

**United States Bankruptcy Court
Central District of California
Los Angeles
Sheri Bluebond, Presiding
Courtroom 1539 Calendar**

Wednesday, April 19, 2023

Hearing Room 1539

10:00 AM

2:00-00000

Chapter

#0.00 All hearings scheduled for today are now simultaneously 1) In person in Courtroom 1539; 2) Via ZoomGov Video; 3) Via ZoomGov Audio. Parties are free to choose any of these options, unless otherwise ordered by the Court. Parties electing to appear in person shall comply with all requirements regarding social distancing, use of face masks, etc. which will be in effect at the time of the hearing and should be aware that (1) all parties will be required to wear a mask at all times, even when presenting oral argument and (2) Judge Bluebond will not be wearing a mask.

Parties in interest and members of the public may connect to the video and audio feeds, free of charge, using the connection information provided below.

Individuals may participate by ZoomGov video and audio using a personal computer (equipped with camera, microphone and speaker), or a handheld mobile device (such as an iPhone or Android phone). Individuals may opt to participate by audio only using a telephone (standard telephone charges may apply).

Neither a Zoom nor a ZoomGov account is necessary to participate and no pre-registration is required **but you must still notify Chambers at [Chambers SBluebond@cacb.uscourts.gov](mailto:SBluebond@cacb.uscourts.gov) of your appearance.** The audio portion of each hearing will be recorded electronically by the Court and constitutes its official record.

For more information on appearing before Judge Bluebond by ZoomGov, please see the information on the Court's website at:
<https://www.cacb.uscourts.gov/judges/honorable-sheri-bluebond> under the tab, "Phone/Video Appearances."

Hearing conducted by ZOOMGov.

Video/audio web address: <https://cacb.zoomgov.com/j/16161090855>

ZoomGov meeting number: 161 6109 0855

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(when prompted, enter meeting number and password shown above)

Judge Bluebond seeks to maintain a courtroom environment (both online and in person) in which all persons are treated with dignity and respect, irrespective of their gender identity, expression or preference. To that end, individuals appearing before the Court are invited to identify their preferred pronouns (e.g., he, she, they, etc.) and their preferred honorific (e.g., Mr., Miss, Ms., Mrs., Mx, M, etc.). Individuals may do so by advising the Courtroom Deputy or Judge prior to any appearance and/or, in the case of remote hearings, by providing this information in the person's screen name in ZoomGov.

Docket 0

Tentative Ruling:

- NONE LISTED -

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2:23-10920 Christopher Chun

Chapter 7

#1.00 Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: **1055, 1055 1/2, 1057, 1057 1/2 W. 84th Place, Los Angeles CA 90044 .**

MOVANT: Matrix Financial Services Corp.

Docket 9

Tentative Ruling:

Grant motion, including waiver of Rule 4001(a)(3). Make finding that the transfer of an interest in property to someone who filed bankruptcy case was part of a scheme to hinder, delay and defraud creditors that included the transfer of an interest in property without movant's consent and multiple bankruptcy filings affecting this property. (Pursuant to agreement between the parties, the court will not make a finding that the debtor was a party to this scheme.)

Party Information

Debtor(s):

Christopher Chun

Pro Se

Movant(s):

Matrix Financial Services Corp.

Represented By
Christina J Khil

Trustee(s):

Elissa Miller (TR)

Pro Se

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2:23-11050 Henry J Ford

Chapter 7

#2.00 Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: **2019 Cadillac XT5, VIN: 1GYKNCRS6KZ210627 .**

MOVANT: Creditor ACAR Leasing LTD d/b/a GM Financial Leasing

Docket 11

Tentative Ruling:

Grant with waiver of Rule 4001(a)(3) (without prejudice to debtor's rights under section 365(p)).

Party Information

Debtor(s):

Henry J Ford

Represented By
Christopher Hewitt

Movant(s):

ACAR Leasing LTD d/b/a GM

Represented By
Sheryl K Ith

Trustee(s):

Jason M Rund (TR)

Pro Se

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2:22-16130 Frunutta, LLC

Chapter 7

#3.00 Request for Payment of an Administrative Expense

Docket 33

***** VACATED *** REASON: PER ORDER ENTERED ON 4-10-23**

Tentative Ruling:

4/10/22 -- Court approved stipulation resolving matter. OFF CALENDAR. NO APPEARANCE REQUIRED.

