



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.

VINCENT P. ZURZOLO
Chief Judge

MICHAEL ROTBERG
Acting Clerk of Court

Suggestions and
comments are always
welcome.

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**For information on
upcoming court
closures, please see
page 2 or refer to Public
Notice 09-022 on the
Court's website.**

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Ninth Circuit Appoints Two New Bankruptcy Judges

Chief Judge Alex Kozinski of the Ninth Circuit Court of Appeals announced the appointment of Assistant U.S. Attorney Catherine E. Bauer and Los Angeles attorney Deborah J. Saltzman to serve as bankruptcy judges in the Riverside division of the Central District of California.

Ms. Bauer and Ms. Saltzman will assume judgeships left vacant after the retirements of Judge Mitchel R. Goldberg and Judge David N. Naugle in 2008.

Ms. Bauer joined the Office of the U.S. Attorney in 2001. As an assistant U.S. attorney, she represents the federal government in all civil, non-tax bankruptcy matters in consumer and commercial cases in the Central District.

She graduated from UCLA in 1982 with a degree in political science and was admitted to the State Bar of California in 1985 after graduating from the USC Gould School of Law. Ms. Bauer has served on the Central District's bankruptcy mediation panel since

1995 and is an active member of several bar associations, the Federal Executive Board, and the Girl Scouts of Greater Los Angeles, among other organizations.

A New York City native, Ms. Saltzman has practiced bankruptcy in the Los Angeles area for the last 10 years. Currently an associate with the law firm DLA Piper, Ms. Saltzman received her B.A. in history from Amherst College in 1991 and her J.D. from the University of Virginia School of Law in 1996.

Ms. Saltzman is active in the local community. She has taught a continuing education program on bankruptcy and restructuring, and is a mentor to young people involved in the local chapter of the Young Storytellers Foundation. She was voted by fellow attorneys as a Southern California Rising Star for five consecutive years (2004-2008).

Further information on the appointments will be made available on the Court's web site, www.cacb.uscourts.gov.

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

Brown Bag Lunch on Judge's Copy Requirements to be Held November 3

Chief Judge Vincent P. Zurzolo is holding a brown bag lunch on November 3 in the Los Angeles Division at noon discussing judge's copy requirements. The lunch will cover the purpose of serving a judge's copy and exceptions to the requirement.

COURT CLOSED

Wednesday, November 11
Veterans Day

Thursday, November 26
Thanksgiving Day

Friday, November 27
State of California Holiday

Thursday, December 24
Court Holiday
(Emergency Matters Only)

Friday, December 25
Christmas Day

Thursday, December 31
Court Holiday
(Emergency Matters Only)

Friday, January 1, 2010
New Year's Day

CM/ECF Hardware and Software Upgrade Scheduled

The Court will be performing an upgrade of its CM/ECF hardware and software beginning at 4:00 P.M. Friday, October 30, 2009, through Monday, November 2, 2009. During this time, access to CM/ECF (Live and Training), LOU, PACER, and VCIS will not be available. Access is expected to be restored by 5:00 P.M., Monday, November 2, 2009.

During the upgrade, the Court will be reconfiguring the CM/ECF system into a split-server configuration to improve system performance. The Court also will be upgrading CM/ECF from version 3.3.1 to version 3.3.2. Please refer to Public Notice 09-021 for additional information.

While most changes in this newest release of CM/ECF will be transparent to users, the most prominent change includes reinforcement of the privacy protection requirements under F.R.B.P. 9037. In this release, CM/ECF has been further modified to refine the language electronic filers see when logging into the system; require acknowledgment that the filer has read and will comply with the redaction requirements; provide links to the Federal Rules regarding redaction; and display another reminder each time the filer actually files a document.

During this upgrade, the Court will be open during normal business hours to accept filings at the Intake windows until 4:00 P.M. The Court may, however, issue manual receipts with no case number, judge assignment or trustee assignment on Monday, November 2, 2009.

Any questions about the upgrade may be directed to the ECF Help Desk at (213) 894-2365 or via email at ECF_support@cacb.uscourts.gov.

Zip Code Changes to Affect Northeastern Los Angeles County

Effective Monday, January 4, 2010, zip codes for the northeastern area of Los Angeles County, as listed in the table below, will be moved from the San Fernando Valley Division to the Los Angeles Division. The area affected includes Lancaster, Palmdale, Castaic, and surrounding cities. All new bankruptcy cases filed on or after January 4 in the zip codes listed must be filed in the Los Angeles Division, while all bankruptcy cases filed in the San Fernando Valley Division prior to January 4 will remain at the San Fernando Valley Division.

