

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.

SHERI BLUEBOND
Chief Judge

KATHLEEN J. CAMPBELL
Executive Officer/Clerk of Court

Suggestions and comments
are always welcome.

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COURT HOSTS LAW DAY CELEBRATION FOR HIGH SCHOOL AND COLLEGE STUDENTS

On April 12, 2016, the United States Bankruptcy Court for the Central District of California hosted a Law Day celebration to commemorate the 50th anniversary of the Supreme Court's Miranda v. Arizona decision. Chief Bankruptcy Judge Sheri Bluebond and Bankruptcy Judges Sandra R. Klein and Barry Russell participated in this wonderful event.

More than 150 people took part in the Law Day celebration, including students from Alliance Judy Ivie Burton Technology Academy High School and Alliance Susan & Eric Smidt Technology High School. College students involved in the California Courts' JusticeCorps program also attended. In addition to the judges mentioned, District Judges Terry J. Hatter, Jr., John A. Kronstadt, and Virginia A. Phillips, and Magistrate Judges Rozella A. Oliver and Suzanne H. Segal, as well as California Superior Court Judge Melissa N. Widdifield, participated in the event.

After Judge Klein welcomed the attendees, the celebration officially began with a presentation by Professor Laurie L. Levenson of Loyola Law School. Professor Levenson talked about the Miranda decision and its impact on our notion of justice in America. Professor Levenson emphasized the importance of the Fifth and Sixth Amendments and how "even guilty people have constitutional rights." She then discussed how the criminal law has been shaped by the Miranda decision. She concluded by impressing upon the students the importance of knowing their rights as she rallied the audience to chant in unison: "I want my lawyer!" and "I want to assert my rights."

Following Professor Levenson's engaging remarks, District Judge Virginia A. Phillips, Magistrate Judge Rozella A. Oliver, and Chief Bankruptcy Judge Sheri Bluebond welcomed the students. Each of the judges provided inspirational remarks. Judge Phillips stressed the importance of assisting and helping others, especially once the students achieve a measure of success in their careers. Judge

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Oliver emphasized that the students' success will be limited only by how hard they work and how big they dream. Chief Judge Bluebond concluded the welcoming remarks by highlighting the importance of understanding our system of government. She mentioned that the liberties and freedoms that we enjoy as Americans did not come easy and she reminded the students that they are the future of our nation.

A lunch followed during which judges, lawyers, and other professionals engaged the students in a discussion of Miranda. Judge Klein encouraged the students to ask the professionals questions about how they were able to achieve success.

After lunch, Judge Klein introduced the Law Day guest speaker, Captain Carroll Cooley (ret.) of the Phoenix police department. Captain Cooley was the detective who investigated and arrested Ernesto Miranda in 1963. Captain Cooley also testified at Miranda's trial, and again at his retrial after the Supreme Court overturned Miranda's conviction. His recollection of the events leading to Miranda's arrest was riveting.

The final segment of the Law Day celebration featured Lawrence Middleton, Chief of the Criminal Division of the U.S. Attorney's Office, and Hilary Potashner, the Federal Public Defender for the Central District of California, discussing the impact that the Miranda decision has on their cases. Mr. Middleton mentioned his respect for the decision, stating that despite making his job harder, the decision provides a more just system. He emphasized that this result is consistent with a prosecutor's duty to uphold the law. Ms. Potashner highlighted the importance of the message of the Miranda decision: that everyone has the right to enjoy the protections provided by the Constitution. Both speakers explained that the relevant issues that are litigated today are not whether a Miranda warning was given. Rather, the issues involving the Miranda decision are more complex and tend to be focused on whether: 1) a defendant actually asserted his or her Miranda rights; 2) a waiver of those rights was voluntary; and 3) a Miranda warning was required to be given at a certain point in time.

Mr. Middleton and Ms. Potashner then explained that the Miranda decision applies to undocumented individuals and a reasonableness standard applies when determining whether a Miranda warning was appropriate. The final question of the day, whether Mr. Middleton and Ms. Potashner enjoy their jobs, was answered by both speakers with a resounding "Yes."