Party Information

Debtor(s):

Frunutta, LLC

Represented By
Sevan Gorginian

Movant(s):

Taro Patch Holdings, LLC

Represented By
Robert Aronoff

Trustee(s):

Edward M Wolkowitz (TR)

Represented By
Krikor J Meshefejian

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2:22-13947 Alejandro Salvador

Chapter 7

#4.00 Motion to Sell Property of the Estate Free and Clear of Liens under Section 363(f) for Orders: (1) Approving Overbid Procedures for Sale of Real Property; (2) Authorizing Sale of Real Property Located at 44223 16th Street East, Lancaster, CA 93535 (APN 3148036014) Free and Clear of Liens, Claims, and Interests to the Buyers and/or their Assignee, or Other Bidder; (3) Approving Related Purchase Agreement for Property; (4) Determining that Buyers are Good Faith Purchaser; (5) Authorizing Payment of Commission of Broker, and Other Distribution of Sale Proceeds; (6) Authorizing the Trustee to Withhold and Remit Estimated State Income Taxes Resulting from the Sale, if Any; (7) Waiving Stay of Order Under Rule 6004(h) of the Federal Rules of Bankruptcy Procedure; and (8) Granting Related Relief.

Docket 60

Tentative Ruling:

Grant motion. Approve sale to highest bidder in accordance with bidding procedures proposed by trustee.

Party Information

Debtor(s):

Alejandro Salvador

Represented By
Miguel Duarte
David B Lally

Movant(s):

Elissa Miller (TR)

Represented By
Toan B Chung

Trustee(s):

Elissa Miller (TR)

Represented By
Toan B Chung

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2:21-12272 Michael Richard Collier

Chapter 7

#5.00 Order to Show Cause Why Unifund CCR, LLC Should Not Be Held In Contempt Of Court For Its Knowing And Willful Violations Of The Discharge Injunction

fr: 3-8-23

Docket 44

Tentative Ruling:

Tentative Ruling on Motion for Issuance of OSC (February 8, 2023):

Grant in part and deny in part. Deny motion insofar as movant requests order to show cause why Unifund should not be held in contempt for violating the automatic stay. Unifund's wrongful actions as alleged in the motion did not commence until after the debtor obtained his discharge on June 28, 2021 and the case was closed on September 10, 2021. Thus, there was no automatic stay in effect as of the time of this conduct.

However, based on the facts alleged by the debtor/movant, it appears that there are several actions by Unifund that violated the discharge injunction. The Court entered an order, after notice and a hearing, avoiding Unifund's judgment lien as impairing the debtor's homestead exemption on May 21, 2021, and, as referenced above, debtor obtained a discharge (without exception for Unifund) on June 28, 2021. Debtor's counsel has testified that he called Unifund's counsel on July 2, 2021, explaining that Unifund had to remove its lien. (Debtor testifies that he called Unifund several times as well.) In each case, the person at Unifund to which debtor or debtor's counsel spoke said that the matter would be discussed and that debtor would receive a response sometime thereafter. Debtor did not receive a response, but, on September 21, 2021, Unifund sent a collection letter demanding payment of the discharged debt. On April 15, 2022, debtor's counsel wrote to Unifund's attorney notifying it of the circumstances and demanding that the lien be removed and that the collection efforts stop. Additional letters and notifications are set forth in counsel's declaration.

Unifund ignored all of these notices and requests and proceeded with its

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Chapter 7

collection efforts. On May 27, 2022, Unifund filed a memorandum of costs and an application for renewal of its (discharged) judgment. On May 31, 2022, Unifund filed a notice of renewal of the (discharged) judgment. On July 12, 2022, Unifund recorded its application for renewal of the judgment with the LA County Recorder's office.

Issue Order to Show Cause why Unifund should not be held in contempt for its knowing and willful violations of the discharge injunction. Set hearing on OSC.

Tentative Ruling for March 8, 2023:

Respondent claims that it obtained a judgment against the debtor's nondebtor son (who has the same name, but sometimes uses the designation, "Jr.") with a different social security number and that that is the party against whom it recorded an abstract of judgment. Respondent has also offered to record a release of lien with regard to the specific property currently owned by the debtor -- 27934 Helton Drive, Santa Clarita, CA 91350 and, therefore, that it should not be held in contempt.

Here's the problem. The abstract of judgment shows the name of the debtor as "Michael R. Collier aka Michael R. Collier, Jr." and shows the debtor's address. How is such an abstract not going to present a problem for debtor no matter what property he owns. On its face, this abstract appears to encumber the debtor's real property. Discuss with the parties how best to proceed so that the debtor will not have this problem in the future with regard to any property that he owns.

With regard to whether or not respondent should be held in contempt, why did it take so long for respondent to explain the situation and offer to give the debtor a release of the judgment lien encumbering his property? It took the filing of this motion for respondent to come forward with this offer. Impose sanctions on respondent in an amount sufficient to compensate the debtor for the costs he had to incur to obtain such a release.

Final Ruling from March 8, 2023 (see written order entered March 21, 2023 for more details):

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Set continued hearing for April 19, 2023 at 10:00 a.m. to determine the amount of attorneys' fees and expenses to be paid by Unifund. Debtor's counsel must serve and file by April 5 one or more declarations setting forth amount of attorneys' fees and expenses that the debtor has incurred in efforts to cause Unifund to remove its lien. Responses will be due by April 12, 2023.

