

FILED

AUG 26 2016

SUSAN M. SPRAUL, CLERK  
U.S. BKCY. APP. PANEL  
OF THE NINTH CIRCUIT

UNITED STATES BANKRUPTCY APPELLATE PANEL  
OF THE NINTH CIRCUIT

FILED  
Sep 12, 2016  
CLERK, U.S. DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA

In re:	)	BAP Nos.	EC-16-1158
	)		EC-16-1159
YOUSIF H. HALLOUM,	)		EC-16-1162
	)		EC-16-1163
Debtor.	)		EC-16-1164
_____	)		EC-16-1165
	)		
YOUSIF H. HALLOUM,	)	Bk. No.	12-21477-C-7
	)	District No.	2:16-mc-0153 WBS AC (PS)
Appellant,	)		
v.	)	<b>ORDER TRANSFERRING MOTION</b>	
	)	<b>TO UNITED STATES DISTRICT</b>	
MICHAEL G. KASOLAS, chapter 7	)	<b>COURT FOR LIMITED PURPOSE</b>	
trustee; BANK MIDWEST, N.A.;	)	<b>OF RULING ON MOTION</b>	
UNITED STATES TRUSTEE,	)	<b>UNDER 28 U.S.C. § 1915</b>	
	)		
Appellees.	)		
_____	)		

Before: TAYLOR and KIRSCHER, Bankruptcy Judges.

The Panel has received appellant's request to proceed in forma pauperis in these appeals.

These appeals are properly before the Bankruptcy Appellate Panel ("BAP") under 28 U.S.C. § 158. As no party filed a timely election to have the appeals heard by the United States District Court under 28 U.S.C. § 158(c), jurisdiction lies with the BAP.

Under the holding of Perroton v. Gray (In re Perroton), 958 F.2d 889 (9th Cir. 1992) and Determan v. Sandoval (In re Sandoval), 186 B.R. 490, 496 (9th Cir. BAP 1995), the BAP has no authority to grant in forma pauperis motions under 28 U.S.C. § 1915(a) because bankruptcy courts are not "court[s] of the United

States" as defined in 28 U.S.C. § 451.

However, the district court<sup>1</sup> has authority to allow a person to file an appeal without prepayment of the filing fee. See 28 U.S.C. § 1915(a).

Therefore, appellant's motion is hereby TRANSFERRED to the United States District Court for the Eastern District of California for the limited purpose of ruling on appellant's motion. It is appellant's responsibility to take all necessary steps to have this matter considered by the district court within thirty (30) days from the date of this order.

After the district court issues its decision, appellant is directed to notify the BAP of the district court ruling. If the district court denies the application, appellant will have twenty-one (21) days from the date of the district court order to pay the appeal filing fee to the clerk of the bankruptcy court or these appeals will be dismissed. If the fee is paid or the district court grants appellant's motion, these appeals will then proceed before the BAP.

For the convenience of the district court, copies of the motion, the notices of appeal, and the orders on appeal are attached to this order.

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<sup>1</sup> The district courts have original jurisdiction over bankruptcy cases and proceedings, 28 U.S.C. § 1334, and may exercise that jurisdiction notwithstanding that a district court may choose to refer bankruptcy matters to the bankruptcy judges for the district. 28 U.S.C. § 157(d).

**UNITED STATES BANKRUPTCY COURT**  
**Eastern District of California**

Robert T Matsui United States Courthouse  
 501 I Street, Suite 3-200  
 Sacramento, CA 95814  
 (916) 930-4400  
 M-F 9:00 AM - 4:00 PM  
 www.caeb.uscourts.gov



**BANKRUPTCY APPEAL TRANSMITTAL FORM**

**Case Number:** 12-21477 - C - 7

**DCN:** MLG-26

**Debtor Name(s) and Address(es):**

Yousif H. Halloum  
 111 Silver Coud Pl  
 Danville, CA 94526

**TO:** Bankruptcy Appellate Panel of the Ninth Circuit  
 125 S. Grand Ave., Pasadena, CA 91105 ((626) 229-7225).

**FROM:** U.S. Bankruptcy Court  
 Eastern District of California District Office No. 0972

Bankruptcy Judge (who signed the order): Christopher M. Klein

Date Notice of Appeal Filed: 6/2/16

Date of Entry of Order Appealed From: 5/27/16

Date Bankruptcy Case Filed: 1/26/12

Date Notice of Appeal and Notice of Referral of Appeal Mailed to Parties: 5/27/16

Filing Fee Paid? No

**Dated:**  
 6/6/16

For the Court,  
 Wayne Blackwelder, Clerk

**UNITED STATES BANKRUPTCY COURT**  
**Eastern District of California**

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**CERTIFICATE OF NOTICE**

**Case Number:** 12-21477 - C - 7

**DCN:** MLG-26

**Debtor Name(s) and Address(es):**

Yousif H. Halloum  
 111 Silver Cloud Pl  
 Danville, CA 94526

The undersigned clerk in the Office of the United States Bankruptcy Court for this district hereby certifies that copies of the Notice of Appeal to the Bankruptcy Appellate Panel of the Ninth Circuit, filed on June 2, 2016, were transmitted to BNC for service today to the following parties at their respective addresses as shown in the Court's records.

