

TOTAL PAGES: 6

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Attorneys for James Edward Salven, Chapter 7 Trustee

IN THE UNITED STATES BANKRUPTCY COURT

EASTERN DISTRICT OF CALIFORNIA - FRESNO DIVISION

In re:

DANIEL M. CANCHOLA,

Debtor.

Case No. 17-11346-B-7

Chapter 7

DC No.: RWR-5

Date: July 3, 2019

Time: 9:30 a.m.

Dept: B

Ctrm: 13, Fifth Floor

Location: 2500 Tulare Street

Fresno, CA

Judge: Honorable Rene Lastreto

**NOTICE OF ENTRY OF ORDER GRANTING REQUEST FOR CONTINUANCE OF
HEARING ON TRUSTEE'S MOTION TO EMPLOY SPECIAL COUNSEL**

**TO: THE DEBTOR, DANIEL M. CANCHOLA AND HIS ATTORNEY OF
RECORD, JERRY LOWE; AND ALL INTERESTED PARTIES:**

PLEASE TAKE NOTICE that on June 10, 2019, at Docket 71, the Court entered an Order Granting Request for Continuance of Hearing on Trustee's Motion to Employ Special Counsel. A true and correct copy of the Order is attached hereto as Exhibit "A."

The hearing, originally scheduled for June 12, 2019 at 9:30 a.m. has been continued to July 3, 2019 at 9:30 a.m. in Department B, Courtroom 13 of the United States Bankruptcy Court located at 2500 Tulare Street, Fresno, California.

1 Opposition, if any, to the granting of the motion shall be in writing and shall be served
2 and filed with the Clerk of the Court, on the undersigned, and the Chapter 7 Trustees and any
3 other party requesting special notice by the responding party at least fourteen (14) calendar days
4 preceding the date or continued date of the hearing. Opposition, if any, shall be served upon the
5 following:

6 Russell W. Reynolds
7 Attorneys for James E. Salven
8 499 W. Shaw Ave., Ste. 116
9 Fresno, California 93704

James E. Salven
Chapter 7 Trustee
P.O. Box 25970
Fresno, California 93729

9 Opposition shall be accompanied by evidence establishing its factual allegations. A
10 responding party who has no opposition to the granting of the motion may serve and file a
11 statement to that effect, specifically designating the motion in question. Without good cause, no
12 party shall be heard in opposition to a motion at oral argument if written opposition to the motion
13 has not been timely filed. Failure of the responding party to timely file written opposition may be
14 deemed a waiver of any opposition to the granting of the motion or may result in the imposition
15 of sanctions.

16 UNLESS WRITTEN OPPOSITION AND SUPPORTING EVIDENCE IS FILED WITH
17 THE CLERK AND SERVED ON THE MOVING PARTY, THE COURT MAY RESOLVE
18 THE MATTER WITHOUT ORAL ARGUMENT.

19 The motion will be based on the Notice of Motion (Doc 63), the Motion (Doc 62),
20 Declaration of James E. Salven (Doc 65), Declaration of David Moeck (Doc 65), and
21 accompanying exhibits, served and filed on May 10, 2019, and on all of the records and
22 documents filed in the above-entitled matter and on such oral and documentary evidence as may
23 be presented at the hearing on the motion.

24 PLEASE TAKE NOTICE that you are able to review any tentative ruling or pre-hearing
25 dispositions by checking the court's website at www.caeb.uscourts.gov after 4:00 p.m. the day
26 before the hearing. Parties appearing telephonically must view the pre-hearing dispositions prior
27 to the hearing.

1 To appear at the hearing by telephone, contact Court Call Conference Service at (866)
2 582-6878. *See also* CourtCall.com. The telephone appearance must be arranged twenty-four
3 (24) hours in advance. A Court Call fee applies. Individuals using Court Call are cautioned they
4 do so at their own risk. The hearing will not be rescheduled due to a missed connection.

5 Requests for further information or for copies of the motion and supporting papers should
6 be directed to the undersigned.

7
8
9 Respectfully submitted,

10 COLEMAN & HOROWITT, LLP

11
12 Dated: June 10, 2019.

By: /s/ Russell W. Reynolds

RUSSELL W. REYNOLDS

Attorneys for James E. Salven, Chapter 7
Trustee

EXHIBIT “A”

TOTAL PAGES: 2

RUSSELL W. REYNOLDS #138075

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Fresno, CA

Judge: Honorable Rene Lastreto

**ORDER GRANTING REQUEST FOR CONTINUANCE OF HEARING ON TRUSTEE'S
MOTION TO EMPLOY SPECIAL COUNSEL**

Based upon the Request to Continue the Hearing on Trustee's Motion to Employ Special Counsel, and good cause appearing, IT IS ORDERED AS FOLLOWS:

1. The Request to Continue Hearing on Trustee's Motion to Employ Special Counsel is granted;
2. The hearing originally set for June 12, 2019 at 9:30 a.m. is continued to July 3, 2019 at 9:30 a.m.;
3. Opposition, if any, shall be in writing and shall be served and filed with the Clerk of the Court, the Chapter 7 Trustee, counsel for the Chapter 7 Trustee, and any other party requesting


RECEIVED
June 07, 2019
CLERK, U.S. BANKRUPTCY COURT
EASTERN DISTRICT OF CALIFORNIA
0006521846

ORD GRNTNG RQST FOR CONT HRING

1 special notice by the responding party at least fourteen (14) calendar days preceding the date of the
2 hearing. The opposition shall be accompanied by evidence establishing its factual allegations. A
3 responding party who has no opposition to the granting of the motion may serve and file a statement
4 to that effect, specifically designating the motion in question. Without good cause, no party shall
5 be heard in opposition to the motion at oral argument if written opposition to the motion has not
6 been timely filed. Failure of the responding party to timely file written opposition may be deemed
7 a waiver of any opposition to the granting of the motion or may result in the imposition of sanctions.

