

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

Honorable Fredrick E. Clement
Fresno Federal Courthouse
2500 Tulare Street, 5th Floor
Courtroom 11, Department A
Fresno, California

ALL HEARINGS WILL BE HEARD BY JUDGE W. RICHARD LEE IN COURTROOM 12

PRE-HEARING DISPOSITIONS

DAY: WEDNESDAY

DATE: DECEMBER 20, 2017

CALENDAR: 2:15 P.M. CHAPTERS 13 AND 12 CASES

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. 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. If the parties stipulate to continue the hearing on the matter or agree to resolve the matter in a way inconsistent with the final ruling, then the court will consider vacating the final ruling only if the moving party notifies chambers before 4:00 pm at least one business day before the hearing date: Department A-Kathy Torres (559)499-5860; Department B-Jennifer Dauer (559)499-5870. If a party has grounds to contest a final ruling because of the court's error under FRCP 60 (a) (FRBP 9024) ["a clerical mistake (by the court) or a mistake arising from (the court's) oversight or omission"] the party shall notify chambers (contact information above) and any other party affected by the final ruling by 4:00 pm one business day before the hearing.

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 14 days of the final hearing on the matter.

1. [17-14001](#)-A-13 **IN RE: LINDA SHORT**
[EAT-1](#)

MOTION FOR RELIEF FROM AUTOMATIC STAY
11-10-2017 [[21](#)]

WELLS FARGO BANK, N.A./MV
DARLENE VIGIL/ATTY. FOR MV.
DISMISSED

Final Ruling

Motion: Stay Relief

Disposition: Denied as moot

Order: Civil minute order

Federal courts have no authority to decide moot questions. *Arizonans for Official English v. Arizona*, 520 U.S. 43, 67-68, 72 (1997). "The basic question in determining mootness is whether there is a present controversy as to which effective relief can be granted." *Nw. Envtl. Def. Ctr. v. Gordon*, 849 F.2d 1241, 1244-45 (9th Cir. 1988) (citing *United States v. Geophysical Corp.*, 732 F.2d 693, 698 (9th Cir.1984)).

Dismissal of a bankruptcy case terminates the automatic stay. Under § 362(c)(1), the stay of an act against property of the estate terminates when such property leaves the estate. 11 U.S.C. § 362(c)(1). And the dismissal of a case "revests the property of the estate in the entity in which such property was vested immediately before the commencement of the case." *Id.* § 349(b)(3). Under § 362(c)(2), the stay of "any other act" under § 362(a) terminates upon the earlier of three events: (i) dismissal of a case, (ii) closure of a case, or (iii) the time a discharge is granted or denied. 11 U.S.C. § 362(c)(2)(A)-(C).

Because the case has been dismissed, the automatic stay no longer exists. The court is unable to grant effective relief. The motion will be denied as moot.

2. [17-13906](#)-A-13 **IN RE: SCOTT MARSH**
[MHM-1](#)

MOTION TO DISMISS CASE
11-17-2017 [\[17\]](#)

MICHAEL MEYER/MV
JERRY LOWE

Final Ruling

Motion: Dismiss Case

Notice: LBR 9014-1(f)(1); written opposition required

Disposition: Granted

Order: Civil minute order

Unopposed motions are subject to the rules of default. Fed. R. Civ. P. 55, *incorporated by* Fed. R. Bankr. P. 7055, 9014(c). Written opposition to this motion was required not less than 14 days before the hearing on this motion. LBR 9014-1(f)(1)(B). None has been filed. The default of the responding party is entered. The court considers the record, accepting well-pleaded facts as true. *TeleVideo Sys., Inc. v. Heidenthal*, 826 F.2d 915, 917-18 (9th Cir. 1987).

CASE DISMISSAL

The debtor has failed to provide the trustee with required or requested documents. See 11 U.S.C. § 521(a)(3)-(4).

The debtor has failed to provide the trustee with required tax returns (for the most recent tax year ending immediately before the commencement of the case and for which a Federal income tax return was filed) no later than 7 days before the date first set for the first meeting of creditors. 11 U.S.C. § 521(e)(2)(A)-(B).

For the reasons stated in the motion, cause exists to dismiss the case. *Id.* § 1307(c)(1).

