

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

**Honorable Stephen L. Johnson  
Thursday, February 28, 2019**

*Current as of 2/27/2019 at 8:59 AM*

---

**San Jose Courtroom 3099**

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

---

11:30 AM **18-51799** Courtney Dejuan Henderson and  
Ch 13 Latasha Lashawn Henderson  
Trustee: Derham-Burk

**Moving:** Devin L. Pace

**Opposing:**

**Debtor or Plaintiff Attorney:** W. Kirk Moore

**Matter:** **Motion to Dismiss Case Pre-Confirmation Pursuant to 11 U.S.C. Sec. 1307(c) Filed by Devin Derham-Burk (27)**

**\*Opposition Filed by Debtor (36)**

**Comment** **Tentative Ruling: Plan must be confirmed by 5/9/2019 or case will be dismissed.**

---

11:30 AM **18-51841** David Luafuluiva Timoteo  
Ch 13  
Trustee: Derham-Burk

**Moving:** Devin L. Pace

**Opposing:**

**Debtor or Plaintiff Attorney:** Norma L. Hammes

**Matter:** **Motion to Dismiss Case Pre-Confirmation Pursuant to 11 U.S.C. Sec. 1307(c) Filed by Devin Derham-Burk (20)**

**\*Opposition filed by Debtor (22)**

**Comment** **Tentative Ruling: Court will overrule objections to motion based on In re Malek and will give debtor until 5/30/2019 to confirm a plan or case will be dismissed.**

---

11:30 AM **18-51869** Ian Alban Stewart  
Ch 13  
Trustee: Derham-Burk

**Moving:** Devin L. Pace

**Opposing:**

**Debtor or Plaintiff Attorney:** Arasto Farsad

3

**Matter:** **Motion to Dismiss Case Pre-Confirmation Pursuant to 11 U.S.C. Sec. 1307(c) Filed by Devin Derham-Burk (44)**

**\*Opposition filed by Debtor (46)**

**Comment** **Tentative Ruling: Case will be dismissed. Debtor previously indicated (DKT 49) case would be dismissed or converted to chapter 11.**

---

11:30 AM **18-51996** Emmett James Smith and  
Ch 13 Rhythm Edith Smith  
Trustee: Derham-Burk

**Moving:** Devin L. Pace

**Opposing:**

**Debtor or Plaintiff Attorney:** Scott M. Johnson

4

**Matter:** **Motion to Dismiss Case Pre-Confirmation Pursuant to 11 U.S.C. Sec. 1307(c) Filed by Devin Derham-Burk (24)**

**\*Opposition Filed by Debtors (30)**

**Comment** **Tentative Ruling: Plan must be confirmed by 5/30/2019, or case will be dismissed.**

---

11:30 AM **18-52006** Steve Anthony Castillo  
Ch 13  
Trustee: Derham-Burk

**Moving:** Devin L. Pace

**Opposing:**

**Debtor or Plaintiff Attorney:** Norma L. Hammes

5

**Matter:** **Motion to Dismiss Case Pre-Confirmation Pursuant to 11 U.S.C. Sec. 1307(c) Filed by Devin Derham-Burk (21)**

**\*Opposition filed by Debtor (25)**

**Comment** **Tentative Ruling: Matter will be called on 10:00 calendar.**

---