

**U.S. BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA**

Honorable Stephen L. Johnson

Thursday, May 23, 2019

Current as of 5/21/2019 at 4:17 PM

San Jose Courtroom 3099

U.S. Courthouse and Federal Bldg.

**280 S 1st Street
San Jose, CA 95113**

11:00 AM **18-52256** Habte John Haile and
Ch 13 Eden Ghebrai
Trustee: Derham-Burk

Moving: Devin L. Pace

Opposing:

Debtor or Plaintiff Attorney: David A. Boone

Matter: **Motion to Dismiss Case Pre-Confirmation Pursuant to 11 U.S.C. Sec. 1307(c) Filed by Devin Derham-Burk (41)**

***Opposition filed by Debtors (43)**

Comment **Tentative Ruling: Case will be dismissed. Counsel's fees will be approved under 11 USC § 330(a)(4)(B).**

11:00 AM **18-52271** Jose W. Diaz and
Ch 13 Claudia M. Flores
Trustee: Derham-Burk

Moving: Devin L. Pace

Opposing:

Debtor or Plaintiff Attorney: Lars T. Fuller

Matter: **Motion to Dismiss Case Pre-Confirmation Pursuant to 11 U.S.C. Sec. 1307(c) Filed by Devin Derham-Burk (34)**

***Opposition filed by Debtors (36)**

Comment **Tentative Ruling: Matter will be called.**

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11:00 AM **18-52375** Peter Van Nguyen
Ch 13
Trustee: Derham-Burk

Moving: Devin L. Pace

Opposing:

Debtor or Plaintiff Attorney: David A. Boone
David (dw) Boone

Matter: **Motion to Dismiss Case Pre-Confirmation Pursuant to 11 U.S.C. Sec. 1307(c) Filed by Devin Derham-Burk (37)**

***Objection filed by Debtor (42)**

Comment **Tentative Ruling: Case will be dismissed if a plan is not confirmed by 7/18/2019**

11:00 AM **18-52378** Genaro De La Torre, Sr
Ch 13
Trustee: Derham-Burk

Moving: Devin L. Pace

Opposing:

Debtor or Plaintiff Attorney: Aaron Lipton

Matter: **Motion to Dismiss Case Pre-Confirmation Pursuant to 11 U.S.C. Sec. 1307(c) Filed by Devin Derham-Burk (31)**

***Opposition filed by Debtor (33)**

Comment **Tentative Ruling: Case will be dismissed if plan is not confirmed by 7/18/2019.**

11:00 AM **18-52400** Jessica Erika Rodriguez
Ch 13
Trustee: Derham-Burk

Moving: Devin L. Pace

Opposing:

Debtor or Plaintiff Attorney: David A. Boone

Matter: **Motion to Dismiss Case Pre-Confirmation Pursuant to 11 U.S.C. Sec. 1307(c) Filed by Devin Derham-Burk (32)**

***Opposition filed by Debtor (34)**

***Motion withdrawn by Trustee on May 17, 2019 (46)**

Comment **Tentative Ruling: Withdrawn on 5/17. Matter dropped from calendar.**

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11:00 AM **18-52411** Kevin Javier Garcia and
Ch 13 Ellisa Jessica Haines
Trustee: Derham-Burk

Moving: Devin L. Pace

Opposing:

Debtor or Plaintiff Attorney: Jason Vogelpohl

Matter: **Motion to Dismiss Case Pre-Confirmation Pursuant to 11 U.S.C. Sec. 1307(c) Filed by Devin Derham-Burk (29)**

***Opposition filed by Debtors (31)**

Comment **Tentative Ruling: Case will be dismissed. Debtors have not filed plan they referenced in 4/8/19 opposition and case is not making progress toward confirmation.**

11:00 AM **18-52412** Gregory M. Johnson
Ch 13
Trustee: Derham-Burk

Moving: Devin Derham-Burk

Opposing:

Debtor or Plaintiff Attorney: Renee C. Mendoza
Cathleen Cooper Moran

Matter: **Motion to Dismiss Case Pre-confirmation Filed by Devin Derham-Burk (33)**

***Opposition filed by Debtors (36)**

Comment **Tentative Ruling: Case will be dismissed if plan is not confirmed by 7/18/2019.**

11:00 AM **18-52420** Olga Maria Lucio
Ch 13
Trustee: Derham-Burk

Moving: Devin L. Pace

Opposing:

Debtor or Plaintiff Attorney: Paul Seabrook

Matter: **Motion to Dismiss Case Pre-Confirmation Pursuant to 11 U.S.C. Sec. 1307(c) Filed by Devin Derham-Burk (30)**

***Opposition filed by Debtor (34)**

Comment **Tentative Ruling: Case will be dismissed. Opposition (#34, 4/2/19) refers to amended plan but no such plan has been filed. Not making progress toward confirmation.**

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11:00 AM **18-52434** Sameh Mahmoud Hassouba
Ch 13
Trustee: Derham-Burk

Moving: Devin L. Pace

Opposing:

Debtor or Plaintiff Attorney: David A. Boone
David (dw) Boone

Matter: **Motion to Dismiss Case Pre-Confirmation Pursuant to 11 U.S.C. Sec. 1307(c) Filed by Devin Derham-Burk (42)**

***Opposition filed by Debtor (44)**

Comment **Tentative Ruling: Case will be dismissed if plan is not confirmed by 7/18/2019.**

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11:00 AM **18-52451** Charles Marion LeQuieu, II
Ch 13
Trustee: Derham-Burk

Moving: Devin L. Pace

Opposing:

Debtor or Plaintiff Attorney: Scott M. Johnson

Matter: **Motion to Dismiss Case Pre-Confirmation Pursuant to 11 U.S.C. Sec. 1307(c) Filed by Devin Derham-Burk (23)**

***Opposition filed by Debtor (37)**

Comment **Tentative Ruling: Case will be dismissed if the plan is not confirmed by 7/18/2019.**

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11:00 AM **18-52570** Hector Ignacio Zuno
Ch 13
Trustee: Derham-Burk

Moving: Devin Derham-Burk

Opposing:

Debtor or Plaintiff Attorney: William W. Winters

Matter: **Motion to Dismiss Case Pre-conformation Filed by Devin Derham-Burk (36)**

***Opposition filed by Debtor (40)**

Comment **Tentative Ruling: Matter will be called.**

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11:00 AM **18-52580** James Lee Kammerer and
Ch 13 Jaqueline Kammerer
Trustee: Derham-Burk
Moving: Devin Derham-Burk
Opposing:
Debtor or Plaintiff Attorney: David A. Boone
David (dw) Boone

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Matter: **Motion to Dismiss Case Pre-conformation Filed by Devin Derham-Burk (31)**

***Opposition filed by Debtors (35)**

Comment **Tentative Ruling: Case will be dismissed because it is not making progress toward confirmation. Court will reserve jx to consider fee applied filed at DKT 38.**

11:00 AM **18-52797** Christopher Franz Wullemin
Ch 13
Trustee: Derham-Burk
Moving: Devin Derham-Burk
Opposing:
Debtor or Plaintiff Attorney:

ProSe / None

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Matter: **Motion to Dismiss Case Pre-conformation Filed by Devin Derham-Burk (40)**

***Objection Filed by Debtor (44)**

Comment **Tentative Ruling: This matter will be called.**