The Bankruptcy Court's Community Outreach Committee, chaired by Bankruptcy Judge Sandra R. Klein, organized the Law Day celebration. Judge Klein thanked the court staff who worked tirelessly behind the scenes to make the event such a success.

COURT HOSTS *PRO BONO* RECEPTIONS FOR HONOR ROLL VOLUNTEERS

On April 5, the Los Angeles Division hosted a reception for *pro bono* volunteers listed on the Court's Honor Roll. The Honor Roll, published on the Court's website under "Programs and Services for Attorneys," is based on the names submitted on an ongoing basis by each of the Court's self-help desks. During the month of April, receptions were held at each division to honor the volunteers serving the divisions' local self-help desks. The Northern Division welcomed volunteers at a reception in Judge Carroll's chambers on April 12, Judge Clarkson held a reception for Santa Ana volunteers on April 26, and the San Fernando Valley Division's reception took place in the division's third floor conference room on April 28. (The Riverside Division opted to honor volunteers in conjunction with an Inland Empire Bankruptcy Forum event earlier this year.) The district-wide receptions were part of an initiative by the Court's *Pro Se* Committee to make these events more accessible to the volunteers being honored.

The Los Angeles reception began immediately following the Debtor Assistance Project's (DAP's) bimonthly meeting. The reception boasted an assortment of sandwiches, salads, cookies, brownies, refreshments, and *pro bono* pens packaged with color-changing cups as party favors for the volunteers. Chief Bankruptcy Judge Sheri Bluebond and bankruptcy judges Julia W. Brand, Sandra R. Klein, Thomas B. Donovan, and Vincent P. Zurzolo attended, along with DAP Chair Rokhsana Moradi, Public Counsel staff attorneys Maggie Bordeaux and Christian Cooper, and approximately 30 guests, including attorneys, trustees and interpreter



Monday, May 30—
Memorial Day



Accessing Court Information by Twitter

The Court has been posting to its Twitter account since 2011, and has sent over 2,700 different tweets to more than 650 followers. The Court posts announcements, Notices of Sale, Public Notices, and other timely information. In March, the Court began tweeting judicial opinions.

You do not need a Twitter account to view the Court's tweets—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. If you have a Twitter account, follow @cacbnews.

WEBSITE FEEDBACK

The U.S. Bankruptcy Court for the Central District of California continues to enhance its website based on feedback from users. Please let us know your thoughts about what is working well and what could be improved at www.cacb.uscourts.gov/contact.

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To reset your CM/ECF password:

1. Go to <https://ecf.cacb.uscourts.gov>.
2. Click on the link Central District of California – Document Filing System.
3. Click on the link at the end of this sentence: “If you forgot your CM/ECF password, you can request a password here.”
4. Enter your ECF login ID at the prompt and click “Submit.”

The CM/ECF program will send an email to the address you have on record with the Court. If you need to verify the email address in CM/ECF is current, please call the ECF Help Desk for assistance at (213) 894-2365. The Help Desk is open Monday through Friday from 9 a.m. to 4 p.m.

CM/ECF Online Credit Card

The CM/ECF Online Credit Card module is designed to give CM/ECF users the option of paying filing fees through a secure internet connection via [Pay.gov](https://www.pay.gov). Through the module, you can:

- pay the filing fee securely with a credit card at any time
- review the history of credit card transaction payments
- review outstanding payments due to the Court
- request online payment of any unpaid balance

After submission of the credit card information, the filing fee is paid directly to the U.S. Treasury, and a transaction receipt is displayed and docketed to the case immediately.

Payment Methods

VISA, MasterCard, American Express, and Discover credit cards may be used, including debit cards with the VISA and MasterCard logo.

Note: Debtor's credit card or debit card may not be used to pay filing fees.

Help Desk

Please call the ECF Help Desk at (213) 894-2365 if you have questions regarding the payment process. The Help Desk staff is available to serve you 9 a.m. to 4 p.m., Monday through Friday, excluding federal holidays.

volunteers from throughout the district. Judge Bluebond spoke at the reception and praised the efforts of the volunteers in assisting those who cannot afford attorney representation. She also recognized the interpreter volunteers in attendance and noted how their service makes a difference to the Court and the parties they assist.