Office of the U.S. Trustee  
 501 I St #7-500  
 Sacramento CA 95814

Yousif H. Halloum  
 111 Silver Cloud Place  
 Danville, CA 94526

Michael Kasolas  
 PO Box 26650  
 San Francisco, CA 94126

Hilton Ryder  
 McCormick, Barstow, Sheppard  
 5 River Park Place East  
 Fresno, CA 93720

Scott H. McNutt  
 McNutt Law Group LLP  
 219 9th Street  
 San Francisco, CA 94103

David I. Katzen  
 1990 N. California Boulevard, Suite 600  
 Walnut Creek, CA 94596

Scott Reddie  
 7647 North Fresno Street  
 Fresno, CA 93720

**Dated:**  
 6/6/16

For the Court,  
 Wayne Blackwelder , Clerk

3)

FILED  
JUN - 2 2016  
UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF CALIFORNIA

**Form 1. Notice of Appeal to BAP Ninth Circuit Pasadena from a Judgment or Order of a District Court**

United States Bankruptcy Court Eastern District of California - Sacramento

File Numbers: 12-21477

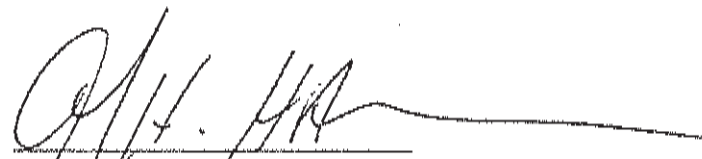
**YOUSIF H. HALLOUM, et al.,** )  
 )  
Appellants )  
 )  
Vs. )  
 )  
**McCORMICK BARSTOW LLP, et al)** )  
 )  
Appellees )

**NOTICE OF APPEAL**

Notice is hereby given that YOUSIF H. HALLOUM (Debtor) in the above named case, hereby appeal to BAP for the NINTH Circuit final judgment from a Disposition "ORDER ON MOTION TO LIMIT ABANDONMENT OF PERSONAL PROPERTY PURSUANT TO 11 U.S.C. SEC 554(c)" entered in this action on the 27 day of May, 2016.

Dated: June 2, 2016

Debtor in Pro Se



Yousif H. Halloum

Address: 111 Silver Cloud Pl  
Danville, CA 94526

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FILED  
MAY 27 2016  
UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF CALIFORNIA

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UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF CALIFORNIA

In re: ) Case No. 12-21477-C-7  
YOUSIF H. HALLOUM, )  
Debtor. )

**ORDER ON MOTION TO LIMIT ABANDONMENT OF PERSONAL PROPERTY  
PURSUANT TO 11 U.S.C. § 554(c)**

Upon consideration of the chapter 7 trustee's motion to limit abandonment, cause has been established for granting the motion under 11 U.S.C. § 554(c) to provide that no claim or cause of action included in the bankruptcy estate of Yousif Halloum shall be abandoned in conjunction with closing the case. Accordingly,

IT IS ORDERED THAT no claim or cause of action that is property of the bankruptcy estate of Yousif Halloum in this Case No. 12-21477 shall be abandoned as otherwise provided by 11 U.S.C. § 554(c) at the time is closed; and

IT IS FURTHER ORDERED that Yousif Halloum has no standing to prosecute a claim or cause of action that is property of the bankruptcy estate in Case No. 12-21477; and


IT IS FURTHER ORDERED that only a chapter 7 trustee has standing to prosecute a claim or cause of action that is property of the estate in Case No. 12-21477 and that, in the event that any claim or cause of action that becomes appropriate to prosecute after the case is closed and the trustee

1 discharged, the case may be reopened pursuant to 11 U.S.C.  
2 § 350(b) and a chapter 7 trustee may be appointed to deal with  
3 the matter; and

4 IT IS FURTHER ORDERED that this order is without prejudice  
5 to a motion by Yousif Halloum to obtain abandonment of any claim  
6 or cause of action that is property of the estate in Case No.  
7 12-12477 pursuant to 11 U.S.C. § 554(b), which may only be  
8 requested by motion upon notice to all parties in interest.