CIVIL MINUTE ORDER

The court shall issue a civil minute order that conforms substantially to the following form:

Findings of fact and conclusions of law are stated in the civil minutes for the hearing.

The trustee's motion to dismiss has been presented to the court. Having entered the default of the respondent debtor for failure to appear, timely oppose, or otherwise defend in the matter, and having considered the well-pleaded facts of the motion,

IT IS ORDERED that the motion is granted for unreasonable delay by the debtor that is prejudicial to creditors. The court hereby dismisses this case.

3. [17-13307](#)-A-13 **IN RE: CRYSTAL HYATT**
[APN-1](#)

CONTINUED OBJECTION TO CONFIRMATION OF PLAN BY WELLS FARGO
BANK, N.A.
10-4-2017 [[13](#)]

WELLS FARGO BANK, N.A./MV
SUSAN HEMB
AUSTIN NAGEL/ATTY. FOR MV.
RESPONSIVE PLEADING

Final Ruling

This objection to confirmation disputes the value of the collateral (a 2014 Hyundai Accent) proposed in the plan securing the claim of the objecting creditor and disputes the interest rate on such claim. The hearing on confirmation was continued previously to coincide with the hearing on the debtor's motion to value such collateral. The motion to value such collateral has been opposed. The court will further continue the hearing on confirmation to January 11, 2018, at 9:00 a.m., to coincide with the next hearing on the debtor's motion to value collateral at docket no. SAH-1.

4. [17-13307](#)-A-13 **IN RE: CRYSTAL HYATT**
[MHM-1](#)

CONTINUED MOTION TO DISMISS CASE
10-19-2017 [[24](#)]

MICHAEL MEYER/MV
SUSAN HEMB
WITHDRAWN

Final Ruling

Having been withdrawn, the matter is deemed voluntarily dismissed. The court drops the matter from calendar.

5. [17-13307](#)-A-13 **IN RE: CRYSTAL HYATT**
[SAH-1](#)

MOTION TO VALUE COLLATERAL OF WELLS FARGO BANK,N.A., DBA
WELLS FARGO DEALER SERVICES
11-3-2017 [[33](#)]

CRYSTAL HYATT/MV
SUSAN HEMB
RESPONSIVE PLEADING

Final Ruling

Motion: Value Collateral

Notice: Written opposition filed by the responding party

Disposition: Continued to Jan. 11, 2018, at 9:00 a.m. for a
scheduling conference to set an evidentiary hearing

Order: Civil minute order or scheduling order

The motion seeks to value collateral that is the movant's vehicle.
The court will hold a scheduling conference on January 11, 2018, at
9:00 a.m. for the purpose of setting an evidentiary hearing under
Federal Rule of Bankruptcy Procedure 9014(d). An evidentiary
hearing is required because the disputed, material factual issue of
the collateral's value must be resolved before the court can rule on
the relief requested.

All parties shall appear at the January 11, 2018, hearing for the
purpose of determining the nature and scope of the matter,
identifying the disputed and undisputed issues, and establishing the
relevant scheduling dates and deadlines.

6. [17-13307](#)-A-13 **IN RE: CRYSTAL HYATT**
[SAH-2](#)

MOTION TO VALUE COLLATERAL OF FAST FCU
11-3-2017 [[38](#)]

CRYSTAL HYATT/MV
SUSAN HEMB
RESPONSIVE PLEADING

Final Ruling

Motion: Value Collateral [Personal Property; Motor Vehicle]

Notice: Written opposition filed by responding party

Disposition: Continued to January 11, 2018, at 9:00 a.m. for a
scheduling conference to set an evidentiary hearing

Order: Civil Minute Order

The motion seeks to value collateral consisting of a motor vehicle.
The court will hold a scheduling conference on January 11, 2018, at
9:00 a.m. for the purpose of setting an evidentiary hearing under

Federal Rule of Bankruptcy Procedure 9014(d). An evidentiary hearing is required because the disputed, material factual issue of the collateral's value must be resolved before the court can rule on the relief requested.

All parties shall appear at the January 11, 2018, hearing for the purpose of determining the nature and scope of the matter, identifying the disputed and undisputed issues, and establishing the relevant scheduling dates and deadlines.