LOYOLA LAW SCHOOL CONSUMER BANKRUPTCY LITIGATION PRACTICUM RETURNS FOR MOCK HEARING AND RECEPTION

On Monday, April 11, the U.S. Bankruptcy Court for the Central District of California hosted a mock hearing and reception for the Loyola Law School Consumer Bankruptcy Litigation Practicum (CBLP). The CBLP is a two-semester program during which students gain real-life experience interviewing, counseling, and assisting unrepresented individuals. The students did an impressive job during their mock hearings before Judge Sandra Klein. After receiving feedback from Judge Klein, Professor Anne Wells, and the students' coaches, Christian Cooper and Maggie Bordeaux, the students took a tour of Judge Klein's chambers.

Judge Klein and the students then attended a catered reception. Approximately 40 people participated in the reception, including Chief Judge Sheri Bluebond, Judge Julia Brand, and Judge Klein. Clerk of Court Kathy Campbell and members of her staff also participated. In addition, attorneys from all over the district and law clerks showed their support by attending. Light refreshments were served while the students, attorneys, and judges mingled.

FEDERAL CAREER DAY

On Friday, March 11, representatives of the Court, including Judge Maureen Tighe, Judge Sandra Klein, and Clerk of Court Kathy Campbell, participated in Federal Career Day at College of the Canyons' Valencia campus. Over 120 students attended the event, which featured U.S. District Judge Consuelo B. Marshall and Judge Tighe as the keynote speakers. Representatives from each of the federal agencies spoke briefly to the assembled students about how they began their careers with the federal government, and why they enjoy their work. Representatives from our Court and the other participating federal agencies also had the opportunity to have one-on-one conversations with students about their academic and career goals, and how the knowledge and skills they learned in the classroom could be applied in diverse and rewarding careers with the Court and in public service.

The event was initiated and planned by Judge Maureen Tighe and U.S. Probation Officers Shannon Angelidis and Brent Udolph, working in conjunction with Professors Anne Marengo and Katie Coleman of the College of the Canyons. Court staff also participated in the planning, coordination, and execution of the event, and answered individual students' questions at the meet-and-greet portion of the event. Members of the Clerk's Office staff interviewed students, faculty and representatives from the various federal agencies in attendance and prepared a video of the event. Participating federal agencies included the Internal Revenue Service, U.S. Attorney's Office, Federal Bureau of Investigation, and Department of Homeland Security. Alberto Gudiño provided music and served as the emcee for the event.

The event closed with an inspirational message from Judge Tighe, encouraging the students to keep working towards their educational goals and completing their degrees, followed by a raffle for various prizes provided by the agencies.



Judge Maureen A. Tighe



Students talk with Clerk of Court Kathy Campbell and Judge Sandra R. Klein

Top 20 Cases of Interest*

Brake Madness, Inc.

SV-15-13766-MB, Chapter 11, Filed 11/13/15, Assets \$1-10 million and Liabilities \$1-10 million. Amended order granting in part, and denying in part motion to dismiss chapter 11 case and for further relief and denying motion to use cash collateral entered on 3/17/16. Motion sanctions in the form of attorney's fees and expenses against the debtor, its president, Abdolfazi "Abby" Shajari, and its attorney, Eric Bensamochan, the Bensamochan Law Firm, Inc., jointly and severally, for bad faith filing of chapter 11 petition filed on 3/18/16. The hearing is to be held on 5/13/16 at 1:30 p.m.

Carson Civic Center Property, LLC

SV-15-11573-MT, Chapter 11, Filed 05/04/15. Assets \$1-10 million and Liabilities \$1-10 million. Order granting motion to dismiss case for bad faith entered on 2/24/16.

CBA 54, LLC

SV-15-13429-MT, Chapter 11, Filed 10/14/15. Assets \$1-50 million. Order immediately dismissing case and for payment of trustee and United States Trustee's fees entered on 3/2/16.