New Zip Codes for the Los Angeles Division

Starting January 4, 2010

(Previously part of the San Fernando Valley Division)

91310, 91321, 91322, 91350, 91351, 91354, 91355, 91380, 91381, 91382, 91384, 91385, 91386, 91387, 91390, 93510, 93523*, 93532, 93534, 93535, 93536, 93539, 93543, 93544, 93550, 93551, 93552, 93553, 93563, 93590, 93591

(*Los Angeles County portion only)

Court Manual Revised to Include New Forms, Judge's Copy Rules

The Court Manual was revised on October 8, with changes effective immediately. Revisions include a new appendix listing exceptions to serving a Judge's Copy of filed documents; simpler instructions for serving a Judge's Copy of proposed order via LOU; and six new or revised Local Bankruptcy Rules forms.

The updated Court Manual is available on the Court's web site, www.cacb.uscourts.gov, under Forms/Rules/General Orders. A red-line version is also available online for your reference until December. Questions on these changes may be directed to the ECF Help Desk at (213) 894-2365 or via email at ECF_support@cacb.uscourts.gov.

Wireless Network Available in Courtroom Floors

A wireless network is now available for use by attorneys and trustees, free of charge, on all courtroom floors in all divisions throughout the Central District of California. A wired equivalent privacy (WEP) key is required to access the network. This WEP key, along with instructions on accessing the system, was emailed to all registered ECF users.

Additional information on the wireless network may be found on the Court's website, www.cacb.uscourts.gov, under the Electronic Systems and Status page.

New Form Available in CM/ECF

As of September 10, the CM/ECF system supports the electronic filing of a new bankruptcy form entitled "Notice of Attorney Change of Address or Law Firm" on multiple cases. The event code is located under Bankruptcy/ BK – Multi-Case Docketing/ Notice of Change of Address (multi). ECF users may submit a single PDF form with a list of all affected cases in which this document is being filed. Only a maximum of 10 cases should be entered in the system at a time when using this multi-case docketing feature. Once submitted, Court staff will update the user's information in CM/ECF.

For instructions on how to file the new form, please refer to the CM/ECF Manual on the CM/ECF Home page. The new form can also be accessed on the Court's website under Forms/Rules/General Orders > Court Forms.

Telephonic Changes in the Santa Ana Division: As of September 29, all judges in the Santa Ana division have changed their procedures for telephonic appearance scheduling. All judges will now require you to contact CourtCall for scheduling. For more information, go to the Court's website, www.cacb.uscourts.gov under Information> Judges' Procedure/Information> Individual Judges> and then select the appropriate Santa Ana Judge.

Tips on Using the New Notice of Change of Attorney Address or Law Firm: The Notice of Change of Attorney Address or Law Firm is not the same as the Substitution of Attorney form. Using the form in lieu of a Substitution of Attorney form does not comply with Local Rules and will require the form to be resubmitted. Additionally, the Notice of Change of Attorney Address or Law Firm may be used to change an attorney's email address for one specific case. To change an attorney's email address in all of their cases, please refer to Section 3 of the Court Manual for the correct procedures. Finally, when batch-filing the new form on numerous cases, the notice PDF must have the list of cases in which the document is being filed and the box entitled "See attached list..." must be checked.

Filing Statistics

Central District of California - Percent Increase in Filings
January - October 2009* to January - October 2008

77% ↑ 2009: 70,717 2008: 39,863 Chapter 7	43% ↑ 2009: 948 2008: 661 Chapter 11	60% ↑ 2009: 20,194 2008: 12,608 Chapter 13	73% ↑ 2009: 91,769 2008: 53,134 Total
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National - Percent Increase in Filings
12 Mo. Period Ending June 30, 2009 to Same Period Ending June 30, 2008

47% ↑ 2009: 907,603 2008: 615,748 Chapter 7	91% ↑ 2009: 13,951 2008: 7,293 Chapter 11	12% ↑ 2009: 384,187 2008: 344,421 Chapter 13	35% ↑ 2009: 1,306,315 2008: 967,831 Total
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*Based on estimated filing data for October 2009.

Top 20 Cases of Interest Filed in the Last 24 Months

Downey Regional Medical Center-Hospital Inc

LA-09-34714-BB, Chapter 11, Filed 9/14/09. Assets over \$100 million and Liabilities between \$1-100 million. Opposition to the debtor's application to employ FTI Consultants, Inc. as an interim chief financial officials and temporary employees filed by the creditor committee 10/13/09.

IM Stopping Power GmbH

SV-09-21491-MT, Chapter 15, Filed 9/1/09. Assets between \$50,000-100,000 and Liabilities between \$1-100 million. Supplemental list of administrators, parties, and entities in support of verified petition for recognition of foreign main proceeding filed by the debtor 9/8/09.

Lenny Kyle Dykstra

SV-09-18409-GM, Chapter 11, Filed 7/7/09. Assets between \$0-50,000 and Liabilities between \$1-100 million. Order appointing trustee Arturo Cisneros on 9/8/09. Trustee's motion to convert case to Chapter 7 filed on 9/24/09, with hearing set for 10/27/09.