Court will refrain from holding Unifund in contempt for knowingly and willfully failing to comply with the lien avoidance order if it does all of the following: delivers an executed and notarized lien release as against the property within 14 days; delivers an executed and notarized release of any lien against any real property that the debtor may acquire in the future within 14 days after written request therefor from the debtor; submits a written request to the state court to enter an amended form of judgment and issue amended abstract that more clearly reflects that the judgment is against the son (whose SSN ends with 6926) and not against debtor (whose SSN ends with 5861); records any amended abstract that it may obtain from the state court within 7 days after receiving it; and compensates the debtor for the cost of bringing the motion by paying such amounts as the court may order within 14 days after entry of an order setting the amount.

Tentative Ruling for April 19, 2023:

Unifund has recorded a release of its judgment lien as against the debtor's real property and has in fact recorded a full satisfaction of the judgment as against the debtor's nondebtor son.

Debtor's counsel has filed declaration evidencing that debtor has incurred attorneys' fees of \$5,800 and costs of \$1,400.60 in connection with efforts to cause Unifund to take the steps necessary to release its lien as against the debtor's property. Unifund has filed a notice of nonopposition. Allow these amounts.

Party Information

Debtor(s):

Michael Richard Collier

Represented By
Donald E Iwuchuku

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Trustee(s):

Edward M Wolkowitz (TR)

Pro Se

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2:22-10994 Better 4 You Breakfast, Inc.

Chapter 11

#6.00 Motion RE: Objection to Claim Number 82 by Claimant Intrepid Investment Bankers LLC

Docket 774

Tentative Ruling:

The debtor's plan provides that, "For the first 14 calendar days after the Confirmation Date, a period of time which may be extended by the Court at the request of Debtor for cause, Debtor may assume and assign, or reject any leases or executory contracts which have not previously been addressed. Thereafter any remaining leases or executory contracts will be deemed rejected as of the 15th day after the Confirmation Date. The order confirming this Plan will constitute an order approving this paragraph's treatment of executory contracts and unexpired leases." Therefore, it is not correct to say that the contract was never rejected or terminated. The debtor's contract with Intrepid was in fact rejected pursuant to this plan provision, no?

However, neither party has briefed the real issue here, which is, to what extent is a prepetition contract to employ an investment banker in connection with the sale of the debtor's assets enforceable if it was never assumed by the debtor and approved by the bankruptcy court? In fact, the bankruptcy court approved the employment of a different investment banker. Is the debtor or its estate still bound by the contract under these circumstances? Would the approval of a different investment banker in lieu and instead of Intrepid be tantamount to a termination of the agreement? How could a professional whose employment was not approved by the court be entitled to a fee based on a post-petition transaction?

Set continued hearing and deadline for the parties to brief the relevant issues. Court agrees that parties should be given an opportunity to conduct discovery, if the matter cannot be resolved on the undisputed facts. Court would like to know the applicable rule(s) of decision before the parties engage in discovery on a series of issues that might be irrelevant.

Party Information

Debtor(s):

Better 4 You Breakfast, Inc.

Represented By
David A Tilem

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CONT... Better 4 You Breakfast, Inc.

Chapter 11

Kerri A Lyman
Jeffrey M. Reisner
Allen B Felahy

Movant(s):

Better 4 You Breakfast, Inc.

Represented By
David A Tilem
David A Tilem
David A Tilem
David A Tilem
David A Tilem
Kerri A Lyman
Kerri A Lyman
Kerri A Lyman
Kerri A Lyman
Kerri A Lyman
Jeffrey M. Reisner
Jeffrey M. Reisner
Jeffrey M. Reisner
Jeffrey M. Reisner
Jeffrey M. Reisner
Allen B Felahy
Allen B Felahy
Allen B Felahy
Allen B Felahy
Allen B Felahy

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2:21-17932 Soames Lane Trust

Chapter 11

Adv#: 2:22-01166 Soames Lane Trust et al v. Martinez Rivera et al

#7.00 Stipulation re: Settlement of Adversary Proceeding

fr: 10-25-22; 11-8-22; 1-10-23; 3-14-23

Docket 5

Tentative Ruling:

10/13/22 -- At request of counsel for debtor, court continued hearing to November 8, 2022 at 2:00 p.m. (Court added to order that status conference currently scheduled for November 1, 2022 at 2:00 p.m. should be continued to same date and time.) OFF CALENDAR FOR OCTOBER 25, 2022.

Tentative Ruling for November 8, 2022:

Has 9019 motion been filed? If so, when? Hearing required.

Final Ruling for November 8, 2022:

Continue hearing to January 10, 2023 at 2:00 p.m. to give court an opportunity to process 9019 motion that will be filed on negative notice. Parties report that agreement needs to be finalized and will be circulated within the next 48 hours or so.

