

Court News

is published by the United States Bankruptcy Court for the Central District of California as an informational service for the practitioners and public of our Court.

PETER H. CARROLL
Chief Judge

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Executive Officer/Clerk of Court

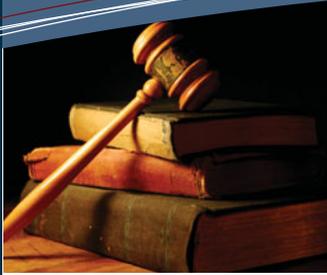
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Please email us at editor@cacb.uscourts.gov.

Important Updates

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INVESTITURE OF JUDGE HOULE

On October 11, the investiture of the Honorable Mark D. Houle was held at the United States Bankruptcy Court in Riverside, California. U.S. Marshal David M. Singer gave the opening of the court, followed by the Pledge of Allegiance led by Judge Houle's young sons, Trent and Dominic, and Clerk of Court Kathleen J. Campbell calling the calendar. Chief District Judge George H. King and Chief Bankruptcy Judge Peter H. Carroll then welcomed more than 200 guests in attendance, including 19 District, Magistrate and Bankruptcy judges.



Presiding in his first investiture since his appointment as Chief Judge, Judge King welcomed Judge Houle by describing Judge Houle's reputation not only for excelling at complex transactions in bankruptcy and civil law, but also as being a "straight shooter" who has always treated others with respect and professionalism. Chief Judge Carroll described Judge Houle's path to the bench beginning from his hometown of Lowell, Massachusetts to his pivotal turn in the U.S. Air Force in Anchorage, Alaska, where he became a Senior Airman. Following his service, Judge Houle returned to Massachusetts where he graduated summa cum laude at Salem State while earning a B.S. in Economics, as well as the University's Silver Key award with his wide array of extracurricular pursuits. Judge Houle took an early interest in bankruptcy law, beginning with his studies at Boston College School of Law, leading to a clerkship at the U.S. Bankruptcy Court in Santa Ana, an associate position at Winthrop & Couchot, PC, and later working Of Counsel at Pillsbury Winthrop Shaw Pittman LLP.

Judge Houle's wife Marie and father Normand first had the honor of investing Judge Houle with his robe as a symbol of the judicial office, before the assembly was treated with the light-hearted and heart-felt remarks shared by each of the investiture speakers. Judge Houle's long-time friend and colleague at Winthrop Couchot, Peter W. Lianides, a self-described "debtor's lawyer," poked fun at Judge Houle's attributes, such as having the rare quality of being a "reasonable and fair-minded banker's lawyer." Judge Houle was also described as a devoted family man, and a talented lawyer who was eventually recruited to work at Pillsbury after making a good impression even as opposing counsel during a case. Judge Houle's description as being good-natured continued with his Boston College Law Professor, Ingrid Hillinger's remarks, noting Judge Houle's work

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For more information,
visit our web site at www.cacb.uscourts.gov.

COURT CLOSED

Monday, November 12—
Veterans Day

Thursday, November
22—Thanksgiving Day

Friday, November 23—
State of California Holiday

Tuesday, December 25—
Christmas Day

Tuesday, January 1—
New Year's Day

**EMERGENCY MATTERS
ONLY:**

Monday, December 24
Monday, December 31



Accessing Court Information by Twitter

The Court has been posting to its Twitter account for over a year now, and has sent over 800 different tweets to more than 400 followers. The Court posts announcements, Notices of Sale, Public Notices, and other timely information.

Many are not aware that they can view the Court's Twitter postings without the need to get a Twitter account or even register—just click on the Twitter logo on the home page of the Court's website (www.cacb.uscourts.gov). The postings are arranged in chronological order, making it easy to quickly catch up with what is going on at the Court. For those with a Twitter account, you can use this free service to follow us @cacbnews.

ethic, intelligence, and compassion for others to be surpassed only by his sense of humor. Michael E. Mahoney, Esq. kept the laughter flowing with his description of Judge Houle as both driven and easy-going, and a model for the ability to “enjoy the day” even while achieving his career goals.

In his response, Judge Houle expressed his gratitude to all who have assisted him in his transition to the bench, the advice offered by current bankruptcy judges, his chambers and Clerk's Office staff, and those who took part in his selection for the bench. Among his colleagues, Judge Houle noted a special thank you in memory of Robert Morrison, with whom he had worked at Pillsbury and admired. To conclude, Judge Houle continued the light-hearted theme throughout the investiture ceremony, by reminding everyone to make sure to visit the candy bar, among the variety of food enjoyed at the reception afterward.



