26

27

28

224

Doc. 3

FILED

March 22, 2010 CLERK, U.S. BANKRUPTCY COURT EASTERN DISTRICT OF CALIFORNIA

D212

## UNITED STATES BANKRUPTCY COURT EASTERN DISTRICT OF CALIFORNIA **CIVIL MINUTE ORDER**

Case Title:

Charles W. Siller

Case No: 09-26167 - C - 11

Date: Time:

3/10/10 10:00

Matter:

[191] - Motion/Application For Summary Judgment [DD-2] Filed by Creditors

Cotchett, Pitre and McCarthy, Spiller McProud (wlos)
[191] - Motion/Application For Summary Adjudication [DD-2] Filed by Creditors

Cotchett, Pitre and McCarthy, Spiller McProud (wlos)
[191] - Motion/Application to Allow the Claim by Cotchett, Pitre and McCarthy and Spiller McProud as a Final Non-Contestable Judgment [DD-2] Filed by Creditors

Cotchett, Pitre and McCarthy, Spiller McProud (wlos)

Judge :

Christopher M. Klein

Courtroom Deputy:

Teresa Jackson Diamond Reporters

Reporter: Department:

APPEARANCES for:

Movant(s):

Creditor - Walter Dahl

Respondent(s):

Debtor(s) Attorney - Randy Michelson

Creditor - Dennis Hauser; Estela Pino; David Haynes; Howard Nevins Party - Samson Elsbernd; Bradley Benbrook; Daniel Egan; David Flemmer Party - Andrea Porter

## CIVIL MINUTE ORDER

A decision

pendurions of low having been stated orally on the record and good cause appearing.

IT IS ORDERED that the motion is denied.

#### CERTIFICATE OF SERVICE

On the date indicated below, I served a true and correct copy(ies) of the attached document by placing said copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed and by depositing said envelope in the United States mail or by placing said copy(ies) into an interoffice delivery receptacle located in the Clerk's Office.

Randy Michelson 150 Spear St #1600 San Francisco, CA 94105

Dahl & Dahl 2304 N Street Sacramento, CA 95816-5716

Dated: 4 - 9-10

EPUTY CLERK

Jennifer Jahnsen



2

In re:

CHARLES W. SILLER,

1 4



# UNITED STATES BANKRUPTCY COURT

### EASTERN DISTRICT OF CALIFORNIA

Case No. 09-26167-C-11

ORDER VACATING ENTRY OF DOCUMENT NO. 213 ON DOCKET

Debtor(s).

A review of the docket reflects that the draft Civil Minute Order attached as Exhibit A to this order shows as "entered" on March 23, 2010. The order, however, has never been signed and is not a valid order. Therefore, the entry of the document on the docket is vacated as an administrative error pursuant to Federal Rule of Civil Procedure 60(a).

SO ORDERED.

Dated: April 9, 2010.

UNITED STATES BANKRUPTCY JUDGE

#### FILED

March 22, 2010 CLERK, U.S. BANKRUPTCY COURT EASTERN DISTRICT OF CALIFORNIA D213

# UNITED STATES BANKRUPTCY COURT EASTERN DISTRICT OF CALIFORNIA **CIVIL MINUTE ORDER**

Case Title:

Charles W. Siller

Case No: 09-26167 - C - 11

Date: Time:

3/10/2010 10:00

Matter:

[199] - Cross Motion for Partial Summary Judgment [DD-2] Filed by Debtor

Charles W. Siller to be held on 3/10/2010 at 10:00 AM at Sacramento Courtroom

35, Department C. (wlos)

Judge:

Christopher M. Klein

Courtroom Deputy: Reporter:

Teresa Jackson **Diamond Reporters** 

Department:

**APPEARANCES for:** 

Movant(s):

Debtor(s) Attorney – Randy Michelson Debtor(s) Attorney – Andrea Porter

Respondent(s):

Creditor - Dennis Hauser; Estela Pino; David Haynes; Walter Dahl; Howard Nevins

Party - Samson Elsbernd; Bradley Benbrook; Daniel Egan; David Flemmer

#### CIVIL MINUTE ORDER

Findings of fact and conclusions of law having been stated orally on the record and good cause appearing. IT IS ORDERED that the motion is granted.

#### CERTIFICATE OF SERVICE

On the date indicated below, I served a true and correct copy(ies) of the attached document by placing said copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed and by depositing said envelope in the United States mail or by placing said copy(ies) into an interoffice delivery receptacle located in the Clerk's Office.

Randy Michelson 150 Spear St #1600 San Francisco, CA 94105

Dahl & Dahl 2304 N Street Sacramento, CA 95816-5716

Dated: 4-9-10

DEPUTY CLERK

Jennifer Jahnsen