Tentative Ruling for January 10, 2023:

Was any 9019 motion ever filed? Court was unable to locate any such motion. If motion was not filed, why hasn't it been filed? Hearing required.

Tentative Ruling for March 14, 2023:

At prior status conference, parties reported that no 9019 motion had been filed. Parties have prepared draft of settlement that has been sent out for signature. Once signatures have been obtained, a 9019 motion will be filed.

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CONT... Soames Lane Trust

Chapter 11

There is still no 9019 motion on calendar. What is the status of this matter?

Final Ruling from March 14, 2023:

Counsel for plaintiff did not appear at hearing. Counsel for defendants did. He did not know why opposing counsel was not present. Defendant to serve and file notice of continuance. Continue hearing to April 19, 2023 at 10:00 a.m.

Tentative Ruling for April 19, 2023:

What, if any, progress has been made with regard to the compromise? Docket in underlying case still does not reflect filing of a 9019 motion (even though debtor's January 20, 2023 status report stated that "the Debtor intends to file a Rule 9019 motion for approval of the compromise which has already been drafted, approved by counsel, and signed."). Do the parties still anticipate entering into a compromise? Hearing required.

Party Information

Debtor(s):

Soames Lane Trust

Represented By
Paul A Beck

Defendant(s):

Carmen Martinez Rivera

Pro Se

Paul Loaiza

Pro Se

Movant(s):

Soames Lane Trust

Represented By
Paul A Beck

Grover Henry Colin Nix IV

Represented By
Paul A Beck

Plaintiff(s):

Soames Lane Trust

Represented By
Paul A Beck

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Grover Henry Colin Nix IV

Represented By
Paul A Beck

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2:21-17932 Soames Lane Trust

Chapter 11

Adv#: 2:22-01166 Soames Lane Trust et al v. Martinez Rivera et al

#8.00 Status Conference re: 02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy) Complaint by Soames Lane Trust, Grover Henry Colin Nix IV against Carmen Martinez Rivera, Paul Loaiza

fr: 11-1-22; 11-8-22; 1-10-23' ; 3-14-23

Docket 1

Tentative Ruling:

Continue hearing to November 8, 2022 at 2:00 p.m. to be heard concurrently with stipulation re settlement set for that date. OFF CALENDAR FOR NOVEMBER 1, 2022.

Tentative Ruling for November 8, 2022:

Continue status conference to give court an opportunity to process 9019 motion.

Tentative Ruling for January 10, 2023:

Revisit status of action after conclusion on hearing on matter no. 211.

Tentative Ruling for March 14, 2023:

At prior status conference, parties reported that no 9019 motion had been filed. Parties have prepared draft of settlement that has been sent out for signature. Once signatures have been obtained, a 9019 motion will be filed.

There is still no 9019 motion on calendar. What is the status of this matter? Where is the status report that the court instructed the parties to file by February 28, 2023?

Final Ruling from March 14, 2023:

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Debtor's counsel did not appear. Court continued status conference to April 19, 2023 at 10:00 a.m. Counsel for defendant in adversary proceeding will serve and file a notice of continuance.

Tentative Ruling for April 19, 2023:

Docket does not reflect filing of a notice of continuance. Tentative ruling from March 14, 2023 remains unchanged.

Party Information

Debtor(s):

Soames Lane Trust

Represented By
Paul A Beck

Defendant(s):

Carmen Martinez Rivera

Pro Se

Paul Loaiza

Pro Se

Plaintiff(s):

Soames Lane Trust

Represented By
Paul A Beck

Grover Henry Colin Nix IV

Represented By
Paul A Beck

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2:20-11846 Deco Enterprises, Inc.

Chapter 11

#9.00 Notice Of Motion And Motion Under 11 U.S.C. § 1112(b)(1) to Convert, Dismiss, Or Appoint A Chapter 11 Trustee.

Docket 475

Tentative Ruling:

The reorganized debtor claims in a footnote that movant agreed to extend its deadline to oppose the motion to April 11, 2023. However, the court did not approve this extension or even know about it. Moreover, although the proof of service claims that a copy of the reorganized debtor's 91-page response to the motion was delivered to Judge Bluebond's chambers on April 11, 2023, it was not. Opposition was late-filed and will not be considered.

Movant's preference is that a chapter 11 trustee be appointed. The court has no authority to do this. Section 1104 authorizes (and in an appropriate fact pattern directs) the bankruptcy court to appoint a chapter 11 trustee *at any time prior to confirmation*. There is caselaw for the proposition that it is error to appoint a chapter 11 trustee after confirmation, so this is not an option.