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DATE: May 27, 2016

  
UNITED STATES BANKRUPTCY JUDGE



INSTRUCTIONS TO CLERK OF COURT  
SERVICE LIST

The Clerk of Court is instructed to send the attached document, via the BNC, to the following parties:

Yousif H. Halloum  
111 Silver Cloud Place  
Danville, California 94526

Michael Kasolas  
PO Box 26650  
San Francisco, California 94126

Hilton Ryder  
McCormick, Barstow, Sheppard  
5 River Park Place East  
Fresno, California 93720

Scott H. McNutt  
McNutt Law Group LLP  
219 9th Street  
San Francisco, California 94103

David I. Katzen  
1990 N. California Boulevard, Suite 600  
Walnut Creek, California 94596

Scott Reddie  
7647 North Fresno Street  
Fresno, California 93720



UNITED STATES BANKRUPTCY COURT  
Eastern District of California

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Sacramento, CA 95814  
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**BANKRUPTCY APPEAL TRANSMITTAL FORM**

Case Number: 12-21477 - C - 7

DCN:

Debtor Name(s) and Address(es):

Yousif H. Halloum  
111 Silver Could Pl  
Danville, CA 94526

TO: Bankruptcy Appellate Panel of the Ninth Circuit  
125 S. Grand Ave., Pasadena, CA 91105 ((626) 229-7225).

FROM: U.S. Bankruptcy Court  
Eastern District of California District Office No. 0972

Bankruptcy Judge (who signed the order): Christopher M. Klein

Date Notice of Appeal Filed: 6/2/16

Date of Entry of Order Appealed From: 5/27/16

Date Bankruptcy Case Filed: 1/26/12

Date Notice of Appeal and Notice of Referral of Appeal Mailed to Parties: 5/27/16

Filing Fee Paid? No

Dated:  
6/6/16

For the Court,  
Wayne Blackwelder, Clerk

**UNITED STATES BANKRUPTCY COURT**  
**Eastern District of California**

Robert T Matsui United States Courthouse  
 501 I Street, Suite 3-200  
 Sacramento, CA 95814  
 (916) 930-4400  
 M-F 9:00 AM - 4:00 PM  
 www.caeb.uscourts.gov



**CERTIFICATE OF NOTICE**

**Case Number:** 12-21477 - C - 7

**DCN:**

**Debtor Name(s) and Address(es):**

Yousif H. Halloum  
 111 Silver Cloud Pl  
 Danville, CA 94526

The undersigned clerk in the Office of the United States Bankruptcy Court for this district hereby certifies that copies of the Notice of Appeal to the Bankruptcy Appellate Panel of the Ninth Circuit, filed on 6/2/16, were transmitted to BNC for service today to the following parties at their respective addresses as shown in the Court's records.

Office of the US Trustee  
 501 I Street, Suite 7-500  
 Sacramento, CA 95814

Edmund Gee  
 Office of the US Trustee  
 501 I Street, Suite 7-500  
 Sacramento, CA 95814

Yousif H. Halloum  
 111 Silver Cloud Place  
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 Walnut Creek, CA 94596

Scott Reddie  
 7647 North Fresno Street  
 Fresno, CA 93720

**Dated:**  
 6/6/16

For the Court,  
 Wayne Blackwelder, Clerk



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**Form 1. Notice of Appeal to BAP Ninth Circuit Pasadena from a Judgment or Order of a District Court**

**FILED**  
JUN - 2 2016  
UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF CALIFORNIA

United States Bankruptcy Court Eastern District of California - Sacramento

File Numbers: 12-21477


**YOUSIF H. HALLOUM, et al.,** )  
 )  
Appellants )  
 )  
Vs. )  
 )  
**McCORMICK BARSTOW LLP, et al)** )  
 )  
Appellees )

**NOTICE OF APPEAL**

Notice is hereby given that YOUSIF H. HALLOUM (Debtor) in the above named case, hereby appeal to BAP for the NINTH Circuit final judgment from a Disposition "ORDER ON MOTION FOR MIDWEST BANK TO RETURN THE OVER PAYMENTS MADE DURING CHAPTER 11 PROCEEDINGS" entered in this action on the 27 day of May, 2016.

Dated: June 2, 2016

Debtor in Pro Se

  
\_\_\_\_\_  
Yousif H. Halloum

Address: 111 Silver Cloud Pl  
Danville, CA 94526



(2)

FILED  
MAY 27 2016  
UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF CALIFORNIA

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UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF CALIFORNIA


In re: ) Case No. 12-21477-C-7  
YOUSIF H. HALLOUM, )  
Debtor. )  
\_\_\_\_\_ )

**ORDER ON MOTION FOR MIDWEST BANK TO RETURN THE OVER PAYMENTS  
MADE DURING CHAPTER 11 PROCEEDINGS**

Upon consideration of the motion, Dckt. No. 1009,  
by the debtor to require return of \$232,351.04 in payments made  
during the chapter 11 phase of this case, this court is  
persuaded that the subject payments that were made as cash  
collateral payments were appropriate and that Bank Midwest did  
not receive the full value of its collateral. The debtor's  
theory about the effect of 11 U.S.C. § 506(c) in light of an  
appraisal made during the case does not vitiate the validity of  
the payments that were made.

Accordingly, the motion is DENIED.