Choa Dayton, LLC

SV-15-13447-MT, Chapter 11, Filed 10/15/15. Assets \$1-10 million and Liabilities \$1-10 million. Order immediately dismissing case with 180 day bar against refiling and for payment of trustee and United States trustee's fees; and exonerating trustee's bond entered on 3/3/16.

DigitalSound Production Services Inc.

SV-15-13952-MB, Chapter 11, Filed 11/30/15. Assets \$1-10 million and Liabilities \$1-10 million. Amended chapter 11 plan confirmed at 4/5/16 status conference.

Donmetz Home LLC,

SV-16-10317-VK, Chapter 11, Filed 02/02/16. Assets \$1-10 million and Liabilities \$1-10 million. Status conference hearing continued to 8/25/16 at 1 p.m. Order setting (1) deadlines concerning chapter 11 plan and disclosure statement and (2) continued status conference entered on 3/29/16. Order setting last day to file proofs of claim entered on 3/29/16. Order denying motion for authority to use cash collateral entered 3/29/16. Scheduling order for final evidentiary hearing on motion for relief from the automatic stay filed 4/14/16.

Duane Daniel Martin & Tisha Michelle Martin. Aka: Tisha Campbell-Martine

SV-16-10045-VK, Chapter 7, Filed 01/07/16. Assets \$1 million and Liabilities \$10-50 million. Order approving stipulation by debtors to extend deadline to object to the granting of discharge (extended until 7/5/16).

East Coast Foods, Inc.

SV-16-13852-BB, Chapter 11, Filed 03/25/16. Assets \$0-\$50 million and Liabilities \$10-50 million. Notice of hearing on debtor's motion for order authorizing use of cash collateral was filed on 4/18/16.

Encino Corporate Plaza LP

SV-15-14234-GM, Chapter 11, Filed 12/31/15. Assets \$50-100 million and Liabilities \$10-50 million. Order on stipulation for entry of order re ADR and dismissal filed at U.S. District Court on 2/12/16 (Case Number 2:16-cv-00720-JFW). Order by civil minutes re: motion for order dismissing bankruptcy and stipulation for entry of order re ADR and dismissal (hearing at U.S. District Court before Judge Walter) filed at U.S. District Court on 2/12/16. Stipulation for voluntary dismissal of bankruptcy filed at US District court on 3/31/16. Order dismissing case per stipulation filed at US District Court on 4/1/16.

Freedom Communications Inc. AKA: Orange County Register

SA-15-15318-MW, Chapter 11, Filed 11/01/15. Assets \$10 million and Liabilities \$10 million. Status conference continued to 4/13/2016 at 9 a.m. in CRTRM 6C Order granting motion for an order authorizing extension of exclusivity periods for the filing of plan of reorganization and for soliciting acceptances to the plan. It is ordered: The exclusivity period pursuant to section 1121 of the Bankruptcy Code by which the Debtors have to file a plan is hereby extended from February 29, 2016 to and including April 29, 2016. The exclusivity period pursuant to section 1121 of the Bankruptcy Code by which only the Debtors may solicit acceptances to their plan is hereby extended from April 29, 2016 to and including June 28, 2016.

Georgina, LLC

SV-16-10140-MB, Chapter 11, Filed 01/18/16. Assets \$1-10 million and Liabilities \$1-10 million. Status conference hearing continued to 4/19/16 at 3 p.m. Hearing on motion for an order designating debtor's case a single asset real estate case under 11 USC 101 (51B), and confirming that the debtor is subject to bankruptcy code section 362(D)(3) with respect to the automatic stay of acts against the debtor's single asset real estate continued to 4/19/16 at 3 p.m. Evidentiary hearing regarding motion for relief from stay continued to 6/6/16 at 10 a.m.

Harlequins Web LLC

SV-16-10783-MT, Chapter 11, Filed 03/17/16. Assets \$500-1 million. Scheduling and case management conference hearing to be held on 5/19/16 at 9:30 a.m.