7. [17-14608](#)-A-13 **IN RE: ERIC/AMY CAMPBELL**
[SL-1](#)

MOTION TO IMPOSE AUTOMATIC STAY
12-5-2017 [\[7\]](#)

ERIC CAMPBELL/MV
SCOTT LYONS

Tentative Ruling

Motion: Impose the Automatic Stay

Notice: LBR 9014-1(f)(2); no written opposition required

Disposition: Granted

Order: Civil minute order

Unopposed motions are subject to the rules of default. Fed. R. Civ. P. 55, *incorporated by* Fed. R. Bankr. P. 7055, 9014(c). The default of the responding party is entered. The court considers the record, accepting well-pleaded facts as true. *TeleVideo Sys., Inc. v. Heidenthal*, 826 F.2d 915, 917-18 (9th Cir. 1987).

IMPOSITION OF THE STAY

Upon request of a party in interest, the court may impose the automatic stay where the debtor has had two or more previous bankruptcy cases that were pending within the 1-year period prior to the filing of the current bankruptcy case but were dismissed. See 11 U.S.C. § 362(c)(4)(B). The stay may be imposed "only if the party in interest demonstrates that the filing of the *later case* is in *good faith* as to the creditors to be stayed." *Id.* (emphases added). However, the motion must be filed no later than 30 days after the filing of the later case. *Id.* The statute does not require the hearing to be completed within such 30-day period.

The court finds that 2 or more cases were pending within the one-year period before the filing of the current bankruptcy case but were dismissed. For the reasons stated in the motion and supporting papers, the court finds that the filing of the current case is in good faith as to the creditors to be stayed. The motion will be granted.

CIVIL MINUTE ORDER

The court shall issue a civil minute order that conforms substantially to the following form:

Findings of fact and conclusions of law are stated in the civil minutes for the hearing.

The present motion to extend the automatic stay has been presented to the court. Having considered the motion, oppositions, responses and replies, if any, and having heard oral argument presented at the hearing,

IT IS ORDERED that the motion is granted, and the automatic stay of § 362(a) is imposed in this case. The automatic stay shall remain in effect to the extent provided by the Bankruptcy Code. The automatic stay shall be effective upon the date of entry of this order. Furthermore, this order shall be without prejudice to any creditor's action taken in reliance on 11 U.S.C. § 362(c)(4)(A) before the entry of this order.

8. [17-12815](#)-A-13 **IN RE: JEFFREY/CHRISTINA STANLEY**
[MHM-1](#)

CONTINUED MOTION TO DISMISS CASE
9-13-2017 [[17](#)]

MICHAEL MEYER/MV
TIMOTHY SPRINGER
RESPONSIVE PLEADING

Final Ruling

Motion: Dismiss Case

Notice: Continued from prior hearing on November 16, 2017

Disposition: Denied without prejudice

Order: Civil minute order

PRIOR CONTINUANCES AND ORDERS

This motion to dismiss has been continued twice. The first hearing was October 19, 2017, and at that hearing, the court continued the hearing to require specific documents to be provided to the trustee.

The next hearing was November 16, 2017. The court again continued the hearing to this date requiring documents identified in the order continuing the hearing. See Order, ECF No. 34.

The court also asked for a statement of remaining issues or withdrawal of the motion not later than 7 days before the hearing. The date that is 7 days before the hearing is December 13, 2017.

As of December 18, 2017, the motion has not been withdrawn, and a statement of issues has not been filed. Because the motion has not been withdrawn and a statement of issues has not been filed by the deadline in the civil minute order, ECF No. 34, the court will deny the motion without prejudice.

CIVIL MINUTE ORDER

The court shall issue a civil minute order that conforms substantially to the following form:

Findings of fact and conclusions of law are stated in the civil minutes for the hearing.

The trustee's motion to dismiss has been presented to the court. Having considered the motion, the opposition, responses, and oral argument at the hearing, if any, and good cause appearing,

IT IS ORDERED that the motion denied without prejudice.

9. [17-13317](#)-A-13 **IN RE: LORNA TREMBLE**
[DMG-1](#)

CONTINUED MOTION TO VALUE COLLATERAL OF FORD MOTOR CREDIT
10-17-2017 [[17](#)]

LORNA TREMBLE/MV
D. GARDNER
RESPONSIVE PLEADING

Final Ruling

Having been withdrawn, the matter is deemed voluntarily dismissed. The court drops the matter from calendar.

