

Courtroom: 3070
Courtroom Deputy: Millie McGowan
Court Recorder:
Law Clerk: Madelyn Choi
Law Clerk: Jane Bohrer

1.
MENDIOLA vs. UNITED STATES
ADV. NO. 06-5222
JEFFREY MENDIOLA
04-52834-MM (7)

(fr 4/10, 7/10, 10/9, 1/15, 4/15)
Telephonic Case Management Conference
Complaint to Determine Dischargeability
of Taxes
Pl - JEFFREY MENDIOLA

Atty for Pl - ANTHONY DIOSDI
(415) 394-7200

Atty for Def - JAMES WHITTEN
(408) 817-4691

Def: UNITED STATES OF AMERICA, DEPT OF
TREASURY, INTERNAL REVENUE SERVICE
answer filed 1/23/07
(Holding date)

2.
NGUYEN vs. NGUYEN
ADV. NO. 07-5086
BILLY NGUYEN
07-50787-MM (7)

(fr 12/11, 3/11, 4/15)
Telephonic Case Management Conference
First Amended Complaint to Determine
Dischargeability of Debt
Pl - BRANDO & JENNIFER NGUYEN

Atty for Pl - GREGORY McDONALD
(408)971-6666

Atty for Def - DREW HENWOOD
(415) 362-7412

Def: BILLY NGUYEN
* Ans to 1st Amd. Compl. fld 9/17/07

3.
ADAMS vs. OSBORNE, ET AL
ADV. NO. 07-5089
SARAT OSBORNE
05-59618-MM-OR (13)

(fr 10/9, 11/6, 12/11, 3/11, 5/6, 7/15)
Telephonic Case Management Conference
a) Complaint for Non-Dischargeability of
Debt (11 U.S.C. §523)
Pl - VERNON ADAMS
Atty for Pl - STEPHEN O'NEILL
(650) 852-9000

Atty for Def - PRO PER
(831) 883-1844

Def's: SARAT OSBORNE, JOHN L. OSBORNE,
IV, aka JOHN L. OSBORNE;
answer filed 8/2/07

b) Cross-Complaint for Violation of
Automatic Stay & Co-Debtor Stay;
Contempt; Violation of Federal and
State Fair Debt Collection Practices
Act; Accounting; and Voiding State
Court Judgment & Recording of Lien
Cross-Plaintiff - SARAT & JOHN OSBORNE
*answer filed 8/22/07
***notice of dismissal fld 6/3/08,
stipulation required***

4.
FIA CARD SERVICES vs. CONTRERAS
ADV. NO. 08-5051
ELIDIA CONTRERAS
07-54101-MM (7)

(fr 6/10, 7/15)
Telephonic Case Management Conference
Complaint to Determine Dischargeability
of Debt
Pl - FIA CARD SERVICES

Atty for Pl - BENJAMIN NACHIMSON
(310) 473-5550

Def: ELIDIA CONTRERAS

5.
WIRUM vs. KINGHORN INVESTMENT, et al
ADV. NO. 08-5071
CALIFORNIA PLAN, INC.
06-50442-MM (7)

Telephonic Case Management Conference
Complaint for Avoidance of Fraudulent
Transfers and Preferential Transfers
Pl - ANDREA A. WIRUM, TRUSTEE

Atty for Pl - CHARLES MAHER
(415) 356-4600

Atty for Def - ROBERT KANE
(415) 982-1510

Def: DAVID P. BRUENIG
answer filed 9/4/08

Def: TIMOTHY FERRELL, PRO PER
(530)546-2752
answer filed 7/25/08

Atty for Def - ROBERT COHUNE
(530) 582-9094

Def's: ALEXANDER K. TURNER, JR.
****answer filed 9/8/08**

Def's:

Entry of Default 9/8/08 KINGHORN INVESTMENT GROUP, LLC,
a Nevada limited liability company,

Entry of Default 9/8/08 KINGHORN INVESTMENT GROUP, LLC, a
California limited liability company,
DAVID P. BRUENIG,