There are valuable assets here, so court is not inclined to dismiss the case. Debtor requests that the court refrain from acting on its plan defaults at this time, but debtor has had months and months to cure its defaults under the plan or to propose alternate arrangements and has not done so. The debtor's plan was confirmed in June of 2021. Based on the status reports filed in the case, the reorganized debtor had fallen behind on its plan payments and was already in the process of renegotiating with its creditors by March of 2022 at the latest. By September of 2022, the reorganized debtor had defaulted on its payment obligations to most or all of the classes of creditors under its plan.

The Court has refrained from dismissing or converting the case based on the reorganized debtor's defaults under the plan only because other parties in interest were not advocating for any immediate remedial action based on these defaults. That situation has changed. Signify has moved to dismiss or convert the case (or to appoint a chapter 11 trustee, which, as the court has

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explained above, is not an option). There is no dispute that the reorganized debtor has defaulted on its plan payments and has not succeeded in catching up on the missed payments or negotiating alternate arrangements with its creditors, despite having had a more than reasonable opportunity to do so.

Grant motion. Convert case to chapter 7.

Party Information

Debtor(s):

Deco Enterprises, Inc.

Represented By
Raymond H. Aver
Amy Mousavi

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2:20-11846 Deco Enterprises, Inc.

Chapter 11

#10.00 Motion to Enforce Plan Obligations

fr: 12-7-22; 1-11-23; 3-29-23

Docket 437

Tentative Ruling:

Motion was filed without a supporting declaration. Movant filed a supporting declaration on December 1, 2022 (the deadline for filing a reply). Continue hearing to give debtor an opportunity to file response.

12/5/22 -- Court approved stipulation continuing hearing to January 11, 2023 at 11:00 a.m. (See order for additional dates.) OFF CALENDAR FOR DECEMBER 7, 2022. NO APPEARANCE REQUIRED.

Tentative Ruling for January 11, 2023:

There is no dispute that the reorganized debtor has fallen behind on its plan payments to the movant. The issue is what should be done about it. The Court is reluctant to issue an order directing the reorganized debtor to comply with the plan because the debtor is already obligated to comply with the plan. Entering an order requiring the debtor to make payments that it lacks the money to pay would be a meaningless exercise and does not put any more money in the reorganized debtor's pocket. The motion seeks such an order or such other relief as the court deems just and proper. What other relief does movant deem just and proper? Would movant like to see the case dismissed or converted? Does movant believe this would result in payment on account of its claims?

Hearing required.

Final Ruling from January 11, 2023:

Continue hearing to March 29, 2023 at 11:00 a.m. Reorganized debtor should file status report by March 17, 2023.

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Tentative Ruling for March 29, 2023:

The status report due March 17 was filed March 22. Does the report attached as an exhibit mean that the reorganized debtor is currently behind on its plan payments by more than \$1.1 million? How realistic are the prospects that DQL will provide the financing necessary for the reorganized debtor to cure its arrearages under the plan? Hearing required.

Party Information

Debtor(s):

Deco Enterprises, Inc.

Represented By
Raymond H. Aver

Movant(s):

Signify Holding B.V.

Represented By
Eric R Von Helms
Gary A Weis

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2:18-10597 Denise Latrice Wheeler

Chapter 11

#100.00 Post Confirmation Scheduling and Case Management Conference in a Chapter 11 Case

fr. 3-14-18, 6-13-18, 8-1-18, 10-2-18, 12-12-18, 2-6-19, 2-27-19, 4-17-19, 5-29-19, 8-27-19, 10-2-19, 12-18-19, 1-9-20, 5-6-20, 11-4-20, 12-16-20, 4-7-21, 10-13-21, 2-16-22; 3-16-22; 4-27-22; 7-27-22; 8-10-22; 11-16-22; 1-25-23; 2-15-23

Docket 1

Tentative Ruling:

3/19/18 -- Court signed order setting following dates:

Cont'd status conference -- June 13, 2018 at 11:00 a.m.

L/D to serve notice of bar date -- March 21, 2018

Bar date -- May 31, 2018

L/D to file joint status report -- June 5, 2018

L/D to file plan and disclosure statement -- June 29, 2018

Tentative Ruling for June 13, 2018:

Set deadline for debtor to file either objection to claim filed by first trust deed holder or adversary proceeding against first trust deed holder. Continue status conference to date that can be used as date of hearing on disclosure statement.

Final Ruling for June 13, 2018:

Continue case status conference to August 1, 2018 at 11:00 a.m. Debtor should file updated status report by July 30, 2018 and plan and disclosure statement by September 17, 2018. Debtor should file either adversary proceeding or claim objection with regard to bank's claim not later than July 13, 2015. (Court later extended that date to August 3, 2018 in response to debtor's motion by order entered July 17, 2018.)

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Tentative Ruling for August 1, 2018:

Debtor in her status report states that she is currently preparing an adversary proceeding against Center Street Lending for the purpose of determining the correct amount of the balance due under the loan. Continue status conference to date of status conference in that new action.