10. [17-13721](#)-A-13 **IN RE: JOHN/NANCY ALVA**
[MHM-2](#)

MOTION TO DISMISS CASE
11-16-2017 [[29](#)]

MICHAEL MEYER/MV
JERRY LOWE
RESPONSIVE PLEADING

No Ruling

11. [12-16432](#)-A-13 **IN RE: WILLIAM KNIGHT**

TRUSTEE'S FINAL REPORT AND ACCOUNT
11-1-2017 [[94](#)]

JERRY LOWE
RESPONSIVE PLEADING

No Ruling

12. [17-13834](#)-A-13 **IN RE: RANDY PALMER**
[MHM-1](#)

MOTION TO DISMISS CASE
11-17-2017 [[29](#)]

MICHAEL MEYER/MV
W. SHUMWAY
RESPONSIVE PLEADING

No Ruling

13. [17-12337](#)-A-13 **IN RE: MODESTO/CINDY GOMEZ**
[MHM-2](#)

MOTION TO DISMISS CASE
11-16-2017 [[49](#)]

MICHAEL MEYER/MV
SCOTT LYONS
DISMISSED

Final Ruling

The case has been dismissed, so the matter is denied as moot.

14. [17-13838](#)-A-13 **IN RE: RUBEN VILLA**
[MHM-1](#)

MOTION TO DISMISS CASE
11-17-2017 [[18](#)]

MICHAEL MEYER/MV
TIMOTHY SPRINGER

Final Ruling

Motion: Dismiss Case

Notice: LBR 9014-1(f)(1); written opposition required

Disposition: Granted

Order: Civil minute order

Unopposed motions are subject to the rules of default. Fed. R. Civ. P. 55, *incorporated by* Fed. R. Bankr. P. 7055, 9014(c). Written opposition to this motion was required not less than 14 days before the hearing on this motion. LBR 9014-1(f)(1)(B). None has been filed. The default of the responding party is entered. The court considers the record, accepting well-pleaded facts as true. *TeleVideo Sys., Inc. v. Heidenthal*, 826 F.2d 915, 917-18 (9th Cir. 1987).

CASE DISMISSAL

The debtor has failed to provide the trustee with required or requested documents. See 11 U.S.C. § 521(a)(3)-(4).

The debtor has failed to appear at a § 341 meeting of creditors. See 11 U.S.C. §§ 341, 343.

For the reasons stated in the motion, cause exists to dismiss the case. *Id.* § 1307(c)(1).

CIVIL MINUTE ORDER

The court shall issue a civil minute order that conforms substantially to the following form:

Findings of fact and conclusions of law are stated in the civil minutes for the hearing.

The trustee's motion to dismiss has been presented to the court. Having entered the default of the respondent debtor for failure to appear, timely oppose, or otherwise defend in the matter, and having considered the well-pleaded facts of the motion,

IT IS ORDERED that the motion is granted for unreasonable delay by the debtor that is prejudicial to creditors. The court hereby dismisses this case.

15. [13-11742](#)-A-13 **IN RE: MICHAEL/DIANA YU**
[FW-4](#)

MOTION FOR COMPENSATION BY THE LAW OFFICE OF FEAR WADDELL,
P.C. FOR GABRIEL J. WADDELL, DEBTORS ATTORNEY(S)
11-16-2017 [\[70\]](#)

PETER FEAR

Final Ruling

Application: Allowance of Final Compensation and Expense
Reimbursement

Notice: LBR 9014-1(f)(1); written opposition required

Disposition: Approved

Order: Civil minute order

Unopposed motions are subject to the rules of default. Fed. R. Civ. P. 55, *incorporated by* Fed. R. Bankr. P. 7055, 9014(c). Written opposition to this application was required not less than 14 days before the hearing on the application. LBR 9014-1(f)(1)(B). None has been filed. The default of the responding party is entered. The court considers the record, accepting well-pleaded facts as true. *TeleVideo Sys., Inc. v. Heidenthal*, 826 F.2d 915, 917-18 (9th Cir. 1987).

COMPENSATION AND EXPENSES

In this Chapter 13 case, Fear Waddell, P.C. has applied for an allowance of final compensation and reimbursement of expenses. The applicant requests that the court allow compensation in the amount of \$2,986.00 and reimbursement of expenses in the amount of \$181.00. The applicant also asks that the court allow on a final basis all prior applications for fees and costs that the court has previously allowed on an interim basis.