**** Entry of Default 9/8/08** ALEXANDER K. TURNER, JR.
TIMOTHY K. FERRELL

6.
NEWHAM vs. U.S. DEPARTMENT OF EDUCATION
ADV. NO. 08-5072
CHRISTOPHER & FRANCES NEWHAM
08-51193-MM (7)

(fr 7/15)
Telephonic Case Management Conference
Complaint to Determine Dischargeability
of Student Loan
Pl - CHRISTOPHER R. NEWMAN & FRANCES R.
NEWHAM
Atty for Pl - PRO PER
no number provided

Def: U.S. DEPARTMENT OF EDUCATION

7.
PORTSIDE GROWTH & OPPORTUNITY FUND et al
vs SONICBLUE CLAIMS LLC
ADV. NO. 08-5011
SONICBLUE INC.
03-51775-MM (11)

(fr 4/15)
Telephonic Case Management Conference
Complaint for Equitable Subordination,
Breach of Contract, Tortious
Interference with Contract, and
Objection to Claim
Pl - PORTSIDE GROWTH & OPPORTUNITY FUND

Atty for Pl - LEWIS KRUGER
(212) 806-5400

KEN PASQUALE
212) 806-5562

Atty for Citadel, Pl - EMILY MA

Atty for Def - CHRISTOPHER SULLIVAN
(415) 283-1776

Atty for Def- ANTHONY TREPPEL
(408) 275-0501

Def: SONICBLUE CLAIMS LLC
answer filed 2/13/08

***motion to consolidate Adv. No. 08-5011
with Adv. No. 07-5082 - 11-14 at 11***

Atty - ADAM LEWIS
(415) 268-7232

8.
CONNOLLY vs. PORTSIDE GROWTH, ET AL
ADV. NO. 08-5083
SONICBLUE INC.
03-51775 thru 03-51775-MM (11)
(Jointly Administered)

(fr 7/15)
Telephonic Case Management Conference
Complaint for Damages, Equitable
Subordination, and Other Relief
Pl - DENNIS J. CONNOLLY, CHAPTER 11 TR
Atty for Pl - CECILY DUMAS
(415) 834-3800
GRANT STEIN
(404) 881-7000

Def's:
PORTSIDE GROWTH & OPPORTUNITY FUND, a
Cayman Islands corporation;
SMITHFIELD FIDUCIARY LLC, a Cayman
Islands corporation;
CITADEL EQUITY FUND LTD., a Cayman
Islands corporation
motion to intervene 10/23/08 at 11

9.
SONICBLUE CLAIMS vs. PORTSIDE GROWTH, ET AL
ADV. NO. 07-5082
SONICBLUE INC.
03-51775-MM - 03-51778-MM (11)
(Jointly Administered)

(fr 9/11, 11/6, 3/11, 4/22, 6/9, 7/15)
Telephonic Case Management Conference
Complaint for Equitable Subordination,
to Determine Proper Classification, and
for Declaratory Relief Regarding Senior
Indebtedness Status
Pl - SONICBLUE CLAIMS LLP

Atty for Pl - WILLIAM McGRANE
(415) 283-1776

SONICBLUE CLAIMS vs. PORTSIDE GROWTH, ET AL
ADV. NO. 07-5082
continued...

SONICBLUE CLAIMS vs. PORTSIDE GROWTH, ET AL
ADV. NO. 07-5082
continued...

Atty for Def - LEWIS KRUGER
(212) 806-5400

Def's: PORTSIDE GROWTH & OPPORTUNITY
FUND, a Cayman Islands corporation;
SMITHFIELD FIDUCIARY LLC, a Cayman
Islands corporation;
CITADEL EQUITY FUND LTD., a Cayman
Islands corporation
answer filed 10/12/07

Atty for Ch 11 Trustee - GRANT STEIN
(404) 881-7000
stip to cont to 12/9 fld 10/7/08

10.
HERNANDEZ-NARANJO vs. SERGIO'S AUTO BODY
ADV. NO. 08-5153
PATRICIA HERNANDEZ
08-51942-MM (13)

Telephonic Case Management Conference
Complaint to Turnover Property and for
Damages
Pl - PATRICIA HERNANDEZ

Atty for Pl - KEVIN DOUGHERTY
(831) 783-3440

Def: SERGIO'S AUTO SALES

11.
FIA CARD SERVICES vs. AVALOS
ADV. NO. 08-5165
ASCENCION HIPOLITO & MARIA AVALOS
08-51407-MM (7)

Telephonic Case Management Conference
Complaint to Determine Dischargeability
of Debt
Pl - FIA CARD SERVICES, N.A.