Henderson Holdings 1 LLC

SV-16-10685-MT, Chapter 11, Filed 03/09/16. Assets \$1- 10 million and Liabilities \$1 - \$10 million. Scheduling and case management conference hearing to be held on 5/5/16 at 9:30 a.m. Order A) making determination that no disclosure statement is required with respect to debtor's proposed plan; B) approving overbid/auction procedures in connection with Sale to be implemented under plan, including break-up fee; C) scheduling auction, confirmation hearing, and related dates and deadlines; and D) granting related relief entered on 4/8/16

MediaShift, Inc. jointly administered with Ad-Vantage Networks, Inc.

LA-15-25024-SK, LA-15-25030-SK, Chapter 11, Filed 09/30/15, Assets \$10-50 million and Liabilities \$10-50 million. Monthly operating report #7 for the month ending 3/31/16 was filed on 4/19/16.

Metropolitan Automotive Warehouse, Inc.

RS-16-10105-MJ, Chapter 11, Filed 01/06/2016. Assets \$10-50 million and Liabilities \$10-50 million. Order granting motion to set last day to file proofs of claim entered 2/24/16: General deadline for creditors 5/27/16; governmental units 7/5/16; Monthly operating report #2 filed 3/16/16; Motion for order fixing deadline for filing proofs of administrative claims filed 4/1/16.

Osher and Osher, Inc

SV-16-10069-MT, Chapter 11, Filed 01/11/16. Assets \$1-10 million and Liabilities \$1-10 million. Hearing regarding US Trustee motion to dismiss or convert case with an order directing payment of quarterly fees and for judgment thereon has been continued to 4/25/16 at 10 a.m. Hearing regarding Motion for order (1) authorizing sale of real property, outside of the ordinary course of business under 11 USC 363(b), and free and clear of any interest under 11 USC 363(f); (2) authorizing payment of undisputed liens, costs of sale, and property taxes; (3) finding that purchaser is a good faith purchaser under 11 USC 363(m); (4) waiving 14-day stay period under FRBP 6004(h) has been continued to 5/5/16 at 9:30 a.m. Hearing regarding motion for order approving bid and sale procedures for proposed sale of Olympic Boulevard property to be heard on 4/28/16 at 9:30 a.m.

Picture Car Warehouse, Inc.

SV-15-13495-MT, Chapter 11, Filed 10/20/15. Assets \$1-10 million and Liabilities \$1-10 million. Status and case management conference hearing continued to 5/19/16 at 9:30 a.m. Final hearing regarding motion for order (i) authorizing debtors in possession to use cash collateral and (ii) turnover of estate property continued to 5/19/16 at 9:30 a.m. Order granting motion for order (i) authorizing modification of terms of credit line with and (ii) confirming security and lien of Bank of the West and (iii) authorizing use of cash collateral on a final basis filed on 1/13/16. Motion for order authorizing: (i) sale of personal property of the estate (excess vehicles and spare parts, memorabilia, equipment and miscellaneous office furniture and equipment) free and clear of liens and encumbrances via public auction (live and online bidding) pursuant to 11 USC 363; (ii) employment of Fleet Vehicle Disposal pursuant to 11 USC 327(a); (iii) stipulation between PCW and Haridge Cadillac Group, LLC (landlord) re relief from automatic stay and surrender of premises; (iv) abandonment of unsold personal property and premises following auction (pursuant to 11 USC 544(a)); and (v) waiver of 14 day stay entered on 3/10/16.

Stage Coach Venture, LLC

SV-15-13471-VK, Chapter 11, Filed 10/18/15. Assets \$10-50 million and Liabilities \$10-50 million. Status conference to hearing continued to 5/19/16 at 1 p.m.

Star Auto Parts, LLC

RS-16-10105-WJ, Chapter 11, Filed 01/06/16. Assets \$1-10 million and Liabilities \$1-10 million. Jointly administered with RS-16-10096-WJ.

Wrightwood Guest Ranch, LLC

RS-15-17799-SC Chapter 11, Filed 08/05/15, Assets \$10-50 million and Liabilities \$1-10 million. Chapter 11 status conference continued to 5/1/16 at 1:30 p.m.; Monthly operating report #6 filed 3/15/16; Chapter 11 Trustee's Motion for order establishing bidding procedures and setting dates for auction and final sale filed 4/5/16 hearing on 4/26/16 at 1:30 p.m.

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