DATE: May 27, 2016

  
UNITED STATES BANKRUPTCY JUDGE

**UNITED STATES BANKRUPTCY COURT  
Eastern District of California**

Robert T Matsui United States Courthouse  
501 I Street, Suite 3-200  
Sacramento, CA 95814  
(916) 930-4400  
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**BANKRUPTCY APPEAL TRANSMITTAL FORM**

**Case Number:** 12-21477 - C - 7

**DCN:**

**Debtor Name(s) and Address(es):**

Yousif H. Halloum  
111 Silver Cloud Pl  
Danville, CA 94526

**TO:** Bankruptcy Appellate Panel of the Ninth Circuit  
125 S. Grand Ave., Pasadena, CA 91105 ((626) 229-7225).

**FROM:** U.S. Bankruptcy Court  
Eastern District of California District Office No. 0972

Bankruptcy Judge (who signed the order): Christopher M. Klein

Date Notice of Appeal Filed: 6/2/16

Date of Entry of Order Appealed From: 5/27/16

Date Bankruptcy Case Filed: 1/26/12

Date Notice of Appeal and Notice of Referral of Appeal Mailed to Parties: 5/27/16

Filing Fee Paid? No

**Dated:**  
6/6/16

For the Court,  
Wayne Blackwelder , Clerk

**UNITED STATES BANKRUPTCY COURT**  
**Eastern District of California**

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 501 I Street, Suite 3-200  
 Sacramento, CA 95814  
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 M-F 9:00 AM - 4:00 PM  
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**CERTIFICATE OF NOTICE**

**Case Number:** 12-21477 - C - 7

**DCN:**

**Debtor Name(s) and Address(es):**

Yousif H. Halloum  
 111 Silver Cloud Pl  
 Danville, CA 94526

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 Walnut Creek, CA 94596

Scott Reddle  
 7647 North Fresno Street  
 Fresno, CA 93720

**Dated:**  
 6/6/16

For the Court,  
 Wayne Blackwelder, Clerk



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FILED  
JUN - 2 2016  
UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF CALIFORNIA

**Form 1. Notice of Appeal to BAP Ninth Circuit Pasadena from a Judgment or Order of a District Court**

United States Bankruptcy Court Eastern District of California - Sacramento

File Numbers: 12-21477

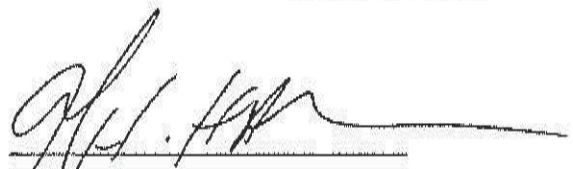
**YOUSIF H. HALLOUM, et al.,** )  
 )  
Appellants )  
 )  
Vs. )  
 )  
**McCORMICK BARSTOW LLP, et al)** )  
 )  
Appellees )

**NOTICE OF APPEAL**

Notice is hereby given that YOUSIF H. HALLOUM (Debtor) in the above named case, hereby appeal to BAP for the NINTH Circuit final judgment from a Disposition "ORDER ON TRUSTEE'S FINAL REPORT" entered in this action on the 27 day of May, 2016.

Dated: June 2, 2016

Debtor in Pro Se

  
\_\_\_\_\_  
Yousif H. Halloum

Address: 111 Silver Cloud Pl  
Danville, CA 94526

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FILED  
MAY 27 2016  
UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF CALIFORNIA

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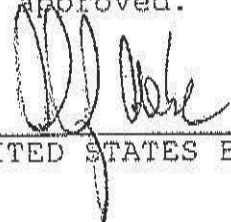
UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF CALIFORNIA

In re: ) Case No. 12-21477-C-7  
YOUSIF H. HALLOUM, )  
Debtor. )

ORDER ON TRUSTEE'S FINAL REPORT

Upon consideration of Trustee's Final Report, Dckt. No. 995, and the limited opposition made by the United States trustee, Dckt. No. 1011, subject to the need to make any appropriate adjustments on account of fee awards made after the date the final report was filed, the report is approved.

DATE: May 27, 2016

  
UNITED STATES BANKRUPTCY JUDGE



**UNITED STATES BANKRUPTCY COURT  
Eastern District of California**

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501 I Street, Suite 3-200  
Sacramento, CA 95814  
(916) 930-4400  
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**BANKRUPTCY APPEAL TRANSMITTAL FORM**

**Case Number:** 12-21477 - C - 7

**DCN:** DIK-9

**Debtor Name(s) and Address(es):**

Yousif H. Halloum  
111 Silver Could Pl  
Danville, CA 94526

**TO:** Bankruptcy Appellate Panel of the Ninth Circuit  
125 S. Grand Ave., Pasadena, CA 91105 ((626) 229-7225).

**FROM:** U.S. Bankruptcy Court  
Eastern District of California District Office No. 0972

Bankruptcy Judge (who signed the order): Christopher M. Klein

Date Notice of Appeal Filed: 6/2/16

Date of Entry of Order Appealed From: 5/27/16

Date Bankruptcy Case Filed: 1/26/12

Date Notice of Appeal and Notice of Referral of Appeal Mailed to Parties: 5/27/16