Tentative Ruling for October 2, 2018:

This case is going nowhere until debtor files her adversary proceeding against her lender. Did debtor file the adversary proceeding by the September 28 deadline? If not, convert case to chapter 7. If so, continue case status conference to date of status conference in adversary proceeding.

Tentative Ruling for December 12, 2018:

Revisit status of case after conclusion of hearing on disclosure statement.

Tentative Ruling for February 6, 2019:

Discuss with parties whether it would be better for the court to appoint a chapter 11 trustee or to convert the case to chapter 7. Hearing required.

Tentative Ruling for April 17, 2019:

If court approves disclosure statement, set plan confirmation schedule.

Tentative Ruling for May 29, 2019:

At hearing held April 19, 2019, Court conditionally approved disclosure statement and directed debtor to file final version of plan and disclosure statement and lodge order approving disclosure statement by April 30, 2019. Docket does not reflect the filing of an amended plan or disclosure statement. Why not?

Hearing required.

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6/3/2019 -- Court approved fourth amended disclosure statement and set status conference on confirmation process for August 27, 2019 at 2:00 p.m.

Tentative Ruling for October 2, 2019:

Revisit status of case after conclusion of related matters on calendar.

Tentative Ruling for December 18, 2019:

Continue case status conference to January 9, 2020 at 10:00 a.m. to be heard concurrently with confirmation. OFF CALENDAR FOR DECEMBER 18, 2019.

Tentative Ruling for January 9, 2020:

Revisit status of case after conclusion of confirmation hearing.

Tentative Ruling for May 6, 2020:

Court has reviewed reorganized debtor's status report. Continue case status conference to November 4, 2020 at 11:00 a.m. Reorganized debtor should file updated status report not later than October 23, 2020. APPEARANCES WAIVED ON MAY 6, 2020.

Tentative Ruling for November 4, 2020:

The status report says that "Per the Court's order for a status conference report, Debtor will file her declaration following this status report" Where is the declaration? This should have been filed by October 23, 2020, but was not. Hearing required.

Final Ruling for November 4, 2020:

Continue hearing to December 16, 2020 at 11:00 a.m. Reorganized debtor should file and serve updated status report not later than November 25, 2020.

Tentative Ruling for December 16, 2020:

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Court has reviewed the reorganized debtor's case status report. Continue status conference to April 7, 2021 at 11:00 a.m. Reorganized debtor should file updated case status report not later than March 26, 2021. APPEARANCES WAIVED ON DECEMBER 16, 2020.

Tentative Ruling for April 7, 2021:

Court has reviewed the reorganized debtor's case status report. Continue status conference to October 13, 2021 at 11:00 a.m. Reorganized debtor should file updated case status report not later than October 1, 2021, if final decree has not been entered by that date. APPEARANCES WAIVED ON APRIL 7, 2021.

Tentative Ruling for October 13, 2021:

Where is the status report that should have been filed by October 1, 2021? The US Trustee's status report does not satisfy this requirement. Court wants to know what payments were due under the plan, whether these payments have been made and, if not, why not. If there are defaults under the plan, the court wants to know how long the debtor has been in default, the circumstances that led to the default, how long the debtor anticipates it will be before she is in a position to cure the defaults and the steps she will be taking in an effort to address these defaults.

Hearing required.

(Status report was filed October 3, 2021. That report just says that debtor is current and that she will separately file a declaration setting forth what progress has been made toward consummation of the plan. As of October 4, 2021, that declaration had not been filed.)

Declaration was filed on October 7, 2021. Other than the failure to pay off the first lienholder at maturity on October 1, 2021, are there any other defaults under the plan? Are any payments due the LA County Tax Collector since March of 2021? Hearing required.

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Tentative Ruling for February 16, 2022:

How long has it been since counsel has had contact with the debtor? Hearing required.

Final Ruling for February 16, 2022:

Continue hearing to March 16, 2022 at 11:00 a.m.. Reorganized debtor should file status report, accompanied by declaration, not later than March 4, 2022.

Tentative Ruling for March 16, 2022:

Where is the status report and declaration that should have been filed by March 4, 2022? Court sees the US Trustee's quarterly reports, but not the report requested by the court. Has debtor's counsel been able to communicate with the debtor? Hearing required.

Final Report for March 16, 2022:

Continue to April 27, 2022 at 11:00 am Reorganized debtor should file status report not later than April 15, 2022.

Tentative Ruling for April 27, 2022:

Reorganized debtor still has not filed requested status report. Issue OSC why case should not be dismissed or converted based on debtor's failure to update the court on the status of payments due under her plan.

Final Ruling for April 27, 2022:

Continue case status conference to July 27, 2022 at 11:00 a.m. Reorganized debtor should file updated status report supported by debtor's declaration not later than July 15, 2022.