PPA Holdings, LLC

SA-09-16353-ES (LEAD of 22), Chapter 11, Filed 6/26/2009. Assets unknown and Liabilities over \$100 million. Motion to consolidate cases filed 9/17/09. Hearing set for 10/16/09.

Z Gallerie

LA-09-18400-VZ, Chapter 11, Filed 4/10/2009. Assets and Liabilities between \$1-100 million. Order entered on 10/14/09 implementing the debtor's second amended plan of reorganization.

Fatburger Restaurants of California, Inc./Fatburger Restaurants of Nevada, Inc.

SV-09-13964-GM, SV-09-13965-GM, Chapter 11, Filed 4/7/2009. Assets and Liabilities between \$1-100 million. Order entered granting extension of time for the exclusive period for debtor to file plans of reorganization to 11/3/09.

Fleetwood Enterprises, Inc.

RS-09-14254-MJ (LEAD of 43), Chapter 11, Filed 3/10/2009. Assets and Liabilities over \$100 million. Order entered authorizing debtor to continue to pay prepetition workers compensation benefits. Hearing set for 10/27/09 to extend period for filing Chapter 11 plan and disclosure statement.

Bethany Holdings Austin Apartments, LLC

SA-09-11873-RK (LEAD of 15), Chapter 11, Filed 3/4/2009. Assets and Liabilities between \$1-100 million. Motion for approval of Chapter 11 disclosure statement filed 8/20/09. Hearing continued to 10/26/09.

Right Start Acquisition Company

SV-09-11132-MT (LEAD of 2), Chapter 11, Filed 2/3/2009. Assets and Liabilities between \$1-100 million. Motion for an order of contempt for willful violation of the automatic stay filed by the debtor on 10/12/09.

StarRibs North, LP

SA-08-17182-TA (LEAD of 15), Chapter 11, Filed 11/6/2008. Assets and Liabilities between \$1-100 million. Order granting stipulation to extend deadline to file disclosure statement and Chapter 11 plan of reorganization entered on 10/8/09.

Palmdale Hills Property, LLC

SA-08-17206-ES (LEAD of 25), Chapter 11, Filed 11/6/2008. Assets and Liabilities over \$100 million. Hearing set for 10/15/09 for motion for substantive consolidation filed on 9/24/09 and disclosure statement filed 9/9/09.

Karykeion Inc.

SV-08-17254-MT, Chapter 11, Filed 9/22/2008. Assets and Liabilities at \$1-100 million. Objection to the debtor's disclosure statement filed by creditor Sterling Bank on 10/16/09.

Century City Doctors Hospital, LLC

LA-08-23318-SB, Chapter 7, Filed 08/22/2008. Assets and Liabilities between \$1-100 million. Declaration regarding entry of order without hearing filed by trustee on 10/12/09.

Woodside Group, LLC

RS-08-20682-PC (LEAD of 188), Chapter 11, Filed 8/20/2008. Assets and Liabilities unknown. Second amended Chapter 11 plan filed on 10/09/09. Hearing on omnibus objection for order disallowing claims set for 11/16/09.

IndyMac Bancorp, Inc.

LA-08-21752-BB, Chapter 7, Filed 07/31/2008. Assets between \$1-100 million and Liabilities over \$100 million. Order entered on 10/7/09 approving payment of mediation fee.

Shoe Pavilion, Inc.

SV-08-14939-MT (LEAD of 2), Chapter 11, Filed 7/15/2008. Assets and Liabilities at \$1-100 million. Order regarding final applications for allowance of fees and reimbursement of expenses of certain professionals employed in the debtor's cases entered 10/20/09.

Estate Financial Mortgage Fund, LLC

ND-08-11535-RR, Chapter 11, Filed 07/01/2008. Assets over \$100 million and Liabilities between \$1-100 million. Motion for relief from stay regarding action in non-bankruptcy forum; and application for compensation hearings scheduled for 11/13/09.

Fremont General Corporation

SA-08-13421-ES, Chapter 11, Filed 6/18/2008. Assets and Liabilities over \$100 million. Motion for approval of Chapter 11 disclosure statement filed on 10/13/09. Hearing set for 11/12/09.

eStyle, Inc.

LA-08-13518-SB, Chapter 11, Filed 3/19/2008. Assets and Liabilities between \$1-100 million. Ballot summary regarding voting on debtor's third amended plan of reorganization filed on 9/29/09.

Axiom International, Inc.

LA-08-10277-BB (LEAD of 37), Chapter 7, Filed 01/08/2008. Assets and Liabilities over \$100 million. Hearing set for 11/10/09 regarding Chapter 7 trustee's motion for order authorizing and facilitating orderly avoidance power actions process.

*Based on a combination of Asset and Liability Levels, Number of creditors, high activity, and/or name recognition.