Filing Fee Paid? No

**Dated:**  
6/6/16

For the Court,  
Wayne Blackwelder , Clerk



**UNITED STATES BANKRUPTCY COURT**  
**Eastern District of California**

Robert T Matsui United States Courthouse  
 501 I Street, Suite 3-200  
 Sacramento, CA 95814  
 (916) 930-4400  
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**CERTIFICATE OF NOTICE**

**Case Number:** 12-21477 - C - 7

**DCN:** DIK-9

**Debtor Name(s) and Address(es):**

Yousif H. Halloum  
 111 Silver Cloud Pl  
 Danville, CA 94526

The undersigned clerk in the Office of the United States Bankruptcy Court for this district hereby certifies that copies of the Notice of Appeal to the Bankruptcy Appellate Panel of the Ninth Circuit, filed on 6/2/16, were transmitted to BNC for service today to the following parties at their respective addresses as shown in the Court's records.

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 Sacramento CA 95814

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Michael Kasolas  
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 7647 North Fresno Street  
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**Dated:**  
 6/6/16

For the Court,  
 Wayne Blackwelder , Clerk

3

**Form 1. Notice of Appeal to BAP Ninth Circuit Pasadena from a Judgment or Order of a District Court**

United States Bankruptcy Court Eastern District of California - Sacramento

File Numbers: 12-21477

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A.O.S.

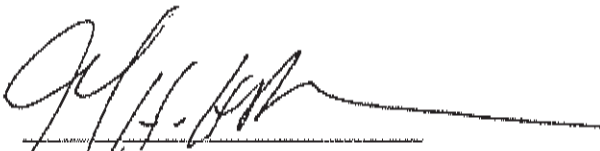
**YOUSIF H. HALLOUM, et al.,** )  
 )  
Appellants )  
 )  
Vs. )  
 )  
**McCORMICK BARSTOW LLP, et al)** )  
 )  
Appellees )

**NOTICE OF APPEAL**

Notice is hereby given that YOUSIF H. HALLOUM (Debtor) in the above named case, hereby appeal to BAP for the NINTH Circuit final judgment from a Disposition "ORDER ON MOTION FOR SANCTIONS" entered in this action on the 27 day of May, 2016.

Dated: June 2, 2016

Debtor in Pro Se

  
\_\_\_\_\_  
Yousif H. Halloum

Address: 111 Silver Cloud Pl  
Danville, CA 94526

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FILED  
MAY 27 2016  
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UNITED STATES BANKRUPTCY COURT  
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UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF CALIFORNIA

In re: ) Case No. 12-21477-C-7  
YOUSIF H. HALLOUM, ) Dckt. Control No. DIK-9  
Debtor. )

**ORDER ON MOTION FOR SANCTIONS**

Upon consideration of the Motion for Sanctions filed by Bank Midwest, Dckt. Control No. DIK-9, the Court concludes that the motion is meritorious.

The debtor filed a motion styled "Motion for Midwest Bank to Return the Over Payments Made During Chapter 11 Proceedings" seeking return of \$232,351.04 in payments made pursuant to a cash collateral order entered during the chapter 11 phase of this case. Bank Midwest gave them notice pursuant to Federal Rule of Bankruptcy Procedure 9011(c)(1) that sanctions would be sought if the motion was not withdrawn. The motion was not withdrawn.

The debtor's motion lacks substantial merit and presents claims that are not warranted by existing law.

The debtor simply does not understand the relevant bankruptcy law. An undersecured creditor may still have rights with respect to cash collateral that may properly be the subject of a cash collateral order in a chapter 11 case.

In addition, if disgorgement of cash collateral is appropriate, the chapter 7 trustee is the person with standing



1 to pursue those rights.

2 The record establishes that there is no chance of a  
3 distribution pursuant to 11 U.S.C. § 726(a)(6) to the debtor.  
4 Accordingly, he is not "injured in fact" and lacks standing to  
5 have made the motion for return of funds in the first instance.

6 The sanction awarded under Rule 9011(c)(2) should be  
7 tailored to what is sufficient to deter repetition of the  
8 challenged conduct. Here, the debtor is so deeply in debt that  
9 monetary sanctions would mean little. Moreover, he is a self-  
10 represented litigant.

11 This Court concludes that the appropriate measure is to  
12 require that permission of the Court be obtained before further  
13 motions are filed by the debtor in this case. This limitation  
14 does not affect the ability of the debtor to make motions in the  
15 various appeals that they are prosecuting.

16 SO ORDERED.

17  
18 DATE: May 27, 2016

  
UNITED STATES BANKRUPTCY JUDGE



**UNITED STATES BANKRUPTCY COURT  
Eastern District of California**

Robert T Matsui United States Courthouse  
501 I Street, Suite 3-200  
Sacramento, CA 95814  
(916) 930-4400  
M-F 9:00 AM - 4:00 PM  
www.caeb.uscourts.gov



**BANKRUPTCY APPEAL TRANSMITTAL FORM**

In re

Yousif H. Halloum

Debtor(s).

**Bankruptcy Case No.**

12-21477 - C - 7

Yousif "Joe" Halloum  
et al.

