee's objection to confirmation on September 25, 2025. This is an unreasonable delay that is prejudicial to creditors. 11 U.S.C. § 1307(c)(1).

Debtor filed a response stating that she has filed an amended plan. A review of the court's docket shows that the confirmation hearing for the amended plan is scheduled for January 6, 2025. This resolves the motion to dismiss case at this time.

Cause does not exist to dismiss this case. The motion is denied and the case is not dismissed.

The motion is ORDERED DENIED WITHOUT PREJUDICE for reasons stated in the minutes.

The court will issue an order.

29. [25-21077](#)-B-13 ANNE WEBER
[DPC](#)-4 John G. Downing

MOTION TO DISMISS CASE , AND/OR
MOTION TO CONVERT CASE FROM
CHAPTER 13 TO CHAPTER 7
11-12-25 [[94](#)]

Final Ruling

The court having signed an order granting debtor Anne Weber's motion to voluntarily dismiss case, the motion filed by the Chapter 13 Trustee is dismissed as moot.

The motion is ORDERED DISMISSED AS MOOT for reasons stated in the minutes.

The court will issue an order.

30. [25-24677](#)-B-13 LEO BRACAMONTE MOTION TO DISMISS CASE
[LGT](#)-2 Flor De Maria A. Tataje 11-4-25 [[38](#)]

Final Ruling

The Chapter 13 Trustee has filed a motion to withdraw its pending motion. The motion is dismissed without prejudice pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(i) and Federal Rules of Bankruptcy Procedure 9014 and 7041. The matter is removed from the calendar and the case will proceed in this court.

The motion is ORDERED DISMISSED WITHOUT PREJUDICE for reasons stated in the minutes.

The court will issue an order.

31. [25-22779](#)-B-13 TEISHA MITCHELL CALLIS MOTION TO DISMISS CASE
[LGT](#)-2 Andrew A. Moher 10-29-25 [[46](#)]

Final Ruling

The motion has been set for hearing on 28-days notice. Local Bankruptcy Rule 9014-1(f)(1). The failure of the respondent and other parties in interest to file written opposition at least 14 days prior to the hearing as required by Local Bankruptcy Rule 9014-1(f)(1)(B) is considered to be the equivalent of a statement of nonopposition. *Cf. Ghazali v. Moran*, 46 F.3d 52, 53 (9th Cir. 1995). No opposition was filed. The matter will be resolved without oral argument. No appearance at the hearing is required.

The court's decision is to grant the motion to dismiss case.

Debtor is delinquent \$20,308.00 in plan payments with an additional monthly plan payment of \$10,154.00 due November 25, 2025. This is an unreasonable delay that is prejudicial to creditors. 11 U.S.C. § 1307(c)(1).

Cause exists to dismiss this case. The motion is granted and the case is dismissed.

The motion is ORDERED GRANTED for reasons stated in the minutes.

The court will issue an order.

32. [25-90082](#)-B-13 MEL DIRIGE
[LGT](#)-2 David C. Johnston

MOTION TO DISMISS CASE
11-3-25 [[36](#)]

Final Ruling

The Chapter 13 Trustee has filed a motion to withdraw its pending motion. The motion is dismissed without prejudice pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(i) and Federal Rules of Bankruptcy Procedure 9014 and 7041. The matter is removed from the calendar and the case will proceed in this court.

33. [25-23590](#)-B-13 ARISTON/BABY RUTH GAOAT MOTION TO DISMISS CASE
[LGT](#)-2 Peter G. Macaluso 10-29-25 [[22](#)]

Final Ruling

The Chapter 13 Trustee filed a motion to withdraw its pending motion, and it is consistent with the Debtors' opposition filed to the motion. The motion is therefore dismissed without prejudice pursuant to Federal Rule of Civil Procedure 41(a)(2) and Federal Rule of Bankruptcy Procedure 9014 and 7041. The case will proceed in this court.

34. [25-20594](#)-B-13 LUIS IBARRA
[LGT](#)-2 Hank W. Walth

MOTION TO DISMISS CASE
11-7-25 [[136](#)]

CONTINUED TO 1/27/26 AT 1:00 P.M. TO ALLOW DEBTOR TO FILE A MOTION TO SELL OR MOTION TO MODIFY PLAN DEPENDING ON THE OUTCOME OF THE POTENTIAL SALE. DEBTOR SHALL FILE EITHER MOTION BY 5:00 P.M. 1/23/26.