COURT LAUNCHES REDESIGNED WEBSITE

On October 25, the U.S. Bankruptcy Court for the Central District of California launched its newly redesigned website at <http://www.cacb.uscourts.gov>. The Court's new website features a user-friendly look and feel that enable the Court to deliver well-organized information to the public, allow for easier navigation across the site, and provide quick access to a wide variety of resources and information about the Court. For the first time, the Court's website will be searchable and also support BrowseAloud, a program that reads the text on any given page for the benefit of people who are visually impaired or whose primary language is not English.

The Court's new website was developed exclusively for the Central District and is designed to serve the unique needs of our users. It was also built on a judiciary-wide template now used in over thirty Federal courts, making it easier for users who conduct business in multiple districts to locate items of interest more quickly. The website redesign was based on a comprehensive assessment of our previous website, and included extensive input and feedback from attorneys, trustees, judges, Court staff, and the public.

The new website represents a major step forward in the Court's effort to improve customer service and provide a rewarding online experience for our visitors. If you have questions or comments on the new site, please send an email to cacbwebmaster@cacb.uscourts.gov, or call Sandi Brask at 213-894-3127.

JUDGES SALTZMAN AND CLARKSON PARTICIPATE IN ORANGE COUNTY BANKRUPTCY FORUM PANEL DISCUSSION

On October 20, Judges Deborah J. Saltzman and Scott C. Clarkson participated in a panel discussion titled "It's All in the Numbers: A Seminar Regarding Some of the Major Financial Issues that Arise in Chapter 11 Cases." The judges were joined by attorneys Eric J. Fromme of Rutan & Tucker, LLP and Todd C. Ringstad of Ringstad & Sanders, LLP, as well as Adam Meislik, Senior Managing Director of GlassRatner Advisory & Capital Group, LLC and Brian S. Weiss, founder and Managing Director of BSW & Associates. The speakers discussed cash collateral budgets, monthly operating reports, and methods for valuing assets. The panel explained several practical concepts to the audience, including how a debtor's financial data should be reported to the Court, how attorneys and their clients should interpret financial data, and what types of questions should be posed at a hearing regarding a debtor's budget. The event was hosted by the Orange County Bankruptcy Forum and took place at Chapman University School of Law.

JUDGE BAUER HOSTS BROWN BAG ON 522(f) MOTIONS

On October 10, approximately 40 members of the legal community gathered in Courtroom 5D in the Ronald Reagan Federal Building and U.S. Courthouse in Santa Ana. Attorneys and their staff attended as part of the Orange County Bankruptcy Forum Brown Bag Program. Judge Bauer and Christine Fitzgerald, law clerk to Judge Clarkson, presented a program entitled "How to Get Your 522(f) Motions the First Time." The program highlighted the most common reasons 522(f) motions were denied and identified when it was appropriate to bring a 522(f) motion. The program was also open to questions from attendees. The Brown Bag program was well-received and the attendees stated that it was a very informative event.

PROPOSED NATIONAL RULES AND FORMS OPEN FOR PUBLIC COMMENT

The Judicial Conference Advisory Committees on Appellate, Bankruptcy, Criminal, and Evidence Rules have proposed amendments to their respective rules and forms and requested that the proposals be circulated to the bench, bar, and public for comment. The deadline for public comment is February 15, 2013. To view the proposed revisions, reports on the revisions from the applicable advisory committees, and information about submitting written comments or testimony at public hearings, please visit the U.S. Courts website at: <http://www.uscourts.gov/RulesAndPolicies/rules/proposed-amendments.aspx>. The link is also available in Public Notice 12-015.

UPCOMING MCLE PROGRAM ON SANCTIONS IN BANKRUPTCY CASES

On Thursday, November 8, Judge Sandra R. Klein will participate in an MCLE program sponsored by the Beverly Hills Bar Association. Judge Klein, U.S. Trustee attorney Dare Law, and bankruptcy attorney Susan Montgomery will hold a panel discussion about sanctions in bankruptcy cases. The program will be held at noon at Lawry's The Prime Rib Restaurant in Beverly Hills. For more information, and to register for the event, see the Beverly Hills Bar Association website at <http://www.bhba.org/>.

Meeting of Creditors Held and Concluded on Chapter 7 Asset Cases:

When concluding the 341(a) meeting of creditors on a Chapter 7 Asset case, trustees are reminded not to use the "Initial Report" function from the Trustees' 341 Module, since doing so does not correctly update the case status.

Instead, enter event code "Meeting of Creditors Held and Concluded" from the Bankruptcy → BK - Trustee/US Trustee CM/ECF Menu. This will properly set the case status to "Awaiting Discharge."