Plaintiff(s),

**Adversary Proceeding No.**

15-02091 - C

v.

Katzen & Schuricht  
et al.

Defendant(s).

**DCN:**

**TO:** Bankruptcy Appellate Panel of the Ninth Circuit  
125 S. Grand Ave., Pasadena, CA 91105 ((626) 229-7225).

**FROM:** U.S. Bankruptcy Court  
Eastern District of California District Office No. 0972

Bankruptcy Judge (who signed the order): Christopher M. Klein

Date Notice of Appeal Filed: 6/2/16

Date of Entry of Order Appealed From: 5/27/16

Date Bankruptcy Case Filed: 1/26/12

Date Notice of Appeal and Notice of Referral of Appeal Mailed to Parties: 5/27/16

Filing Fee Paid? No

Dated:  
6/6/16

For the Court,  
Wayne Blackweider, Clerk

**UNITED STATES BANKRUPTCY COURT  
Eastern District of California**

Robert T Matsui United States Courthouse  
501 I Street, Suite 3-200  
Sacramento, CA 95814  
(916) 930-4400  
M-F 9:00 AM - 4:00 PM  
www.caeb.uscourts.gov



**CERTIFICATE OF NOTICE**

<p>In re Yousif H. Halloum</p> <p style="text-align: right;">Debtor(s).</p>	<p style="text-align: center;">Bankruptcy Case No. 12-21477 - C - 7</p>
<p>Yousif "Joe" Halloum et al.</p> <p style="text-align: center;">Plaintiff(s),</p> <p>v.</p> <p>Katzen &amp; Schuricht et al.</p> <p style="text-align: right;">Defendant(s).</p>	<p style="text-align: center;">Adversary Proceeding No. 15-02091 - C</p> <p style="text-align: center;">DCN:</p>

The undersigned clerk in the Office of the United States Bankruptcy Court for this district hereby certifies that copies of the Notice of Appeal to the Bankruptcy Appellate Panel of the Ninth Circuit, filed on 6/2/16, were transmitted to BNC for service today to the following parties at their respective addresses as shown in the Court's records.

Office of the U.S. Trustee  
501 I St #7-500  
Sacramento CA 95814

Yousif H. Halloum •  
111 Silver Cloud Place  
Danville, CA 94526

Michael Kasolas •  
PO Box 26650  
San Francisco, CA 94126

Hilton Ryder •  
McCormick, Barstow, Sheppard  
5 River Park Place East  
Fresno, CA 93720

Scott H. McNutt •  
McNutt Law Group LLP  
219 9th Street  
San Francisco, CA 94103

David I. Katzen •  
1990 N. California Boulevard, Suite 600  
Walnut Creek, CA 94596

Scott Reddie  
7647 North Fresno Street  
Fresno, CA 93720

Dated:  
6/6/16

For the Court,  
Wayne Blackwelder , Clerk

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FILED  
JUN - 2 2016  
UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF CALIFORNIA  
P.O. 20

**Form 1. Notice of Appeal to BAP Ninth Circuit Pasadena from a Judgment or Order of a District Court**

United States Bankruptcy Court Eastern District of California - Sacramento

File Numbers: 15-2091

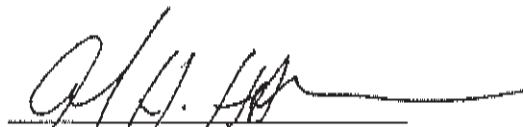
**YOUSIF H. HALLOUM, et al.,** )  
 )  
Appellants )  
 )  
Vs. )  
 )  
**McCORMICK BARSTOW LLP, et al)** )  
 )  
Appellees )

**NOTICE OF APPEAL**

Notice is hereby given that YOUSIF H. HALLOUM (Debtor) in the above named case, hereby appeal to BAP for the NINTH Circuit final judgment from a Disposition "ORDER ON MOTION TO COMPEL" entered in this action on the 27 day of May, 2016.

Dated: June 2, 2016

Debtor in Pro Se

  
\_\_\_\_\_  
Yousif H. Halloum

Address: 111 Silver Cloud Pl  
Danville, CA 94526



(2)

FILED  
MAY 27 2016  
UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF CALIFORNIA

UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF CALIFORNIA

In re: )  
          ) )  
YOUSIF H. HALLOUM, )  
          ) )  
          Debtor. )  
          ) )  
          ) )  
YOUSIF H. HALLOUM and )  
IMAN Y. HALLOUM, )  
          ) )  
          Plaintiff(s), )  
          ) )  
          v. )  
          ) )  
HILTON A. RYDER, et al., )  
          ) )  
          Defendant(s). )

Case No. 15-22271-C-7  
Adv. Case No. 15-2091

ORDER ON MOTION TO COMPEL

The debtor has asked for a full accounting of the trustee's administration of the case in the above-captioned adversary proceeding, Dckt. 287.

The trustee responds that the debtor already has access to all the information to which he is legitimately entitled. This court agrees. The United States trustee has carefully reviewed the full accounting of the administration of the case.