Final Ruling

No appearance at the December 16, 2025, hearing is required. The court will issue an order.

35. [25-22850](#)-B-13 SORAYA GARCIA
[JCK](#)-3 Kathleen H. Crist

CONTINUED MOTION TO CONFIRM
PLAN
10-28-25 [[53](#)]

Final Ruling

This matter was continued from December 9, 2025, to allow Debtor to file a missing declaration and for the Chapter 13 Trustee to file a response.

Based on the Debtor's declaration and Trustee's response, the proposed second amended plan is confirmable with additional language in the order confirming plan that states Debtor shall provide copies of her federal and state tax returns to the Trustee by April 30th of each year during the pendency of the plan and modify the plan if appropriate.

The amended plan complies with 11 U.S.C. §§ 1322, 1323, and 1325(a) and is confirmed.

The motion is ORDERED GRANTED for reasons stated in the minutes. An appropriate order confirming the Chapter 13 plan shall be prepared consistent with the current practice of the Chapter 13 Trustee assigned to the case and the proposed order shall be submitted to the court.

The court will issue an order.

Tentative Ruling

The court issues no tentative ruling.

The motion has been set for hearing on an order shortening time by Local Bankruptcy Rule 9014-1(f)(3). Since the time for service is shortened to fewer than 14 days, no written opposition is required. Oral argument may be presented by the parties at the scheduled hearing, where the parties shall address the issues that are necessary and appropriate to the court's resolution of the matter.

The court's decision is to grant the motion to extend automatic stay.

Debtor seeks to have the automatic stay extended beyond 30 days pursuant to 11 U.S.C. § 362(c)(3). This is the Debtor's second bankruptcy petition pending in the past 12 months. The Debtor's prior bankruptcy case was dismissed on October 3, 2025, voluntarily by the Debtor (case no. 23-20464). Therefore, pursuant to 11 U.S.C. § 362(c)(3)(A), the provisions of the automatic stay end in their entirety 30 days after filing of the petition. See e.g., *Reswick v. Reswick (In re Reswick)*, 446 B.R. 362 (9th Cir. BAP 2011) (stay terminates in its entirety); accord *Smith v. State of Maine Bureau of Revenue Services (In re Smith)*, 910 F.3d 576 (1st Cir. 2018). This motion was set for hearing within 30 days of the filing of the instant case. 11 U.S.C. § 362(c)(3)(B).

Discussion

Upon motion of a party in interest and after notice and hearing, the court may order the provisions extended beyond 30 days if the filing of the subsequent petition was in good faith. 11 U.S.C. § 362(c)(3)(B). The subsequently filed case is presumed to be filed in bad faith if there has not been a substantial change in the financial or personal affairs of the debtor since the dismissal of the next most previous case under chapter 7, 11, or 13. *Id.* at § 362(c)(3)(C)(i)(III). The presumption of bad faith may be rebutted by clear and convincing evidence. *Id.* at § 362(c)(3)(C).

In determining if good faith exists, the court considers the totality of the circumstances. *In re Elliot-Cook*, 357 B.R. 811, 814 (Bankr. N.D. Cal. 2006); see also Laura B. Bartell, *Staying the Serial Filer - Interpreting the New Exploding Stay Provisions of § 362(c)(3) of the Bankruptcy Code*, 82 Am. Bankr. L.J. 201, 209-210 (2008).

Debtor asserts that her circumstances have changed because, whereas in the prior case she suffered a loss of a job, she is now currently receiving income from a job with Delta Dental, Inc. and also rental income from her primary residence. Debtors' prior case and plan were filed to restructure her finances and cure the mortgage arrears.

The Debtor has sufficiently rebutted, by clear and convincing evidence, the presumption of bad faith under the facts of this case and the prior case for the court to extend the automatic stay.

The motion is granted and the automatic stay is extended for all purposes and parties, unless terminated by operation of law or further order of this court.

The motion is ORDERED GRANTED for reasons stated in the minutes.

The court will issue an order.