Top 20 Cases of Interest Filed in the Last 24 Months*

1st Evangelical Lutheran Church of San Fernando, CA

SV 12-13308-AA, Chapter 11, Filed 04/04/2012. Assets \$1-10 million and Liabilities \$1-10 million. Case dismissed on 4/26/2012. Case subsequently closed on 9/6/2012.

Alma Rose Winery & Vineyard, LLC

ND-12-12837-RR, Chapter 11, Filed 7/27/12, Assets \$1-10 million and Liabilities \$1-10 million. Order approving stipulation to use cash collateral through Dec. 2, 2012 entered on 10/10/12. Order granting motion to set last day to file proof of claims entered on 10/17/12. Proof of claims due by 1/9/13.

A & S Booksellers, Inc.

SV-12-10392-VK, Chapter 11, Filed 01/13/12, Assets \$0.01- 0.05 million and Liabilities \$1 - \$10 million. No Updates

City of San Bernardino

RS-12-28006-MJ, Chapter 9, Filed 08/01/12. Assets and Liabilities \$1,000 + and Liabilities \$1,000 +. The deadline for filing and serving objections to the petition is set for 10/24/12, at 5:00 p.m. Pacific time. If any objection is filed and served, the Court will hold a status conference on 11/05/12. In the absence of any objection to the City's chapter 9 petition by the Objection deadline, the Notice shall serve as notice of the entry of an order for relief.

Crystal Cathedral Ministries, a California non-profit corporation

LA-10-24771-RK, Chapter 11, Filed 10/18/10. Assets and Liabilities \$50-\$100 million. Hearing set for 11/27/12 at 2:30 p.m. re Fourth Omnibus motion by the Plan Agent for an order disallowing claims listed on Schedule F.

Encino Corporate Plaza, L.P.

SV-11-14917-GM, Chapter 11, Filed 04/20/11, Assets \$10-50 million and Liabilities \$1-50 million. Confirmation Hearing continued to 1/15/2013 @ 10:00 AM. Order Confirming Debtor's 2nd Amended Ch. 11 Plan of Reorganization on 9/20/2012.

Figueroa Tower I LP, Figueroa Tower II, LP, Figueroa Tower III, LP (jointly administered)

SV11-18760-GM; SV11-18761-GM; SV11-17862-GM, Chapter 11, Filed 07/14/11, Assets \$50-100 million and Liabilities \$50-100 million. Continued hearing for Amended Ch. 11 Plan on 10/15/2012 @ 9:00 AM. Amended Plan & Disclosure Statement filed on 7/10/2012, 8/2/2012. Order approving 5th amended Disclosure Statement re debtors' 6th amended joint plan of reorganization; and confirming hearing date for confirmation of debtor's 6th amended joint plan of reorganization 7 the discovery & briefing deadlines. Ch. 11 Status Hearing on 10/15/2012 @ 9:00 AM. Confirmation hearing on Debtor's 6th Amended Joint Plan of Reorganization to be held on 10/15/2012 @ 9:00 AM.

Gamma Medica-Ideas (USA), Inc.

SV-12-17469-VK, Chapter 11, Filed 08/20/2012. Assets \$1-10 million and Liabilities \$10-50 million. Order for Joint Administration of Gamma Medica-Ideas, Inc. (1:12-bk-17474-VK); Advanced Molecular Imaging LLC (1:12-bk-17475-VK); Advanced Molecular Imaging, Inc. (1:12-bk-17479-VK); Industrial Digital Imaging, Inc. (1:12-bk-17483-VK) under case Gamma Medica-Ideas (USA), Inc. - 1:12-BK-17469-VK. 341(a) Mtg. 9/25/12. Schedules filed 9/18/12.

Georges Marciano

SV-11-10426-VK formerly LA-09-39630-VK (Involuntary) Chapter 11, Filed 10/27/2009 - Intra-District Transfer to SV on 01/07/11. Assets Unknown, Liabilities between \$50-\$100 million. Document filed by USDC Notice re: Appeal From BK Court USDC Case No. 2:12-CV-7412-AHM filed on 8/29/12, Cert. of Readiness sent 9/12/12. Order Employing Crowe Horwath LLP as accountants effective 2/1/12 signed on 9/21/12. Cert. of Readiness of record on appeal to USDC Case No. 2:12-CV-02978-AHM. Notice of Termination of Stay of Marciano Ch. 11 Case filed by Trustee D. Gottlieb on 10/2/12. The following adversary cases are currently active in this case: 1:11-ap-01362-VK - Gottlieb v. UBS Financial Services Inc. et al; 1:11-ap-01363-VK Gottlieb v. Morgan Stanley Smith Barney, LLC et al; 1:11-ap-01519-VK - Gottlieb v. Marciano; 1:12-ap-01351-VK - Marciano et al v. Iskowitz et al; 1:12-ap-01352-VK - Marciano v. Fahs et al; 1:12-ap-01355-VK - Gottlieb et al v. Hill Farrer & Burrill LLP et al.

