

U.S. BANKRUPTCY COURT
FOR THE CALIFORNIA NORTHERN BANKRUPTCY COURT

Honorable Stephen L. Johnson
Thursday, September 19, 2019

Current as of 9/16/2019 at 1:43 PM

San Jose Courtroom 9

U.S. Courthouse and Federal Bldg.
280 S 1st Street
San Jose, CA 95113

10:00 AM **09-58539** Edward Bojorquez and
Ch 13 Dolores Susana Bojorquez
Trustee: Derham-Burk
Moving: David A. Boone
Opposing:
Debtor or Plaintiff Attorney: David A. Boone
Leela Menon

Matter: **Motion to Avoid and Expunge Judicial Lien on Residential Real Property Under 11 U.S.C. § 522(f)(1); or in the Alternative, for Declaratory Relief that the Judicial Lien is Void (141)**

1

Comment **Tentative Ruling: Motion to avoid lien recorded in violation of automatic stay will be granted.**

10:00 AM **18-51626** Apolonia Catam Cusi
Ch 13
Trustee: Derham-Burk
Moving: Devin Derham-Burk
Opposing:
Debtor or Plaintiff Attorney: Victoria Maydanik

2

Matter: **Motion to Dismiss Case for Failure to File Declaration of Direct Payment Filed by Devin Derham-Burk (35)**

***Opposition filed by Debtor (38)**

(fr 7/18)

Comment **Tentative Ruling: Case will be dismissed. Matter was continued for 60 days to allow sale of property but parties have not updated court on status.**

10:00 AM **19-50040** Lee Fort
Ch 13
Trustee: Derham-Burk
Moving: Devin Derham-Burk
Opposing:
Debtor or Plaintiff Attorney: E. Vincent Wood

3

Matter: **Motion to Dismiss Case for Failure to Make Plan Payments Filed by Devin Derham-Burk (36)**

***Opposition filed by Debtor (38)**

Comment **Tentative Ruling:** Court will enter an order specifying that Amended Plan (#39) dealing with arrearages must be confirmed within 45 days or case will be dismissed.

10:00 AM **19-50371** Jorge Solis
Ch 11

Moving:
Opposing:
Debtor or Plaintiff Attorney: Oxana Kozlov
Reuben L. Nocos

4

Matter: **Motion For Contempt to Hold Debtor's Counsel in Contempt of Court Filed by Devin Derham-Burk (58)**

***Opposition Filed by Debtor (76)**

Comment **Tentative Ruling:** Matter will be called and Mr. Nocos should appear in person (not by telephone) for the hearing.

10:00 AM **19-51323** Yvonne Khan
Ch 13

Trustee: Derham-Burk
Moving: Devin Derham-Burk
Opposing:
Debtor or Plaintiff Attorney: Ronda N. Edgar

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Matter: **Motion to Dismiss Case Pre-Confirmation for Lack of Evidence that Post Petition Installment Payments to Class 1 Creditors are Current Filed by Devin Derham-Burk (21)**

***Opposition filed by Debtor (27)**

Comment **Tentative Ruling:** Matter will be called for trustee's reaction to declaration filed 9/12/19 (DKT 26 & 27).