Atty for Pl - ROBERT LAMPL
(818) 226-5662

Def: MARIA ESTELA SANCHEZ AVALOS, aka
M. ESTELA ABALOS

12.
FIA CARD SERVICES vs. TRAN
ADV. NO. 08-5170
MYNGOC THI TRAN
08-51653-MM (7)

Telephonic Case Management Conference
Complaint to Determine Dischargeability
of Debt
Pl - FIA CARD SERVICES, N.A.

Atty for Pl - JEROME YELSKY
(310) 820-6529

Atty for Def - DAVID BOONE
(408) 291-6000

Def: MYNGOC THI TRAN
answer filed 7/25/08

13.
FIA CARD SERVICES vs. CAO
ADV. NO. 08-5188
NAM CAO
08-51946-MM (7)

Telephonic Case Management Conference
Complaint to Determine Dischargeability
of Debt
Pl - FIA CARD SERVICES, N.A. (F.K.A.
MBNA AMERICA BANK, N.A.)

Atty for Pl - JEROME YELSKY
(310) 820-6529

Atty for Def - DREW HENWOOD
(415) 362-7412

Def: NAM CAO
answer filed 9/2/08

14.

WEINGARTEN et al vs. CEDAR FUNDING, et al
ADV. NO. 08-5147
CEDAR FUNDING, INC.
08-52709-MM (11)

Telephonic Case Management Conference
Complaint for Reformation of an
Assignment of Deed of Trust and for
Conversion and Fraud

Pl - STEVEN M. WEINGARTEN, BRUCE D.
WEINGARTEN, JAMES J. HAGE, DAVID B.
VERHINES and/or PATRICIA VERHINES,
ELSBETH FOSTER, CYD LOVE, NANCY M.
SHARROCK, RUTH A. WATKINS and NIKKI
WATKINS, STANLEY D. POST, CATHERINE M.
DOHERTY, and YOSHIKO SMITH

Atty for Pl - VINCENT CATANIA
(831)626-2801

Def's: CEDAR FUNDING MORTGAGE FUND, LLC
a California Limited Liability Company
CEDAR FUNDING, INC., a California
corporation,
DAVID A. NILSEN,
Does 1-40, Inclusive

15.

ROLLINS et al vs. NEILSON
ADV. NO. 08-5155
CEDAR FUNDING, INC.
08-52709-MM (11)

(fr 9/16)
Telephonic Case Management Conference
Complaint

Pl - LARRY W. ROLLINS and MARIE E.
ROLLINS, individuals and as Trustees of
the ROLLINS 2002 FAMILY TRUST dated
July 1, 2002, DOUGLAS N. FORZANI and
SHIRLEY J. FORZANI, individually and as
Trustees of the FORZANI 1994 REVOCABLE
FAMILY TRUST dated October 26, 2004

Atty for Pl - LARRY LICHTENEGGER
(831) 626-2801

Atty for Def - CECILY DUMAS
(415) 834-3800

Def: R. TODD NEILSON, Trustee for

Debtor CEDAR FUNDING, INC.

16.
SELNER et al vs NEILSON
ADV. NO. 08-5196
CEDAR FUNDING, INC.
08-52709-MM (11)

Telephonic Case Management Conference
Complaint to Declare Interests in
Fractionalized Deed of Trust an
Equitable Interest
Pl - SALLY T. SELNER, Trustee of the
Sally T. Selner Trust dated 11/3/1987,
MAHIN SALEHINIA, CHERIE J. THIBODEAUX,
Trustee of the Cherie J. Thibodeaux
Trust U/A dated 11/11/99. MICHAEL F.
KELLY & DARLENE L. KELLY, JONATHAN
STANLEY, and LAWRENCE A. WEINGARTEN &
SUZANNE WEINGARTEN

Atty for Pl - LARRY LICHTENEGGER
(831) 626-2801

Def: R. TODD NEILSON, Trustee for
Debtor CEDAR FUNDING, INC.