The debtor has a heightened animus against the trustee and has attempted to sue the trustee in other forums without the prior permission of this court.

Under these circumstances, the motion is DENIED.  
SO ORDERED.

DATE: May 27, 2016

  
UNITED STATES BANKRUPTCY JUDGE





**UNITED STATES BANKRUPTCY COURT**  
**Eastern District of California**

Robert T Matsui United States Courthouse  
 501 I Street, Suite 3-200  
 Sacramento, CA 95814  
 (916) 930-4400  
 M-F 9:00 AM - 4:00 PM  
 www.caeb.uscourts.gov



**BANKRUPTCY APPEAL TRANSMITTAL FORM**

**Case Number:** 12-21477 - C - 7

**DCN:** MLG-25

**Debtor Name(s) and Address(es):**

Yousif H. Halloum  
 111 Silver Cloud Pl  
 Danville, CA 94526

**TO:** Bankruptcy Appellate Panel of the Ninth Circuit  
 125 S. Grand Ave., Pasadena, CA 91105 ((626) 229-7225).

**FROM:** U.S. Bankruptcy Court  
 Eastern District of California District Office No. 0972

Bankruptcy Judge (who signed the order): Christopher M. Klein

Date Notice of Appeal Filed: 6/3/16

Date of Entry of Order Appealed From: 5/27/16

Date Bankruptcy Case Filed: 1/26/12

Date Notice of Appeal and Notice of Referral of Appeal Mailed to Parties: 5/27/16

Filing Fee Paid? No

**Dated:**  
 6/6/16

For the Court,  
 Wayne Blackwelder, Clerk

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**Form 1. Notice of Appeal to BAP Ninth Circuit Pasadena from a Judgment or Order of a District Court**

United States Bankruptcy Court Eastern District of California - Sacramento

**FILED**

File Numbers: 12-21477

JUN - 3 2016

UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF CALIFORNIA

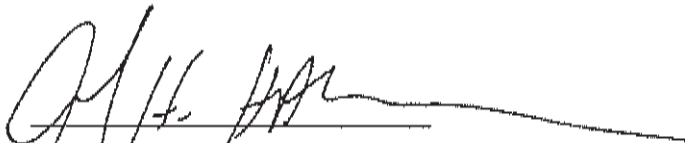
**YOUSIF H. HALLOUM, et al.,** )  
 )  
Appellants )  
 )  
Vs. )  
 )  
**McCORMICK BARSTOW LLP, et al)** )  
 )  
Appellees )

**NOTICE OF APPEAL** KVAS

Notice is hereby given that YOUSIF H. HALLOUM (Debtor) in the above named case, hereby appeal to BAP for the NINTH Circuit final judgment from a Disposition "ORDER ON CHAPTER 7 TRUSTEE'S FIRST AND FINAL APPLICATION FOR COMPENSATION AND REIMBURSEMENT OF EXPENSES" entered in this action on the 27 day of May, 2016.

Dated: June 3, 2016

Debtor in Pro Se

  
\_\_\_\_\_  
Yousif H. Halloum

Address: 111 Silver Cloud Pl  
Danville, CA 94526

(2)

FILED  
MAY 27 2016  
UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF CALIFORNIA

UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF CALIFORNIA

In re: ) Case No. 12-21477-C-7  
YOUSIF H. HALLOUM, ) Dckt. Control No. MLG-25  
Debtor. )

**ORDER ON CHAPTER 7 TRUSTEE'S FIRST AND FINAL APPLICATION FOR  
COMPENSATION AND REIMBURSEMENT OF EXPENSES**

The chapter 7 trustee has made an application for final compensation, Dckt. Control No. MLG-25. There is a strong presumption that the full amount of the fees permitted by 11 U.S.C. § 326 is reasonable. 11 U.S.C. § 330(a)(7). Here, the proposed distribution will operate to reduce the proposed compensation by about 25 percent. It follows that there is an even stronger presumption that the requested fee is reasonable.

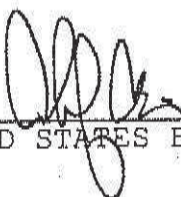
The Court has carefully reviewed the trustee's 20 page description of the case and adopts the description as an accurate representation of what transpired in this unique case.

The debtor's opposition and contention that the trustee defectively performed his duties is not grounded in reality.

Accordingly, the full amount requested, \$104,537.18 in fees and \$1,542.26 in expenses, is awarded.

SO ORDERED.