HomeSuites, LLC

ND-11-10163-RR, Chapter 11, Filed 01/12/11, Assets \$1-10 million and Liabilities \$1-10 million. Continued hearing re: Motion for interim order authorizing the use of cash collateral scheduled for 4/24/12.

Irwindale Speedway, LLC

LA-12-14994-ER, Chapter 7, Filed 02/13/12, Assets \$0- 0.01 million and Liabilities \$0.5-\$1 million. Order entered on 6/21/12 granting chapter 7 Trustee's motion to approve compromise of controversy.

Nesbitt Portland Property, LLC; Nesbitt Bellevue Property, LLC; Nesbitt El Paso Property, LP; Nesbitt Denver Property, LLC; Nesbitt Lynnwood Property, LLC; Nesbitt Colorado Springs Property, LLC; Nesbitt Livonia Property, LLC; Nesbitt Blue Ash Property, LLC

ND-12-12883-RR; ND-12-12884-RR; ND-12-12888-RR; ND-12-12889-RR; ND-12-12890-RR; ND-12-12891-RR; ND-12-12894-RR; ND-12-12895-RR, Chapter 11, Filed 07/31/12, Assets \$10-50 million and Liabilities \$100-500 million. Continued Initial Ch. 11 Status Conference scheduled for 11/14/12. Continued hearing re: Motion to pay insider compensation to Windsor Capital Group scheduled for 11/14/12; Continued hearing re: Motion for interim and final orders approving cash collateral scheduled for 11/14/12.

Pacific Monarch Resorts, Inc. Vacation Marketing Group, Inc; Vacation Interval Realty, Inc.; MGV Cabo, LLC; Desarrollo Cabo Azul, S. de R.L. de C.V.; Operador MGVM S. de R.L. de C.V. SA:11-24720-ES; SA:11-24725-ES; SA:11-24727-ES; SA:11-24729-ES; SA:11-24731-ES, Amended Disclosure Statement and Chapter 11 plan, Second Amended Joint Plan of Reorganization dated Sept. 18, 2012 filed on 9/18/2012. Status Conference continued to 11/15/2012.

Raymond P. Boucher

SV-12-10052-MT, Chapter 11, Filed 01/03/12, Assets \$5.26 million and Liabilities \$5.51 million. Motion for Relief from the Automatic Stay filed on 9/24/2012. Hearing set for 10/31/2012 @9:30 AM, Crtrm 302.

RCR Plumbing and Mechanical, Inc.

RS-11-41853-WJ Chapter 11, Filed 10/12/2011, Assets \$10-50 million and Liabilities \$10-50 million. Order approving fourth amended disclosure statement entered 10/01/12. Hearing on the fourth amended chapter 11 plan is set for 11/15/12. The deadline for creditors to return ballots is 10/19/12. Objections of confirmation of the plan must be filed on or before 11/01/12. Hearing on motion to approve compromise under rule 9019 set for 10/16/12.

Summer View Sherman Oaks Apartments. LLC, a Delaware Limited Liability Co.

SA-11-19800-AA, Chapter 11, Filed 08/15/11, Assets \$10-50 million and Liabilities \$10-50 million. Order granting final decree on 8/29/12. Case closed on 9/19/12.

The Grande Holdings Limited

LA-11-41459-BB, Chapter 15, Filed 7/22/11. Assets between Over \$100,000 and Liabilities over \$100. Hearing re scheduling and case management continued to 2/6/13 at 10 a.m.. Status report due by 1/28/13.

Verdugo Mental Health

LA-11-22739-PC, Chapter 11, Filed 03/25/11, Assets \$1-10 million and Liabilities \$1-10 million. Monthly Operating Report number 19 for the month ending 9/30/12 filed on 10/1/12.

Westrim Inc. dba Westrim Crafts

SV-11-15313-GM, Chapter 11, Filed 04/29/2011, Assets \$1-10 million and Liabilities \$10-50 million. No updates.

William Busey

SV-12-11182-AA, Chapter 7, Filed 02/07/12, Assets \$0- 0.05 million and Liabilities \$0.5 - \$1 million. 341(a) meeting continued to 10/1/2012 @ 1:30 PM.

*Based on a combination of asset and liability levels, number of creditors, high activity, and/or name recognition.