Section 330(a) of the Bankruptcy Code authorizes "reasonable compensation for actual, necessary services" rendered by a debtor's attorney in a Chapter 13 case and "reimbursement for actual, necessary expenses." 11 U.S.C. § 330(a)(1), (4)(B). Reasonable compensation is determined by considering all relevant factors. See *id.* § 330(a)(3).

The court finds that the compensation and expenses sought are reasonable, and the court will approve the application on a final basis. The court also approves on a final basis all prior applications for interim fees and costs that the court has allowed under § 331 on an interim basis.

CIVIL MINUTE ORDER

The court shall issue a civil minute order that conforms substantially to the following form:

Findings of fact and conclusions of law are stated in the civil minutes for the hearing.

Fear Waddell, P.C.'s application for allowance of final compensation and reimbursement of expenses has been presented to the court. Having entered the default of respondent for failure to appear, timely oppose, or otherwise defend in the matter, and having considered the well-pleaded facts of the application,

IT IS ORDERED that the application is approved on a final basis. The court allows final compensation in the amount of \$2,986.00 and reimbursement of expenses in the amount of \$181.00. The aggregate allowed amount equals \$3,167.00. As of the date of the application, the applicant held a retainer in the amount of \$0.00. The amount of \$0.00 shall be allowed as an administrative expense to be paid through the plan, and the remainder of the allowed amounts, if any, shall be paid directly by the debtor after completion of the plan's term. The court also approves on a final basis all prior applications for interim fees and costs that the court has allowed under § 331 on an interim basis.

IT IS FURTHER ORDERED that the trustee is authorized to pay the fees allowed by this order from the available funds of the plan in a manner consistent with the terms of the confirmed plan.

16. [17-13943](#)-A-13 **IN RE: STEVEN/ROSA DEBUSKEY**
[MHM-1](#)

MOTION TO DISMISS CASE
11-17-2017 [\[22\]](#)

MICHAEL MEYER/MV
ERIC ESCAMILLA
RESPONSIVE PLEADING

Final Ruling

Motion: Dismiss Chapter 13 Case

Notice: LBR 9014-1(f)(1); written opposition filed

Disposition: Continued to January 11, 2017, at 9:00 a.m.

Order: Civil minute order if appropriate

DISMISSAL FOR FAILURE TO PROVIDE DOCUMENTS

In response to the trustee's motion to dismiss for failure to provide a variety of different documents, the debtors list the documents they have provided and admit that some documents are still being obtained (e.g., proof of charitable contributions). By inference, the documents being obtained have not been provided as required. The debtors also state their intent to file amended Forms 122C to correct the amount of the tax deduction. The court continues the hearing on this motion to January 11, 2017, at 9:00 a.m. No later than January 3, 2017, the trustee shall either file a status report or withdraw the motion.

CIVIL MINUTE ORDER

The court shall issue a civil minute order that conforms substantially to the following form:

IT IS ORDERED that the motion is continued to January 11, 2017, at 9:00 a.m. No later than January 3, 2017, the trustee shall either file a status report indicating any documents not yet provided or withdraw the motion if all documents have been provided.

17. [17-12453](#)-A-13 **IN RE: ROBERT/SALLY MALY**
[MHM-3](#)

CONTINUED OBJECTION TO CONFIRMATION OF PLAN BY TRUSTEE
MICHAEL H. MEYER
9-28-2017 [\[35\]](#)

JERRY LOWE
WITHDRAWN

Final Ruling

Having been withdrawn, the matter is deemed voluntarily dismissed. The court drops the matter from calendar.

18. [17-14566](#)-A-13 **IN RE: RONALD OSBURN**
[JRL-1](#)

MOTION TO EXTEND AUTOMATIC STAY
12-8-2017 [\[11\]](#)

RONALD OSBURN/MV
JERRY LOWE
OST PENDING

Tentative Ruling

Motion: Extend the Automatic Stay

Notice: LBR 9014-1(f)(2); no written opposition required

Disposition: Granted

Order: Civil minute order

Unopposed motions are subject to the rules of default. Fed. R. Civ. P. 55, *incorporated by* Fed. R. Bankr. P. 7055, 9014(c). The default of the responding party is entered. The court considers the record, accepting well-pleaded facts as true. *TeleVideo Sys., Inc. v. Heidenthal*, 826 F.2d 915, 917-18 (9th Cir. 1987).