17.
POST et al vs. NEILSON
ADV. NO. 08-5197
CEDAR FUNDING, INC.
08-52709-MM (11)

Telephonic Case Management Conference
Complaint to Declare Interests in
Fractionalized Deed of Trust an
Equitable Interest Not Subject to
Preference Claim Under Title 11,
§547(b)
Pl - STANLEY D. POST, et al

Atty for Pl - LARRY LICHTENEGGER
(831) 626-2801

Def: R. TODD NEILSON, Trustee for
Debtor CEDAR FUNDING, INC.

18.
AMERICAN EXPRESS VS. MUDGETT
ADV. NO. 08-5005
LARRY & DORIS MUDGETT
07-52991-MM (13)

**Cont to 11/18/08 at 10:30 a.m.
per order of 9/23/08**

(fr 4/15, 6/10)
Telephonic Case Management Conference
Complaint to Determine Dischargeability
of Debt
Pl - AMERICAN EXPRESS CENTURION BANK

Atty for Pl - JOHN O'DONNELL
(916) 563-7744

Atty for Def - **PRO PER**
(650)400-2228

Def's: LARRY R. MUDGETT and
DORIS R. MUDGETT
answer filed 2/15/08
(Settlement reached)

19.
GUZMAN vs. PINCH, et al
ADV. NO. 08-5133
JAVIER GUZMAN & TOSHA DJIRBANDEE-RAMOS
05-51833-MM (13)

**Cont to 11/18/08 at 10:30 a.m.
per order of 10/1/08**

(fr 9/16)
Telephonic Case Management Conference
Complaint for (1)Turnover; (2)
Imposition of Constructive Trust; (3)
Avoidance of Fraudulent Conveyance; (4)
Imposition of Equitable Lien; (5)
Unfair Competition; and (5) Declaratory
Relief
Pl - JAVIER R. GUZMAN and
TOSHA F. DJIRBANDEE-RAMIS

Atty for Pl - BRIAN BURCHETT
(619) 231-4372

Def's: RICK PINCH
FRANK O'CONNELL,
LEIGH RODRIGUEZ,
DUFFY & GUENTHER, LLC

20.

GOSE vs. INDYMAC BANK, ET AL
ADV. NO. 08-5149
LAWRENCE & JACLYN GOSE
08-50294-MM (13)

Telephonic Case Management Conference
Amended Complaint to Determine Extent
and Validity of Lien Against Real
Property to Which Lien Does Not Extend
Pl - LAWRENCE NOLASCO GOSE and JACLYN
ALICE GOSE

**Alias summons issued for 12/9/08
at 10:30 a.m.**

Atty for Pl - C. LAINE LUCAS
(408) 295-1700

Def: INDYMAC BANK, F.S.B.;
INDYMAC FEDERAL BANK F.S.B. (PASADENA,
CALIFORNIA)

21.

AMERICAN EXPRESS vs. ESCALERA & BARAJAS
ADV. NO. 07-5125
FRANCISCO ESCALERA & ANABEL BARAJAS
07-51331-MM-OR (13)

(fr 12/11, 1/15, 3/11, 7/15)
Telephonic Case Management Conference
Complaint to Determine Discharge-
ability of Debt
Pl - AMERICAN EXPRESS BANK, FSB

DEFAULT JUDGMENT 7/25/08

Atty for Pl - JOHN O'DONNELL

Def:

Clerk's Default Entered 10/29/07 FRANCISCO ESCALERA
Clerk's Default Entered 10/29/07 ANABEL BARAJAS
CLOSED 7/28/08

MM
10/14/08 AT 10:30 A.M.

11

22.
AMERICAN EXPRESS vs. RATTRAY
ADV. NO. 08-5152
DENISE RATTRAY
08-51398-MM (7)

JUDGMENT 10/3/08

Telephonic Case Management Conference
Complaint to Determine Dischargeability
of Debt
Pl - AMERICAN EXPRESS CENTURION BANK

Atty for Pl - JOHN O'DONNELL

Atty for Def - SCOTT SAGARIA
Def: DENISE G. RATTRAY aka DENISE GRACE
RATTRAY
Response fld 8/19/08
*CLOSED 10/6/08