8
9
10 Dated: Jun 10, 2019

By the Court

11 
12 René Lastrero II, Judge
13 United States Bankruptcy Court
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Fresno, CA

Judge: Honorable Rene Lastreto II

AMENDED CERTIFICATE OF SERVICE

I declare that I am a citizen of the United States and a resident of the County of Fresno. I am over the age of eighteen (18) years and not a party to the within action. My business address is 499 West Shaw, Suite 116, Fresno, California 93704.

On June 10, 2019, I served the following documents described as:

**1. NOTICE OF ENTRY OF ORDER GRANTING REQUEST FOR
CONTINUANCE OF HEARING ON TRUSTEE'S MOTION TO EMPLOY
SPECIAL COUNSEL;**

on the interested parties as follows:

David M. Moeck Esq. QUINLAN KERSHAW & FANUCCHI 2125 Merced Street Fresno, CA 93721	
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PLEASE SEE THE ATTACHED MAILING MATRIX

☒ **BY MAIL** - by placing a true and correct copy in a sealed envelope with postage thereon fully prepaid in the firm's outgoing mail. I am "readily familiar" with the firm's practice of collecting and processing correspondence for mailing. It is deposited with United States Postal Service on that same day in the ordinary course of business.

☐ **BY CALIFORNIA OVERNIGHT** - by placing ☐ a true and correct copy ☐ the original thereof enclosed in a sealed envelope for delivery via California Overnight next day delivery to the addressee noted above.

☐ **BY HAND DELIVERY** - by delivering by hand and leaving a true copy with the person and at the address shown above.

☐ **BY ELECTRONIC TRANSMISSION** - by causing a true copy thereof to be electronically transmitted to the parties indicated above, by using their e-mail address.

☐ **STATE:** I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

☒ **FEDERAL:** I declare that I am employed in the office of a member of the bar of this court at whose direction service was made.

Executed on June 10, 2019, at Fresno, California.

/s/ Stacey Johnson
STACEY JOHNSON

Label Matrix for local noticing
0972-1
Case 17-11346
Eastern District of California
Fresno
Mon Jun 10 15:53:58 PDT 2019

CAL LeDUC
c/o Riley C. Walter
205 E. River Park Circle #410
Fresno, CA 93720-1572

Steve Cornwell
7045 N Fruit Ave
Fresno, CA 93711-0761

Jay LeDuc
c/o Riley C. Walter
205 E. River Park Circle #410
Fresno, CA 93720-1572

Mark P Robinson Jr
ROBINSON CALCAGNIE ROBINSON SHAPIRO
19 Corporate Plaza Drive
Newport Beach CA 92660-7904

Richard A Belardinelli
GEORGE AND BELARDINELLI
7060 N Fresno Street Ste 250
Fresno CA 93720-2984

Stephen R Cromwell
CORNWELL SAMPLE LLP
7045 N Fruit Avenue
Fresno CA 93711-0761

1st Crd Srvc
377 Hoes Lane
Piscataway NJ 08854-4138

Cal LeDuc, et al.
Cornwell & Sample, LLPC
70445 N. Fruit Ave
Fresno CA 93711

Grant Mercantile Age
49099 Road 426
Oakhurst CA 93644-9486

Lukus LeDuc
c/o Riley C. Walter
205 E. River Park Circle #410
Fresno, CA 93720-1572

Office of the U.S. Trustee
United States Courthouse
2500 Tulare Street, Room 1401
Fresno, CA 93721-1326

James Edward Salven
PO Box 25970
Fresno, CA 93729-5970

Riley C. Walter
205 E. River Park Circle, Ste. 410
Fresno, CA 93720-1572

Tori Abby
c/o Riley C. Walter
205 E. River Park Circle #410
Fresno, CA 93720-1572

Daniel M. Canchola
1005 3rd Street
Orange Cove, CA 93646-2412

Mandy Jobe
c/o Riley C. Walter
205 E. River Park Circle #410
Fresno, CA 93720-1572

Jerry R. Lowe
2344 Tulare Street Suite 301
Fresno, CA 93721-2295

Russell W. Reynolds
499 W. Shaw Ave., Ste. 116
Fresno, CA 93704-2516

Sequoia Safety Council
PO Box 658
Oakhurst, CA 93644-0658

Michael L. Wilhelm
205 E. River Park Circle, Suite 410
Fresno, CA 93720-1572

The following recipients may be/have been bypassed for notice due to an undeliverable (u) or duplicate (d) address.

(u) Miley Abby, a Minor, by and through her G

(u) Tori Abby

(u) Mandy Jobe

(u) Cal LeDUC

(u) Jay LeDuc

(u) Lukus LeDuc

LP0000300

(u)Miley Abby, a Minor, by and through her Gu
c/o Riley C. Walter
205 E. River Park Circle #410
Fresno

End of Label Matrix	
Mailable recipients	20
Bypassed recipients	7
Total	27

