

Memo To: Chapter 13 Bar
From: Devin Derham-Burk, Chapter 13 Trustee
Date: October 29, 2010
Subject: **Chapter 13 Motion Calendar for Salinas**

RDB

Effective December 2010, Judge Novack would like to institute a monthly telephonic Chapter 13 motion calendar. The calendar will be heard on Monday of the week prior to the week in which the Friday Chapter 13 confirmation calendar is held in Salinas. The first telephonic Chapter 13 motion calendar will be heard on Monday, December 6, 2010 at 10:00 a.m. *All subsequent telephonic Chapter 13 motion calendars will begin at 3:30 p.m.* Tentative rulings for the calendar will be posted on the Court's website the Friday prior to the Monday hearing.

The following matters **will not** be heard on the motion calendar and should continue to be set on the monthly confirmation calendar:

- confirmation
- fee applications
- objections to claims

Additionally, motions for relief from stay will continue to be heard on Wednesdays at 3:00 p.m.

With those exceptions, all motions **will** be heard on the motion calendar, including but not limited to:

- motions to value collateral
- motions to dismiss, convert, or modify
- motions to vacate
- motions for hardship discharge
- other miscellaneous motions

This policy does not preclude parties from requesting shortened time or a special setting to be heard on a different calendar by way of an appropriate application. If you have already noticed a motion for the December 17th confirmation calendar, you do not need to re-notice it for December 6th. All motions filed after the date of this memo must be placed on the appropriate Chapter 13 motion calendar instead of the confirmation calendar or debtor's counsel will be asked to re-notice the motion for the appropriate Chapter 13 motion calendar.