Tentative Ruling for July 27, 2022:

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Where is the status report that was due July 5, 2022? Has debtor succeeded in refinancing property? Hearing required.

Tentative Ruling for August 10, 2022:

Appearance counsel and the debtor both appeared at the July 27 status conference. Appearance counsel reported that debtor had been unresponsive. Debtor reported that she had been in communication with her attorney's paralegal. Debtor has still been having trouble finding a lender willing to extend refinancing to her while she is still in bankruptcy. Court continued status conference to August 10, directed appearance counsel to instruct debtor's counsel of record to send someone to status conference who is actually working on the matter and suggested that debtor consider whether it would be possible to close the case on an interim basis to make lenders more willing to do business with the debtor and/or for counsel to identify for debtor lenders who are comfortable doing business with debtors in bankruptcy.

What, if anything, has transpired since the July 27 status conference? Have debtor and counsel reestablished communication? How does debtor's counsel intend to proceed with regard to the future of this bankruptcy case? Hearing required.

Tentative Ruling for November 16, 2022:

Where is the status report that should have been filed by November 4, 2022? The US Trustee's status report does not satisfy this requirement. Court wants to know what payments were due under the plan, whether these payments have been made and, if not, why not. If there are defaults under the plan, the court wants to know how long the debtor has been in default, the circumstances that led to the default, how long the debtor anticipates it will be before she is in a position to cure the defaults and the steps she will be taking in an effort to address these defaults.

Appearance counsel and the debtor both appeared at the July 27 status conference. Appearance counsel reported that debtor had been unresponsive. Debtor reported that she had been in communication with her

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attorney's paralegal. Debtor had been having trouble finding a lender willing to extend refinancing to her while she is still in bankruptcy. Court continued status conference to August 10, directed appearance counsel to instruct debtor's counsel of record to send someone to status conference who is actually working on the matter and suggested that debtor consider whether it would be possible to close the case on an interim basis to make lenders more willing to do business with the debtor and/or for counsel to identify for debtor lenders who are comfortable doing business with debtors in bankruptcy. At the August 10, 2022 status conference, the court discussed with the parties the prospect of closing the case on an interim basis to assist debtor in obtaining financing.

What, if anything, has transpired since the August 10 status conference? Have debtor and counsel reestablished communication? How does debtor's counsel intend to proceed with regard to the future of this bankruptcy case? Hearing required.

Final Ruling for November 16, 2022:

Continue case status conference to January 25, 2023 at 11:00 a.m. to give court an opportunity to process a motion to close the case on an interim basis. If case remains open as of that date, debtor should file updated status report not later than January 13, 2023.

Tentative Ruling for January 25, 2023:

Debtor filed motion to close case on an interim basis on November 15, 2022, but never filed the required declaration re nonopposition or lodged order granting motion, so court had no occasion to review the docket to look for the motion. Continue hearing an additional two weeks so that counsel can file missing declaration and lodge order granting motion.

Tentative Ruling for February 15, 2023:

Docket STILL does not reflect filing of notice of nonopposition and no order granting motion to close case on an interim basis has been lodged. Impose sanctions of \$250 on counsel for reorganized debtor for failing to take the

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steps necessary to get this case closed so that the debtor can obtain the required financing.

Final Ruling for February 15, 2023:

Counsel reports that firm now has good communications with the client. Debtor's counsel has not moved for a final decree because it wanted to file a fee application first. A fee application has now been drafted but needs to be reviewed by the debtor. Court continued hearing to April 19, 2023 at 11:00 a.m. Debtor is to file an updated status report by April 7, 2023 if the case has not been closed by then.

Tentative Ruling for April 19, 2023:

The only thing filed since the last status conference is a motion for relief from stay (for which a hearing has not been properly noticed). Debtor's counsel has not filed a fee application or a status report. Issue OSC why this case should not be converted or dismissed. Set hearing on OSC for approximately 30 days.

Party Information

Debtor(s):

Denise Latrice Wheeler

Represented By

Anthony Obehi Egbase

Crystle Jane Lindsey

Lionel E Giron

Joanne P. Sanchez

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2:21-18572 Adli Law Group P.C.

Chapter 11

#101.00 Post Confirmation Scheduling and Case Management Conference in a SubChapter V Chapter 11 Case

fr. 1-4-22, 1-26-22, 2-9-22, 3-2-22; 5-11-22; 6-15-22; 8-17-22; 10-26-22; 11-17-22; 1-11-23; 1-25-23; 2-8-23

Docket 1

Tentative Ruling:

Tentative Ruling for January 5, 2022:

Will existing malpractice carrier be paying costs of defense of malpractice actions?

Does Subchapter V trustee have any matters that he would like to report or concerns that he would like to raise?

Court's order setting status conference directed debtor to supply a cash flow projection for the first six months of the case. Has that been provided? (Cash flow projections attached to petition were for November through January of 2022.)

