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Chapter 7 Trustee
7

8 **UNITED STATES BANKRUPTCY COURT**
9 **CENTRAL DISTRICT OF CALIFORNIA**
10 **LOS ANGELES DIVISION**
11

12 In re

13 THOMAS VINCENT GIRARDI,
14 Debtor.
15

Case No. 2:20-bk-21020-BR

Chapter 7

**CHAPTER 7 TRUSTEE'S LIMITED
OPPOSITION TO EDELSON PC'S
MOTION FOR RELIEF FROM STAY**

Date: November 2, 2021

Time: 10:00 a.m.

Place: Courtroom 1668
U.S. Bankruptcy Court
255 E. Temple Street
Los Angeles, California

21
22 **TO THE HONORABLE BARRY RUSSELL, UNITED STATES BANKRUPTCY**
23 **JUDGE, MOVANT EDELSON PC AND ALL PARTIES IN INTEREST:**

24 Jason M. Rund, the Chapter 7 trustee ("Trustee") for the bankruptcy estate of Thomas
25 Vincent Girardi ("Debtor"), respectfully submits this Limited Opposition to the Motion for
26 Relief from the Automatic Stay Under 11 U.S.C. § 362 (Action in Nonbankruptcy Forum) (the
27 "Motion") filed by Edelson PC ("Edelson") [Doc 258].
28

1 In its request for relief on Page 4 of the Motion, Edelson clearly acknowledges, “the
2 stay remains in effect with respect to enforcement of any judgment against the Debtor or
3 property of the Debtor’s bankruptcy estate.” As such, the Trustee has no objection to Edelson
4 proceeding against Erika Girardi conditioned on this Court’s order stating very clearly that this
5 Court retains exclusive jurisdiction to determine whether an asset [being pursued by Edelson] is
6 property of the Debtor’s estate and, to the extent that such asset is determined by this Court in
7 the future to be an estate asset, Edelson shall cease all collection efforts with respect to such
8 asset and instead provide the Trustee with all evidence relating to the asset.

9
10 DATED: October 19, 2021

LEVENE, NEALE, BENDER, YOO
& BRILL L.L.P.

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12 By: /s/ Timothy J. Yoo
TIMOTHY J. YOO
13 CARMELA T. PAGAY
14 Attorneys for Jason M. Rund
Chapter 7 Trustee
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PROOF OF SERVICE OF DOCUMENT

I am over the age of 18 and not a party to this bankruptcy case or adversary proceeding. My business address is: 10250 Constellation Boulevard, Suite 1700, Los Angeles, CA 90067

A true and correct copy of the foregoing document entitled **CHAPTER 7 TRUSTEE'S LIMITED OPPOSITION TO EDELSON PC'S MOTION FOR RELIEF FROM STAY** will be served or was served (a) on the judge in chambers in the form and manner required by LBR 5005-2(d); and (b) in the manner stated below:

1. TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF): Pursuant to controlling General Orders and LBR, the foregoing document will be served by the court via NEF and hyperlink to the document. On **October 19, 2021**, I checked the CM/ECF docket for this bankruptcy case or adversary proceeding and determined that the following persons are on the Electronic Mail Notice List to receive NEF transmission at the email addresses stated below:

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- Christopher K.S. Wong christopher.wong@arentfox.com, yvonne.li@arentfox.com
- Timothy J Yoo tjy@lnbyg.com

2. SERVED BY UNITED STATES MAIL: On **October 19, 2021**, I served the following persons and/or entities at the last known addresses in this bankruptcy case or adversary proceeding by placing a true and correct copy thereof in a sealed envelope in the United States mail, first class, postage prepaid, and addressed as follows. Listing the judge here constitutes a declaration that mailing to the judge will be completed no later than 24 hours after the document is filed.

None.

☐ Service information continued on attached page

1 **3. SERVED BY PERSONAL DELIVERY, OVERNIGHT MAIL, FACSIMILE TRANSMISSION OR**
2 **EMAIL** (state method for each person or entity served): Pursuant to F.R.Civ.P. 5 and/or controlling LBR,
3 on **October 19, 2021**, I served the following persons and/or entities by personal delivery, overnight mail
4 service, or (for those who consented in writing to such service method), by facsimile transmission and/or
5 email as follows. Listing the judge here constitutes a declaration that personal delivery on, or overnight
6 mail to, the judge will be completed no later than 24 hours after the document is filed.

7 *None.*

8 I declare under penalty of perjury under the laws of the United States of America that the foregoing is
9 true and correct.

10 October 19, 2021

11 *Date*

12 Stephanie Reichert

13 *Type Name*

14 /s/ Stephanie Reichert

15 *Signature*