DATE: May 27, 2016

  
UNITED STATES BANKRUPTCY JUDGE

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**INSTRUCTIONS TO CLERK OF COURT  
SERVICE LIST**

The Clerk of Court is instructed to send the attached document, via the BNC, to the following parties:

Yousif H. Halloum  
111 Silver Cloud Place  
Danville, California 94526

Michael Kasolas  
PO Box 26650  
San Francisco, California 94126

Hilton Ryder  
McCormick, Barstow, Sheppard  
5 River Park Place East  
Fresno, California 93720

Scott H. McNutt  
McNutt Law Group LLP  
219 9th Street  
San Francisco, California 94103

David I. Katzen  
1990 N. California Boulevard, Suite 600  
Walnut Creek, California 94596

Scott Reddie  
7647 North Fresno Street  
Fresno, California 93720

View the [Full Docket](#)

**General Docket**  
**U. S. Bankruptcy Appellate Panel for the Ninth Circuit**

<b>Bankruptcy Appellate Panel Docket #:</b> 16-1165 Halloum v. Bank Midwest, N.A. <b>Appeal From:</b> California Eastern - Sacramento <b>Fee Status:</b> fee due	<b>Docketed:</b> 06/09/2016
<b>Case Type Information:</b> 1) Bankruptcy 2) Chapter 7 Non-Business 3) null	
<b>Originating Court Information:</b> <b>District:</b> 0972-2 : <a href="#">12-21477-C-7</a> <b>Trial Judge:</b> Christopher M Klein, Chief Bankruptcy Judge <b>Date Filed:</b> 01/26/2016 <b>Date Order/Judgment:</b> 05/27/2016	
<b>Date NOA Filed:</b> 06/03/2016	<b>Date Rec'd BAP:</b> 06/07/2016



06/28/2016	<a href="#">16</a>	Filed Document(s) Notice of Transcript filed by Appellant Yousif H. Halloum for the following appeals 16-1158, 16-1159, 16-1162, 16-1163, 16-1164, 16-1165 ( forwarded to Bk.Ct. for filing) (VJ) [Entered: 06/30/2016 11:07 AM]
06/29/2016	11	Terminate party from appeal Hilton A Ryder ( not a party to appeal . [16-1158, 16-1159, 16-1162, 16-1163, 16-1164, 16-1165] (VJ) [Entered: 06/29/2016 09:22 AM]
06/29/2016	12	Party: Add Attorney(s) Scott H. McNutt for party(s) Appellee Michael G. Kasolas. [16-1158, 16-1159, 16-1162, 16-1163, 16-1164, 16-1165] (VJ) [Entered: 06/29/2016 09:27 AM]
06/29/2016	13	Party: Add Attorney(s) Alan Scott Koenig for party(s) Appellee BANK MIDWEST, N.A. [16-1159, 16-1158, 16-1162, 16-1163, 16-1164, 16-1165] (VJ) [Entered: 06/29/2016 09:34 AM]
06/29/2016	14	Terminate parties from appeal Michael G. Kasolas, Katzen & Schuricht, Alan Scott Koenig, McCormick Barstow, Scott H. McNutt and Scott McNutt Law Group, LLC ; Michael C. Abel and Hilton A Ryder ( not parties to appeal) [16-1158, 16-1159, 16-1162, 16-1163, 16-1164, 16-1165] (VJ) [Entered: 06/29/2016 09:42 AM]
06/29/2016	<a href="#">17</a>	Filed Document(s) by Appellant Yousif H. Halloum original <b>copy of transcripts hearing dates September 18, 2013 and April 26, 2016</b> [16-1158, 16-1159, 16-1162, 16-1163, 16-1164, 16-1165] (VJ) [Entered: 06/30/2016 11:17 AM]
07/06/2016	<a href="#">18</a>	Filed Document(s) by Appellant Yousif H. Halloum original and copies statement of issues and designation of record and Jurisdiction statement ;served on 07/05/2016. Copy forwarded to Bk.Ct--[Edited 07/12/2016 by VJ] (VJ) [Entered: 07/12/2016 02:04 PM]
07/25/2016	<a href="#">19</a>	Filed Clerk's Notice ( Clerk: sms );This Clerk's Notice is being issued to allow the trial court the opportunity to "certif [y] in writing that [the appeals are] not taken in good faith". On Monday, August 8, 2016, the Panel will forward the motions for leave to proceed in forma pauperis to the U.S. District Court for its consideration.1 ; dated: 07/25/2016. [16-1158, 16-1159, 16-1162, 16-1163, 16-1164, 16-1165] ( see attached order) (VJ) [Entered: 07/25/2016 02:53 PM]
08/25/2016	<a href="#">20</a>	Filed order (TAYLOR and KIRSCHER); IT IS HEREBY ORDERED THAT: 1. Any party wishing to file joint briefs in these related appeals may do so. 2. Appellant's motion to file informal briefs is GRANTED. [16-1158, 16-1159, 16-1162, 16-1163, 16-1164, 16-1165] ( see attached order) (VJ) [Entered: 08/25/2016 01:22 PM]
08/26/2016	<a href="#">21</a>	Filed order (TAYLOR and KIRSCHER); appellant's motion is hereby TRANSFERRED to the United States District Court for the Eastern District of California for the limited purpose of ruling on appellant's motion. .: ( see attached order) [16-1158, 16-1159, 16-1162, 16-1163, 16-1164, 16-1165] (VJ) [Entered: 08/26/2016 09:57 AM]