Debtor reports that it will file a plan by the February 8, 2022 deadline. Discuss plan confirmation procedures and how debtor intends to satisfy disclosure requirements.

Final Ruling for January 5, 2022:

Continue status conference to January 26, 2022 at 10:00 a.m. to be heard concurrently with hearing on insider compensation.

Tentative Ruling for January 26, 2022:

See tentative ruling for matter no. 15. Continue case status conference to date of hearing on OSC.

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Tentative Ruling for March 2, 2022:

Revisit status of case after conclusion of related matters on calendar.

Tentative Ruling for May 11, 2022:

At trustee's request, continue case status conference to June 15, 2022 at 11:00 a.m. Trustee should file updated status report not later than June 3, 2022. APPEARANCES WAIVED ON MAY 11, 2022.

Tentative Ruling for June 15, 2022:

Have the trustee and Dr. Adli signed a settlement agreement yet? When will the debtor be in a position to file an amended plan? Hearing required.

Tentative Ruling for August 17, 2022:

Court has reviewed trustee's updated status report. Continue case status conference to October 26, 2022 at 11:00. Reorganized debtor should file updated status report not later than October 14, 2022. APPEARANCES WAIVED ON AUGUST 17, 2022.

Tentative Ruling for October 26, 2022:

Amended plan has now been filed. Discuss with the parties the trustee's comments with regard to the plan and plan confirmation procedures.

NOTE: Debtor will need to walk court through how the plan actually works and where it says what payments will be made to unsecured creditors. Plan says to see Article 7 for treatment of claims. Article 7 says to see Exhibit 3. Exhibit 3 doesn't mention making any payments other than on account of disputed claims. It says that, subject to certain reserves, etc., Adli gets net income in excess of the projections on Exhibit 2, but court wasn't able to find any mention in projections of payments to creditors. Reorganized debtor is to be disbursing agent for uninsured claims. Jones is to be disbursing agent for insured claims, but where is the actual operative section of the plan that

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describes what Jones will be doing and debtor's obligation to make any payments to unsecureds?

Hearing required.

Tentative Ruling for November 17, 2022:

Discuss with parties court's (minor) proposed revisions to second amended plan and set deadlines for confirmation process.

Tentative Ruling for January 11, 2023:

If court confirms plan, schedule post-confirmation status conference and date for reorganized debtor to file status report (accompanied by declaration).

Tentative Ruling for February 8, 2023:

Revisit status of case after conclusion of confirmation hearing.

Tentative Ruling for April 19, 2023:

Continue case status conference to October 18, 2023 at 11:00 a.m. Subchapter V trustee should file and serve status report discussing status of payments under plan (accompanied by a declaration) not later than October 6, 2023. APPEARANCES WAIVED ON APRIL 19, 2023.

Party Information

Debtor(s):

Adli Law Group P.C.

Represented By
Dean G Rallis Jr
Anna Novruzyan
Kenneth N Russak

Trustee(s):

Gregory Kent Jones (TR)

Pro Se

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2:22-14832 Karyn Anne Silver

Chapter 11

#102.00 Scheduling and Case Management Conference in a Chapter 11 Case

fr: 10-26-22; 2-8-23

Docket 11

Tentative Ruling:

Set deadline for debtor to serve notice of bar date and bar date. Continue case status conference for approximately 90 to 120 days and set deadline for debtor to file updated status report.

11/1/2022 -- Court signed scheduling order setting following dates:

Cont'd status conference -- February 8, 2023 at 11
L/D to serve notice of bar date -- November 11, 2022
Bar date -- January 23, 2023
L/D to file updated status report -- January 30, 2023

Tentative Ruling for February 8, 2023:

Is the court correct that the debtor has not filed her 2021 tax returns? Is there a way for her to file separately if she cannot obtain cooperation from her former husband?

Is the debtor currently working? Does she have any source of income other than selling her belongings and obtaining money from relatives? What steps does debtor plan to take in order to be in a position to sell the marital home? Does debtor believe that there is equity in the house?

Hearing required.

Final Ruling for February 8, 2023:

Continue case status conference to April 19, 2023 at 11:00 a.m. Debtor should file and

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serve updated status report not later than April 7, 2023.

Tentative Ruling for April 19, 2023:

Court received status report from Bank of America, as well as from debtor. Bank of America would like to see property recovered and sold promptly or it has threatened to bring motion for relief from stay to permit it to proceed with foreclosure. What, if any, progress has debtor made toward recovering the property in the last month? (As the debtor's status report acknowledges, the debtor and the court discussed the need to get the bankruptcy court involved at a hearing on March 29, if not before.) Should the Court be considering conversion or appointment of a chapter 11 trustee to expedite the process? Hearing required.

Party Information

Debtor(s):

Karyn Anne Silver

Represented By
Stella A Havkin