EXTENSION OF THE STAY

Upon request of a party in interest, the court may extend the automatic stay where the debtor has had one previous bankruptcy case that was pending within the 1-year period prior to the filing of the current bankruptcy case but was dismissed. See 11 U.S.C. § 362(c)(3)(B). Procedurally, the automatic stay may be extended only "after notice and a hearing *completed* before the expiration of the 30-day period" after the filing of the petition in the later case. *Id.* (emphasis added). To extend the stay, the court must find that the filing of the *later case* is in good faith as to the creditors to be stayed, and the extension of the stay may be made subject to conditions or limitations the court may impose. *Id.*

For the reasons stated in the motion and supporting papers, the court finds that the filing of the current case is in good faith as to the creditors to be stayed. The motion will be granted.

CIVIL MINUTE ORDER

The court shall issue a civil minute order that conforms substantially to the following form:

Findings of fact and conclusions of law are stated in the civil minutes for the hearing.

The present motion to extend the automatic stay has been presented to the court. Having considered the motion, oppositions, responses and replies, if any, and having heard oral argument presented at the hearing,

IT IS ORDERED that the motion is granted, and the automatic stay of § 362(a) is extended in this case. The automatic stay shall remain in effect to the extent provided by the Bankruptcy Code.

19. [17-13668](#)-A-13 **IN RE: DARRELL/DEBRA TOMLIN**
[MHM-1](#)

MOTION TO DISMISS CASE
11-16-2017 [[37](#)]

MICHAEL MEYER/MV
JESSICA DORN
RESPONSIVE PLEADING

No Ruling

20. [17-13991](#)-A-13 **IN RE: JESUS CORTEZ**
[APN-1](#)

MOTION FOR RELIEF FROM AUTOMATIC STAY
11-20-2017 [\[15\]](#)

HYUNDAI LEASE TITLING TRUST/MV
THOMAS GILLIS
AUSTIN NAGEL/ATTY. FOR MV.

Final Ruling

Motion: Stay Relief

Notice: LBR 9014-1(f)(1); written opposition required

Disposition: Granted

Order: Civil Minute Order

Subject: 2014 Kia Sportage

Unopposed motions are subject to the rules of default. Fed. R. Civ. P. 55, *incorporated by* Fed. R. Bankr. P. 7055, 9014(c). Written opposition to this motion was required not less than 14 days before the hearing on this motion. LBR 9014-1(f)(1)(B). None has been filed. The default of the responding party is entered. The court considers the record, accepting well-pleaded facts as true. *TeleVideo Sys., Inc. v. Heidenthal*, 826 F.2d 915, 917-18 (9th Cir. 1987).

Section 362(d)(1) authorizes stay relief for cause shown. 11 U.S.C. § 362(d)(1). The debtor has surrendered the subject property in the proposed chapter 13 plan by placing it in class 3. And the lease agreement pursuant to which the debtor leased the subject property reached maturity on October 15, 2017, before the petition date. These facts constitute cause to grant relief under § 362(d)(1). The motion will be granted, and the 14-day stay of Federal Rule of Bankruptcy Procedure 4001(a)(3) will be waived. No other relief will be awarded.

CIVIL MINUTE ORDER

The court shall issue a civil minute order that conforms substantially to the following form:

Findings of fact and conclusions of law are stated in the civil minutes for the hearing.

Hyundai Lease Titling Trust's motion for relief from the automatic stay has been presented to the court. Having entered the default of respondent for failure to appear, timely oppose, or otherwise defend in the matter, and having considered the well-pleaded facts of the motion,

IT IS ORDERED that the motion is granted. The automatic stay is vacated with respect to the property described in the motion, commonly known as a 2014 Kia Sportage, as to all parties in interest. The 14-day stay of the order under Federal Rule of

Bankruptcy Procedure 4001(a)(3) is waived. Any party with standing may pursue its rights against the property pursuant to applicable non-bankruptcy law.

IT IS FURTHER ORDERED that no other relief is awarded. To the extent that the motion includes any request for attorney's fees or other costs for bringing this motion, the request is denied.